

State of Iowa

1971

# JOURNAL OF THE HOUSE

SIXTY-FOURTH  
GENERAL ASSEMBLY  
FIRST REGULAR SESSION



Convened January 11, 1971

Adjourned June 19, 1971

ROBERT D. RAY, Governor  
ROGER W. JEPSEN, President of the Senate  
WILLIAM H. HARBOR, Speaker of the House

Published by the  
STATE OF IOWA  
Des Moines

**SIXTY-FOURTH GENERAL ASSEMBLY**  
**FIRST REGULAR SESSION**

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**OFFICERS OF THE HOUSE**

WILLIAM H. HARBOR, Speaker of the House.....	Henderson
FLOYD H. MILLEN, Speaker Pro Tempore.....	Farmington
ANDREW VARLEY, Majority Floor Leader.....	Stuart
RICHARD F. DRAKE, Assistant Majority Floor Leader.....	Muscatine
ROBERT M. KREAMER, Assistant Majority Floor Leader.....	Des Moines
DALE M. COCHRAN, Minority Floor Leader.....	Eagle Grove
BERLE E. PRIEBE, Assistant Minority Floor Leader.....	Algona
A. JUNE FRANKLIN, Minority Whip.....	Des Moines
WILLIAM R. KENDRICK, Chief Clerk.....	Des Moines
BURL B. BEAM, Assistant Chief Clerk.....	Martensdale
LILLIAN LEFFERT, Legislative Counsel.....	Des Moines
MARY F. NEWCOMB, Engrossing Clerk.....	Des Moines
SUE M. REED, Chief Journal Clerk.....	Des Moines
ELIZABETH A. ISAACSON, Journal Clerk.....	Des Moines
DOLORES ABELS, Secretary to Chief Clerk.....	Des Moines
DOROTHY POTTHOFF, Clerk to Chief Clerk.....	Des Moines
BILLIE JEAN WALLING, Finance Clerk.....	Des Moines
ELIZABETH J. O'CONNOR, Supervisor of Clerks.....	Des Moines
PAULINE E. KEPHART, Assistant to Legislative Counsel.....	Des Moines
MARYJO F. WELCH, Secretary to Speaker.....	Des Moines
RALPH A. LANCASTER, Sergeant-at-Arms.....	Des Moines
CLARENCE O. ANDERSON, Assistant Sergeant-at-Arms.....	Des Moines
PHYLLIS J. FRAZIER, Bill Clerk.....	Des Moines
MADELINE E. JAMES, Assistant Bill Clerk.....	Des Moines
DOUGLAS L. STEPHENSON, File Clerk.....	Des Moines
ANN B. McCARTY, Supply Clerk.....	Des Moines
ELMER E. PENNINGTON, Chief Electrician.....	Des Moines
ALFRED E. WIERSON, Assistant Electrician.....	Radcliffe
DOUGLASS L. CLAYTON, Control Board Operator.....	Whiting
JOHN G. FRIBOURGE, Assistant Voting Machine Operator.....	Des Moines
LAURA J. STOKES, Postmaster.....	LeMars

ELECTIVE OFFICERS

ELECTIVE STATE OFFICES  
 Official Address, Des Moines, Iowa

Name	Title	Residence
Robert D. Ray	Governor	Des Moines
Roger W. Jepsen	Lieutenant Governor	Davenport
Melvin D. Synhorst	Secretary of State	Des Moines
Lloyd R. Smith	State Auditor	Des Moines
Maurice E. Baringer	Treasurer of State	Oelwein
L. B. Liddy	Secretary of Agriculture	Keosauqua
Richard C. Turner	Attorney General	Council Bluffs
C. Edwin Moore	Chief Justice of the Supreme Court	Des Moines
Robert L. Larson*	Justice of the Supreme Court	Iowa City
William C. Stuart	Justice of the Supreme Court	Chariton
Maurice E. Rawlings	Justice of the Supreme Court	Sioux City
Michael L. Mason	Justice of the Supreme Court	Mason City
Francis H. Becker	Justice of the Supreme Court	Des Moines
Clay LeGrand	Justice of the Supreme Court	Davenport
Warren J. Rees	Justice of the Supreme Court	Anamosa
Harvey Uhlenhopp	Justice of the Supreme Court	Hampton
W. W. Reynoldson**	Justice of the Supreme Court	Osceola

\*Retired April 1, 1971

\*\*Effective May 1, 1971

## MEMBERS OF THE HOUSE—SIXTY-FOURTH GENERAL ASSEMBLY—FIRST REGULAR SESSION (1971)

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Alt, Don D.	West Des Moines	54	Savings and Loan Executive	61st—Polk	63
Anania, Samuel F.	Des Moines	49	Barber Shop Owner	65th—Polk	None
Andersen, Leonard C.	Sioux City	59	Realtor, Insurance	23rd—Woodbury	59, 60, 60X, 62, 63
Bennett, Vernon N.	Des Moines	34	Business Rep. for Union	59th—Polk	62, 63
Bergman, Irvin L.	Harris	59	Farmer	3rd—Lyon-Dickinson-Osceola	62, 63
Blouin, Michael T.	Dubuque	25	Teacher	49th—Dubuque	63
Bray, Daniel L., Jr.	Davenport	23	Law Student	77th—Scott	None
Camp, John	Bryant	55	Agriculture, Business	73rd—Clinton	58, 59, 60, 60X, 62, 63
Campbell, Herbert L.	Washington	60	Farmer	89th—Henry-Jefferson-Washington	63
Christensen, Perry L.	Kent	38	Farmer	95th—Decatur-Ringgold-Union	62, 63
Clark, John H.	Keokuk	24	Insurance Agent	100th—Lee	None
Cochran, Dale M.	Eagle Grove	42	Farmer	29th—Calhoun-Webster	61, 62, 63
Curtis, Warren E.	Cherokee	56	Accountant	25th—Cherokee-Ida	None
Den Herder, Elmer	Sioux Center	62	Realtor	1st—Sioux-Lyon	57, 58, 59, 60, 60X, 61, 62, 63
Dougherty, Tom	Albia	60	Farmer	94th—Marion-Monroe	60X, 61, 63
Doyle, Donald V.	Sioux City	45	Lawyer	21st—Woodbury	57, 58, 61, 63
Drake, Richard F.	Muscatine	43	Farmer	71st—Muscatine	63
Dunton, Keith H.	Thornburg	55	Farmer, Businessman	88th—Iowa-Keokuk	58, 59, 60, 60X, 61, 62, 63
Edelen, Rollin C.	Estherville	62	Business Manager	5th—Emmet-Kossuth	None
Egenes, Sonja	Story City	40	Housewife	33rd—Story	None
Ellsworth, Theodore R.	Dubuque	52	Insurance	50th—Dubuque	63
Ewell, Vernon A.	Waterloo	33	Teacher	39th—Black Hawk	63
Fischer, Harold O.	Wellsburg	53	Insurance, Realtor	35th—Grundy-Marshall	58, 59, 60, 60X, 61, 62, 63
Fisher, C. Raymond	Grand Junction	63	Farmer	56th—Greene-Guthrie	58, 59, 60, 60X, 61, 62, 63
Franklin, A. June	Des Moines	40	Administrative Assistant	64th—Polk	62, 63
Freeman, Dennis L.	Storm Lake	31	Insurance Salesman	15th—Buena Vista-Clay-O'Brien	63
Gluba, William E.	Davenport	28	College Admissions Counselor	76th—Scott	None
Goode, Dewey E.	Bloomfield	72	Retired	98th—Davis-Wapello	45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 53, 54, 55, 56, 57, 59, 60, 60X, 63
Grassley, Charles E.	New Hartford	37	Farmer	10th—Butler-Floyd	58, 59, 60, 60X, 61, 62, 63
Hamilton, Howard A.	Tipton	61	District Insurance Manager	72nd—Cedar-Muscatine-Scott	63
Hansen, Willard	Cedar Falls	39	Insurance Executive	37th—Black Hawk	63
Harbor, William H.	Henderson	50	Grain Elevator Owner	81st—Mills-Montgomery	Page 56, 57, 58, 62, 63
Hill, Philip B.	Des Moines	39	Lawyer	62nd—Polk	None
Holden, Edgar H.	Davenport	56	Real Estate Broker	75th—Scott	62, 63
Husak, Emil J.	Toledo	40	Farmer	41st—Black Hawk-Tama	None

REPRESENTATIVES

**MEMBERS OF THE HOUSE—SIXTY-FOURTH GENERAL ASSEMBLY  
FIRST REGULAR SESSION (1971)—Continued**

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Jesse, Norman	Des Moines	33	Lawyer	58th—Polk	63
Johnston, Joseph C.	Iowa City	32	Lawyer, Accountant	70th—Johnson	63
Kehe, Luvern W.	Waverly	60	Engineer, Contractor	12th—Bremer-Chickasaw	63
Kelly, E. Kevin	Stouis City	27	Lawyer	22nd—Woodbury	None
Kennedy, Michael K.	New Hampton	31	Lawyer	11th—Chickasaw-Howard- Winneshiek	63
Kinley, George R.	Des Moines	33	Self Employed	66th—Polk	None
Knoblauch, Charles E., Sr.	Carroll	48	Chamber of Commerce Manager	28th—Carroll-Crawford	63
Knock, George J.	Council Bluffs	40	Lawyer	79th—Pottawattamie	None
Kreamer, Robert M.	Des Moines	29	Attorney	63rd—Polk	63
Kruse, Walter W. P.	Sheldon	66	Farmer, Insurance	4th—Clay-O'Brien	63
Larson, Larry N.	Ames	34	Grocer	34th—Jasper-Story	None
Lawson, Murray C.	Mason City	47	Printing Firm Owner	17th—Cerro Gordo	63
Lipsky, Joan	Cedar Rapids	51	Housewife	46th—Linn	62, 63
Logemann, Kenneth L.	Northwood	33	Farmer	7th—Cerro Gordo-Worth- Winneshiek	63(2-S)
Mayberry, D. Vincent	Fort Dodge	54	Poultry Processor	30th—Webster	61, 62, 63
McCormick, Harold C.	Manchester	60	Furniture Store Owner	48th—Delaware-Jones	63
McElroy, Lillian	Percival	53	Housewife	82nd—Fremont-Page	None
Mendenhall, John C.	New Albin	66	Retired	13th—Allamakee-Winneshiek	63
Menefee, Maynard	Fayette	63	Farmer	19th—Fayette	63
Middeswart, James I.	Indianola	58	Agriculture	93rd—Warren-Marion	62, 63
Millen, Floyd H.	Farmington	50	President Gravel Company	99th—Lee-Van Buren	60, 60X, 61, 62, 63
Miller, Elizabeth R.	Marshalltown	65	Housewife	36th—Marshall	63
Moffitt, Delmont	Mystic	59	Farmer and Farm Manager	98th—Appanoos-Decorat- Wayne	59, 60, 60X, 62
Mollett, Henry C.	Council Bluffs	32	President Janitorial Service	80th—Pottawattamie	None
Monroe, W. R. (Bill), Jr.	Burlington	32	Pharmacist	92nd—Des Moines	None
Nielsen, Alfred	Defiance	68	Farmer	53rd—Harrison-Shelby	60, 60X, 61, 62, 63
Norpel, Richard J., Sr.	Bellevue	52	Insurance Agent	52nd—Jackson-Jones	None
Nystrom, John N.	Boone	37	Auto Dealer	55th—Boone	None
Patton, John W.	Aurora	65	Farmer	20th—Buchanan-Delaware	61, 62
Pellett, Wendell C.	Atlantic	53	Farmer	83rd—Audubon-Cass	None
Pelton, Charles H.	Clinton	30	Attorney	74th—Clinton	62, 63
Pierson, George N.	Oskaloosa	66	Farmer	87th—Keokuk-Mahaaska- Monroe	62, 63
Priebe, Berl E.	Algona	52	Farmer	6th—Kossuth-Humboldt	63
Radi, Richard M.	Lisbon	59	Manufacturer	43rd—Linn	61, 62, 63
Rex, Clyde	Ellsworth	48	Farmer	31st—Hamilton-Wright	63
Rodgers, Norman G.	Adel	43	Grocer, Farmer	85th—Dallas-Madison	63
Roorda, Norman	Monroe	42	Farmer	67th—Jasper	62, 63

REPRESENTATIVES

**MEMBERS OF THE HOUSE—SIXTY-FOURTH GENERAL ASSEMBLY  
FIRST REGULAR SESSION (1971)—Continued**

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Sargison, Hallie	Salix	63	Housewife	24th—Woodbury	None
Schmeiser, Lloyd F.	Burlington	49	Farmer	91st—Des Moines-Louisa	63
Schroeder, Laverne W.	McClelland	37	Farmer	54th—Harrison-Pottawattamie	62, 63
Schwartz, James H.	Ottumwa	42	Insurance	97th—Wapello	63
Schwieger, Barton L.	Waterloo	29	Lawyer	40th—Black Hawk	None
Scott, Kenneth D.	Thornton	40	Farmer, Real Estate	18th—Franklin-Cerro Gordo	None
Shaw, Elizabeth	Davenport	47	Lawyer, Housewife	78th—Scott	62, 63
Siglin, Marion D.	Lucas	60	Farmer	86th—Clarke-Lucas-Madison	60
Skinner, Ed	Altoona	34	Attorney	60th—Polk	63
Small, Arthur A., Jr.	Iowa City	36	Business Executive, Educator	69th—Johnson	None
Sorg, Nathan	Marion	60	Pharmacist	47th—Linn	62, 63
Stanley, Ivor W.	Cedar Rapids	46	Executive Industrial Supplies	45th—Linn	None
Stokes, A. Gordon	Le Mars	70	Farmer	2nd—Plymouth-Sioux	59, 60, 60X, 61, 62, 63
Strand, Clair	Grinnell	60	Retired	68th—Iowa-Jasper-Poweshiek	62, 63
Stromer, Delwyn	Garner	40	Farmer	8th—Hancock-Wright	62, 63
Strothman, Charles F.	New London	69	Farmer	90th—Henry-Jefferson	60, 60X, 61, 62, 63
Taylor, Raymond J.	Dubuque	34	Maintenance-Construction	51st—Dubuque	None
Tieden, Dale	Elkader	48	Farmer	14th—Allamakee-Clayton	61, 62, 63
Trowbridge, Delbert L.	Charles City	67	Farmer, Real Estate	9th—Floyd-Mitchell	None
Uban, Charles J.	Waterloo	49	Oil Distributor	38th—Black Hawk	61
Varley, Andrew	Stuart	35	Farmer	84th—Adair-Adams-Taylor	62, 63
Waugh, Jewell O.	Whiting	60	Farmer	27th—Crawford-Monona	62, 63
Welden, Richard W.	Iowa Falls	62	Contractor	32nd—Franklin-Hardin	62, 63
Wells, James D.	Cedar Rapids	42	Food Company Employee	44th—Linn	63
Willits, Earl M.	Des Moines	24	Teacher	57th—Polk	None
Winkelman, William P.	Lohrville	37	Farmer, Businessman	26th—Calhoun-Sac	60, 60X, 61, 62, 63
Wirtz, James E.	Emmettsburg	27	Insurance, Real Estate	10th—Palo Alto-Pocahontas	None
Wykoff, Russell L.	Vinton	45	Farmer	42nd—Benton-Black Hawk	None

MEMBERS OF THE SENATE—SIXTY-FOURTH GENERAL ASSEMBLY—FIRST REGULAR SESSION (1971)

Name	Address	Age	Occupation	Dist.	Counties Composing District	Former Legislative Service
*Anderson, Quentin V.	Beaconsfield	38	Farmer, Businessman	48	Ringold, Union, Decatur, Wayne, Appanoose	60, 60X, 61, 63
*Arbuckle, R. Dean	Jefferson	44	Businessman	28	Greene, Boone, Guthrie	63
Baloun, Charles F.	Toledo	66	Farmer	21	Tama, Benton, Black Hawk	59, 60, 60X, 61, 62, 63
Bass, Earl G.	Malvern	55	Farmer, Grain Dealer	41	Mills, Cass, Fremont, Montgomery	63(2nd)
*Bries, James E.	Corning	44	Auctioneer, Real Estate	42	Adams, Cass, Audubon, Adair, Taylor	56, 58, 59, 60, 60X, 61, 62, 63
*Brownlee, S. J.	Emmetsburg	43	Farm Management	8	Palo Alto, Buena Vista, Pocahontas, Clay, O'Brien	63(2nd)
Carlson, Reinhold O.	Des Moines	65	Savings and Loan Exec.	29	Polk	None
*Coleman, C. Joseph	Clare	47	Farmer	15	Webster, Calhoun	57, 58, 59, 60, 60X, 61, 62, 63
*Conklin, W. Charlene	Waterloo	41	Housewife	20	Black Hawk	62, 63
*Curran, Leigh R.	Mason City	64	Farmer, Businessman	9	Cerro Gordo, Franklin	59, 60, 60X, 62, 63
Davis, Wilson L.	Keokuk	53	Engineer, Contractor	50	Lee, Van Buren	63(2nd)
*DeKoster, Lucas J.	Hull	52	Lawyer, Insurance Agent	1	Sioux, Lyon, Plymouth	61, 62, 63
*Doderer, Minnette F.	Iowa City	47	Legislator	35	Johnson	60, 60X, 61, 62, 63
Erskine, Alden J.	Sioux City	69	Automotive Business	12	Woodbury	62, 63
*Gaudineer, Lee H., Jr.	Des Moines	38	Lawyer	32	Polk	61, 62, 63
*Gilley, Floyd	Maynard	68	Retired Farmer	7	Fayette, Allamakee, Winneshiek	63
Glenn, Gene W.	Ottumwa	42	Lawyer	49	Wapello, Davis	61, 62, 63
Graham, J. Wesley	Ida Grove	68	Farm Manager	13	Ida, Cherokee, Sac, Calhoun	59, 60, 60X, 61, 62, 63
*Griffin, James W., Sr.	Council Bluffs	35	Insurance Executive	40	Pottawattamie	63
*Gross, G. William	Sioux City	41	Pharm. Products Salesman	11	Woodbury	None
Hill, Eugene M.	Newton	57	Farmer	34	Jasper, Iowa, Poweshiek	58, 59, 60, 60X, 61, 62, 63
*Keith, Wayne D.	Aigona	62	Businessman, Farmer	3	Kossuth, Emmet, Humboldt	63
Kennedy, Gene V.	Dubuque	43	Owner Priv. Det. Agency	26	Dubuque, Allamakee, Clayton	63
*Kyh, Vernon H.	Farkersburg	62	Auto Dealer	5	Butler, Mitchell, Floyd	60, 60X, 61, 62, 63
*Lamborn, Clifton C.	Maquoketa	51	Contractor	24	Jackson, Jones, Delaware	62, 63
*Lavery, Charles O.	Indianola	54	Farmer, Agri-Business	47	Warren, Marion, Monroe	63
Messery, Francis L.	Cedar Falls	56	Investment Management	19	Black Hawk	59, 60, 60X, 61, 62, 63
Miller, Charles P.	Burlington	52	Chiropractor	46	Des Moines, Louisa	60, 60X, 61, 62, 63
Milligan, George F.	Des Moines	36	Banker	31	Polk	63
*Mowry, John L.	Marshalltown	64	Lawyer	18	Marshall, Grundy	57, 58, 59, 60, 60X, 62, 63
Neu, Arthur A.	Carroll	37	Lawyer	14	Carroll, Crawford, Monona	62, 63
Nicholson, Edward E.	Davenport	66	Livestock Feeder	38	Scott	63
*Ollenburg, H. L.	Garner	59	Bank President	4	Hancock, Winnebago, Worth, Wright, Cerro Gordo	63
*Palmer, William D.	Des Moines	35	Pres. Insurance Agency	30	Polk	61, 62, 63
Potgeter, James A.	Steamboat Rock	40	Grain Dealer	16	Hardin, Hamilton, Wright, Franklin	62, 63
*Potter, Ralph W.	Marion	50	Real Estate Broker	10	Linn, Buchanan, Delaware	63
Rabedeaux, W. R.	Wilton Junction	51	Pres. Pub. Co., Dir. Power Co.	36	Cedar, Muscatine, Scott	63(2nd)
Rhodes, John C.	Chariton	41	Administrator Food Stores	43	Lucas, Dallas, Madison, Clarke	None
Riley, Tom	Cedar Rapids	41	Lawyer	23	Linn	59, 60, 60X, 61, 62

SENATORS

MEMBERS OF THE SENATE—SIXTY-FOURTH GENERAL ASSEMBLY—FIRST REGULAR SESSION (1971)  
Continued

viii

Name	Address	Age	Occupation	Dist.	Counties Composing District	Former Legislative Service
†Robinson, Cloyd E.	Cedar Rapids	32	Food Company Employee	22	Linn	None
Schaben, James F.	Dunlap	44	Livestock Auction Mkt. Oper.	27	Harrison, Shelby, Pottawattamie	62, 63
Shaff, Roger J.	Camanche	60	Farmer	37	Clinton	62, 63
Shawver, George L.	Fredericksburg	53	Contractor	6	Chickasaw, Bremer, Howard	None
*Smith, Marvin W.	Paulina	69	Retired Farmer, Teacher	2	O'Brien, Osceola, Dickinson, Clay, Lyon	57, 58, 59, 60, 60X, 61, 62, 63
Stephens, Richard L.	Crawfordsville	66	Farmer, Livestock Producer	45	Washington, Jefferson, Henry	57, 58, 59, 60, 60X, 61, 62, 63
§Sullivan, Charles K.	Sioux City	62	Business Executive	11	Woodbury	62, 63
*Tapscott, John E.	Des Moines	40	Ins., Securities, Real Estate	33	Polk	62, 63
*Thordsen, Harold A.	Davenport	61	Real Estate Broker	39	Scott	62, 63
Van Drie, Rudy	Ames	39	Publisher	17	Story, Jasper	62, 63
*Van Gilst, Bass	Oskaloosa	59	Farm Owner, Operator	44	Mahaaka, Keokuk, Iowa, Monroe	61, 62, 63
Walsh, John M.	Dubuque	30	Dept. Store Manager	25	Dubuque	62, 63

\*Holdover.

†Elected March 8, 1971, to fill vacancy.

‡Elected during interim to fill vacancy.

§Deceased February 13, 1971.

SENATORS



# JOURNAL OF THE HOUSE

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First Calendar Day — First Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, JANUARY 11, 1971

Pursuant to law, the House of Representatives of the Sixty-fourth General Assembly of Iowa, First Regular Session, convened at 10:00 a.m., Monday, January 11, 1971.

The House was called to order by the Honorable Dewey E. Goode from Davis County, District 98.

The following prayer was offered by the Reverend James S. Thomas, Bishop of the Iowa United Methodist Church, Des Moines, Iowa:

Eternal God who hast taught us to call thee Father, lead us into a deep sense of gratitude at the beginning of this legislative session. Teach us to value our numbered days so that each one of them may be filled with the best we can bring to it.

Representing the people who elected them, let the members of this assembly also represent the highest value of justice, wisdom, and compassion. Grant that each as a person — and altogether as an assembly — may be guided by high motives and clear purposes.

When we pray for the Governor of this state, lead us to pray also for all who govern with him. May each do his best both in fair and difficult times. Give us poise when we face pressure, strength when we face criticism and good humor when honest differences produce fatigue and tension. Let the love of liberty be so deeply grounded in us that we shall spare no effort to keep it alive.

Grant O Lord that each member of this assembly may so honor the high trust which has been granted him, that he may always act with courage and compassion toward all men.

Through Jesus Christ our Lord, Amen.

## TEMPORARY OFFICERS

On motion by Alt of Polk, District 61, William R. Kendrick of Polk County was elected Acting Chief Clerk. Mr. Kendrick presented himself and took and subscribed to the following oath:

“I 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 discharge the duties of my office to the best of my ability, so help me God.”

Fischer of Grundy, District 35, moved that the Honorable Dewey E. Goode of Davis County, District 98, be elected Temporary Speaker.

The motion prevailed.

## CREDENTIALS OF MEMBERS

Grassley of Butler, District 10, moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

The motion prevailed and the following committee was appointed: Grassley of Butler, District 10, Siglin of Lucas, District 86, Sorg of Linn, District 47, Radl of Linn, District 43, and Mayberry of Webster, District 30.

The committee retired and, upon returning, presented the following report:

## REPORT OF COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to seats in the House of Representatives of the Sixty-fourth General Assembly as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State.

CERTIFICATION  
STATE OF IOWAOffice of  
THE SECRETARY OF STATE

TO THE HONORABLE, THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES:

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 the General Election held November 3, 1970, each of the following named persons was duly elected to the office of State Representative for the term of two years beginning on the first day of January, 1971.

District	
First .....	Elmer H. Den Herder
Second .....	Gordon Stokes
Third .....	Irvin L. Bergman
Fourth .....	Walter W. P. Kruse
Fifth .....	Rollin C. Edelen
Sixth .....	Berl E. Priebe
Seventh .....	Kenneth L. Logemann
Eighth .....	Delwyn Stromer
Ninth .....	Delbert L. Trowbridge
Tenth .....	Charles E. Grassley
Eleventh .....	Michael K. Kennedy
Twelfth .....	L. W. Kehe
Thirteenth .....	John C. Mendenhall
Fourteenth .....	Dale L. Tieden
Fifteenth .....	Dennis L. Freeman
Sixteenth .....	James Wirtz
Seventeenth .....	Murray C. Lawson
Eighteenth .....	Kenneth D. Scott
Nineteenth .....	Maynard Menefee

District	
Twentieth	John W. Patton
Twenty-first	Donald V. Doyle
Twenty-second	E. Kevin Kelly
Twenty-third	Leonard C. Andersen
Twenty-fourth	Hallie Sargisson
Twenty-fifth	Warren E. Curtis
Twenty-sixth	William P. Winkelman
Twenty-seventh	Jewell O. Waugh
Twenty-eighth	Charles Knoblauch, Sr.
Twenty-ninth	Dale M. Cochran
Thirtieth	D. Vincent Mayberry
Thirty-first	Clyde Rex
Thirty-second	Richard W. Welden
Thirty-third	Sonja Egenes
Thirty-fourth	Larry N. Larson
Thirty-fifth	Harold O. Fischer
Thirty-sixth	Elizabeth Miller
Thirty-seventh	Willard R. Hansen
Thirty-eighth	Charles J. Uban
Thirty-ninth	Vernon A. Ewell
Fortieth	Barton L. Schwieger
Forty-first	Emil J. Husak
Forty-second	Russell L. Wyckoff
Forty-third	Richard Radl
Forty-fourth	James D. Wells
Forty-fifth	Ivor W. Stanley
Forty-sixth	Joan Lipsky
Forty-seventh	Nathan F. Sorg
Forty-eighth	Harold C. McCormick
Forty-ninth	Michael T. Blouin
Fiftieth	Theodore R. Ellsworth
Fifty-first	Raymond J. Taylor
Fifty-second	Richard J. Norpel, Sr.
Fifty-third	Alfred Nielsen
Fifty-fourth	Laverne W. Schroeder
Fifty-fifth	John N. Nystrom
Fifty-sixth	C. Raymond Fisher
Fifty-seventh	Earl M. Willits
Fifty-eighth	Norman G. Jesse
Fifty-ninth	Vernon N. Bennett
Sixtieth	Ed Skinner
Sixty-first	Don D. Alt
Sixty-second	Philip B. Hill
Sixty-third	Robert M. Kreamer
Sixty-fourth	A. June Franklin
Sixty-fifth	Samuel F. Anania
Sixty-sixth	George R. Kinley
Sixty-seventh	Norman Roorda
Sixty-eighth	Clair Strand
Sixty-ninth	Arthur A. Small
Seventieth	Joseph C. Johnston
Seventy-first	Richard F. Drake
Seventy-second	Howard A. Hamilton
Seventy-third	John Camp

District	
Seventy-fourth	Charles H. Pelton
Seventy-fifth	Edgar H. Holden
Seventy-sixth	William E. Gluba
Seventy-seventh	Daniel L. Bray, Jr.
Seventy-eighth	Elizabeth Shaw
Seventy-ninth	George J. Knoke
Eightieth	Henry C. Mollett
Eighty-first	William H. Harbor
Eighty-second	Lillian McElroy
Eighty-third	Wendell C. Pellett
Eighty-fourth	Andrew Varley
Eighty-fifth	Norman Rodgers
Eighty-sixth	Marion D. Siglin
Eighty-seventh	George N. Pierson
Eighty-eighth	Keith H. Dunton
Eighty-ninth	Herbert L. Campbell
Ninetieth	Charles F. Strothman
Ninety-first	Lloyd F. Schmeiser
Ninety-second	W. R. Monroe, Jr.
Ninety-third	James I. Middleswart
Ninety-fourth	Tom Dougherty
Ninety-fifth	Perry L. Christensen
Ninety-sixth	Delmont Moffitt
Ninety-seventh	James H. Schwartz
Ninety-eighth	Dewey E. Goode
Ninety-ninth	Floyd H. Millen
One Hundredth	John H. Clark

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this eleventh day of January, A. D. 1971.

MELVIN D. SYNHORST, Secretary of State.

CHARLES E. GRASSLEY, Chairman  
 MARION D. SIGLIN  
 NATHAN SORG  
 RICHARD M. RADL  
 D. VINCENT MAYBERRY

January 11, 1971

#### MEMBERS' OATH OF OFFICE

The following members took and subscribed to the following oath:

"I 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 discharge the duties of the office of Representative in the General Assembly of the State of Iowa to the best of my ability, so help me God."

Don D. Alt  
 Samuel F. Anania  
 Leonard C. Andersen  
 Vernon N. Bennett  
 Irvin L. Bergman

Michael T. Blouin  
 Daniel L. Bray, Jr.  
 John Camp  
 Herbert L. Campbell  
 Perry L. Christensen

John H. Clark  
 Dale M. Cochran  
 Warren E. Curtis  
 Elmer H. Den Herder  
 Tom Dougherty  
 Donald V. Doyle  
 Richard F. Drake  
 Keith H. Dunton  
 Rollin C. Edelen  
 Sonja Egenes  
 Theodore R. Ellsworth  
 Vernon A. Ewell  
 Harold O. Fischer  
 C. Raymond Fisher  
 A. June Franklin  
 Dennis L. Freeman  
 William E. Gluba  
 Dewey E. Goode  
 Charles E. Grassley  
 Howard A. Hamilton  
 Willard R. Hansen  
 William H. Harbor  
 Philip B. Hill  
 Edgar H. Holden  
 Emil J. Husak  
 Norman G. Jesse  
 Joseph C. Johnston  
 Luvern W. Kehe  
 E. Kevin Kelly  
 Michael K. Kennedy  
 George R. Kinley  
 Charles E. Knoblauch, Sr.  
 George J. Knoke  
 Robert M. Kreamer  
 Walter W. P. Kruse  
 Larry N. Larson  
 Murray C. Lawson  
 Joan Lipsky  
 Kenneth L. Logemann  
 D. Vincent Mayberry  
 Harold C. McCormick  
 Lillian McElroy  
 John C. Mendenhall  
 Maynard T. Menefee  
 James I. Middleswart

Floyd H. Millen  
 Elizabeth R. Miller  
 Delmont Moffitt  
 Henry C. Mollett  
 W. R. (Bill) Monroe, Jr.  
 Alfred Nielsen  
 Richard J. Norpel, Sr.  
 John N. Nystrom  
 John W. Patton  
 Wendell C. Pellett  
 Charles H. Pelton  
 George N. Pierson  
 Berl E. Priebe  
 Richard M. Radl  
 Clyde Rex  
 Norman G. Rodgers  
 Norman P. Roorda  
 Hallie Sargisson  
 Lloyd F. Schmeiser  
 Laverne W. Schroeder  
 James H. Schwartz  
 Barton L. Schwieger  
 Kenneth D. Scott  
 Elizabeth O. Shaw  
 Marion D. Siglin  
 Ed Skinner  
 Arthur A. Small, Jr.  
 Nathan F. Sorg  
 Ivor W. Stanley  
 A. Gordon Stokes  
 Clair Strand  
 Delwyn D. Stromer  
 Charles F. Strothman  
 Raymond J. Taylor  
 Dale L. Tieden  
 Delbert L. Trowbridge  
 Charles J. Uban  
 Andrew Varley  
 Jewell O. Waugh  
 Richard W. Welden  
 James D. Wells  
 Earl M. Willits  
 William P. Winkelman  
 James E. Wirtz  
 Russell L. Wyckoff

#### ELECTION OF SPEAKER

Ellsworth of Dubuque, District 50, presented the name of the Honorable William H. Harbor of District 81 as candidate for Speaker of the House of Representatives of the Sixty-fourth General Assembly, preceding such nomination with the following remarks:

MR. CHAIRMAN, LADIES AND GENTLEMEN OF THE HOUSE:

It is my privilege to nominate for Speaker of the House of Representa-

tives the Honorable William H. Harbor of Mills, Montgomery and Page Counties and a citizen of the town of Henderson.

When I said goodbye to my father-in-law last Saturday in Dubuque, he cautioned me about making my nomination speech too long. When I visited with Mr. Harbor yesterday, I asked him if he had any special requests to include in the nomination and he replied that he did not, just as long as the speech was not over an hour-and-a-half. I will follow the advice of both of these splendid gentlemen.

The story of the first half century of his life is well documented in the annals of his beloved state and known to all of us who served under Speaker Harbor in the Sixty-third General Assembly.

We are aware of his birth and growing up in Henderson, graduating from the University of Iowa, his participation in college athletics and his continued interest in sports, service to his country in the United States Navy during World War II, being an active Methodist, a businessman, his tireless civic toil, his decade of achievement as an elected member of the General Assembly.

But not as well-known—and I now speak particularly to the newly elected members of this House—is the kindness and understanding of Bill Harbor in guiding us through our maiden speeches, the mechanics of passing our first bill, the depth of understanding our local problems and helping us correlate these into the larger picture of a successful state government, the consideration shown each legislator during some of our tense moments on this floor.

It is generally understood by all of us that this is to be a difficult, strenuous, and uneasy session. We need an experienced hand at the helm. We want a man who has weathered the storms, who will command our respect, and above all will consider what is best for Iowa. Bill Harbor is that man.

I am a proud person at this moment as I place in nomination for your Speaker of the House of Representatives, William H. Harbor.

Freeman of Buena Vista, District 15, seconded the nomination of William H. Harbor for Speaker of the House, preceded by the following remarks:

This gentleman who has been nominated for Speaker is truly a professional. A gentlemen who is experienced; having served in both the Iowa House of Representatives and the Iowa Senate. A gentleman who is extremely fair; having served as Speaker of the House in the Sixty-third General Assembly. He bent over backward to serve all interests in that session, and I know that he will be as fair to all concerned in the Sixty-fourth.

A gentleman who is understanding and willing to listen. If you freshmen don't understand something and want to be informed, ask the Speaker so that you can better understand.

I am pleased to second the nomination of the Honorable William H. Harbor as Speaker of the House of Representatives for the Sixty-fourth General Assembly.

Cochran of Webster, District 29, seconded the nomination of William H. Harbor for Speaker of the House, preceded by the following remarks:

**LADIES AND GENTLEMEN OF THE SIXTY-FOURTH GENERAL ASSEMBLY:**

It is with honor and respect that I rise to second the nomination of William H. Harbor for the Speaker of the House of Representatives.

At no time in the history of Iowa has the challenge been so great to the members of this honorable body. It certainly is a time when we need dedicated and capable leadership.

I want to assure every one that the Democratic members of this assembly recognize the monumental tasks that lie before us. We, too, are here to represent all the people of the state of Iowa. People have also placed their faith and trust in us at the polls.

Though we are in the minority, our obligations to the people are just as great as those of the members of the majority.

With the awesome task before us we can ill afford to play a wild game of politics, arguing, bantering back and forth senselessly, while the people of Iowa are patiently or impatiently waiting for us to give them the necessary help and assistance that only the Iowa Legislature can give them.

There will be no easy solutions. Emotion cannot play a part. A game of politics will not measure up. We cannot legislate for any one group at the expense of any other.

We must approach our obligations with reason and compassion; ever mindful of the needs of all the people of the State of Iowa; whoever they are—wherever they may be.

I believe we must approach our role and go about our business as true statesmen. With these thoughts in mind, the minority party is here this morning to extend our hand of cooperation throughout the session whenever possible.

Having been a member of this assembly during the two sessions that Mr. Harbor served as Speaker I feel confident that he can give us the leadership we will need in the next two years. He has already demonstrated his capabilities in that capacity.

I, therefore, move that the Chief Clerk be authorized to cast the votes of all the members present of the House for the Honorable William H. Harbor as Speaker of the House of Representatives for the Sixty-fourth General Assembly.

The motion prevailed.

The Honorable William H. Harbor of Mills, District 81, having received all of the votes cast for the office of Speaker of the House of Representatives of the Sixty-fourth General Assembly, was declared duly elected to that office.

Shaw of Scott, District 78, moved that a committee of two be named to escort the Speaker to the chair.

The motion prevailed and the following committee was named: Shaw of Scott, District 78, and Schroeder of Pottawattamie, District 54.

#### PRESENTATION OF SPEAKER

The Honorable William H. Harbor was escorted to the Speaker's station and, upon being sworn, assumed the chair. Temporary Speaker Goode of Davis, District 98, presented Speaker-elect Harbor with the gavel and congratulated him on his unanimous election.

Speaker Harbor thanked the House for the honor bestowed upon him and offered the following remarks:

In accepting the responsibility of the office of Speaker of the House of the Sixty-fourth General Assembly, I am most appreciative of the honor that comes to me for the second time. It is received in a spirit of humility and with it a prayer to God that I may be worthy and have the ability, good judgment, the tolerance, and understanding to carry forward these responsibilities in a manner you have a right to expect.

This position dictates that it calls the signals, but let us not forget that there are one hundred House members, each with an individual responsibility in any success this Assembly will have in providing good, responsive government to our beloved state.

Under our two-party system, the majority party, of which I am a member, must lead in the responsibility of organization and administration. This will be done with fairness, firmness, and dispatch. To you of the minority, let me suggest that each of us have equal responsibility in matters of legislation and, thus, I respectfully offer and encourage cooperation. This is the time to lay aside partisan politics and join forces in confronting the problems and issues of the day. I read recently where a party said that ". . . a man's life and property are placed in jeopardy while the legislature is in session." One might surmise that this was taken from this morning's paper, but, instead, it was a reference made to the Massachusetts Legislature in 1785. This proves that throughout history there is concern about legislative bodies and their work product. This can be a meaningful and productive session if we give the self discipline and cooperation each of us is capable of exercising. On the other hand, we will be open for criticism and ridicule if we engage in partisan, petty politics and excessive rhetoric.

To you new members, this can be a rewarding experience if, for no other reason than having a warm feeling of being a part of shaping the destiny of Iowa. There will be times when you will think the process completely illogical and without reason, but time will show such actions as being necessary. I bid you welcome, and with it, a hand of friendship and cooperation.

Almost all issues carry with them high priority ratings and we will be meeting them head on. We will demand that Congress recognize the critical fiscal position of cities, towns and county government, and immediately take action on revenue sharing. We will make it crystal clear that the element that seeks to destroy our form of government and turn our state into a survival of the fittest, is not welcome and will be dealt with by a firm hand in no uncertain terms. We welcome our youth and invite them to take a more active, responsible role in government. We intend to furnish the necessary services commensurate with our ability to pay, and in an equitable manner. As you can see, we will be busy.

To the news media, all we ask is fairness in their reporting, a disclosure of all the facts. You members of the press know that you have a big part to play in any success we have, thus, I respectfully suggest that you exercise the responsibility of keeping the public abreast of all activities, not just the sensational.

Thus, let us all seek Divine guidance as we work toward our objective, which must be to keep Iowa progressive, yet continue to build on a foundation of sound finance and due regard for the principles of American democracy.

I am ready, as I am sure you are, to move forward in making Iowa a place to grow.

Speaker Harbor in the chair.



## PERMANENT CHIEF CLERK

Fisher of Greene, District 56, moved that William R. Kendrick be made permanent Chief Clerk of the House.

The motion prevailed and William R. Kendrick was declared elected permanent Chief Clerk.

## COMMITTEE TO NOTIFY GOVERNOR

Nielsen of Shelby, District 53, moved that a committee of three be appointed to notify the Governor that the House is duly organized and ready to receive any communication that he may desire to transmit.

The motion prevailed and the following committee was appointed: Nielsen of Shelby, District 53, Miller of Marshall, District 36, and Dunton of Keokuk, District 88.

## COMMITTEE TO NOTIFY THE SENATE

Stokes of Plymouth, District 2, moved that a committee of three be appointed to notify the Senate that the House is duly organized and ready to receive any communication that it may desire to transmit.

The motion prevailed and the following committee was appointed: Stokes of Plymouth, District 2, Dougherty of Monroe, District 94, and Lipsky of Linn, District 46.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Varley of Adair, District 84, offered the following resolution, asked and received unanimous consent for its immediate consideration, and moved its adoption:

## HOUSE CONCURRENT RESOLUTION 1

By Varley

*Be It Resolved by the House, the Senate Concurring,* That a joint convention of the two houses of the Sixty-fourth General Assembly be held on January 11, 1971, at 1:30 p.m.

*Be It Further Resolved,* That Governor Robert D. Ray be invited to deliver his message at a joint convention of the two houses of the General Assembly on January 12, 1971, at 10:00 a.m. and that the President of the Senate and the Speaker of the House be designated to extend the invitation to him.

*Be It Further Resolved,* That at this joint convention the votes for Governor and Lieutenant Governor be canvassed and the results announced and recorded as provided by law.

The motion prevailed and the resolution was adopted.

**ELECTION OF SPEAKER PRO TEMPORE**

Pelton of Clinton, District 74, placed in nomination the Honorable Floyd H. Millen of District 99 as candidate for Speaker pro tempore of the House of Representatives of the Sixty-fourth General Assembly, preceding his nomination with the following remarks:

**MR. SPEAKER AND LADIES AND GENTLEMEN:**

I nominate the gentleman from Lee and Van Buren Counties for the position of Speaker pro tempore.

The gentleman is a distinguished leader. His ability while speaking on his feet is only excelled by his fairness when presiding over this House from the Speaker's chair. The clever wit that he possesses always seems to come through while he is handling either of these tasks. This House has been served well by him in the many leadership positions he has held over the years. We can depend on him to serve us equally well in the future.

Drake of Muscatine, District 71, seconded the nomination of Mr. Millen as Speaker pro tempore of the House of Representatives, preceding his nomination with the following remarks:

**MR. SPEAKER, LADIES AND GENTLEMEN OF THE HOUSE:**

It is with great esteem and honor that I second the nomination of Floyd H. Millen as Speaker pro tempore. The gentleman from Van Buren County has many years' service in the legislature, including a term as both Majority Leader and our past Speaker pro tempore.

Floyd was sick yesterday, so I asked his wife if a long list of virtues applied to him personally. She said they did and added on rare occasions he was stubborn. I think stubbornness is even a virtue for politicians, if he is right. And on most occasions, Floyd, you have been right.

Floyd, the whole House joins in your seconding nomination.

Priebe of Kossuth, District 6, seconded the nomination with the following remarks:

**MR. SPEAKER, LADIES AND GENTLEMEN OF THE HOUSE:**

It gives me a great deal of pleasure to second the nomination and move the Chief Clerk cast the votes of all the House of Representatives of the Sixty-fourth General Assembly for the Honorable Floyd H. Millen of Van Buren County as Speaker pro tempore of the House. He is a gentleman with a fine sense of humor and above all a gentleman for whom I have the greatest regard.

In accordance with the foregoing motion, the Chief Clerk cast the votes of all the members of the House of Representatives for the Honorable Floyd H. Millen as Speaker pro tempore of the House of Representatives of the Sixty-fourth General Assembly. The Honorable Floyd H. Millen of Van Buren County, District 99, having received all of the votes cast for the office of Speaker pro tempore of the House of Representatives of the Sixty-fourth General Assembly, was declared duly elected to that office.

Stromer of Hancock, District 8, moved that a committee of two be appointed to escort the Speaker pro tempore to the chair.

The motion prevailed and the following committee was appointed: Stromer of Hancock, District 8, and Grassley of Butler, District 10.

Mr. Millen was escorted to the chair and, after taking the oath of office, offered the following remarks:

**LADIES AND GENTLEMEN OF THE SIXTY-FOURTH GENERAL ASSEMBLY:**

I welcome you and thank you sincerely for this high honor that has been bestowed upon me for the second successive General Assembly.

I appreciate the confidence and trust that you have entrusted to me. At the beginning of the Sixty-third General Assembly I made the promise "that we would be out of here sooner than Iowans have been used to in recent years." Through the diligent efforts of the leaders and cooperation of the Sixty-third General Assembly, Second Session, that was accomplished. I make no such prediction this time.

This session of the Sixty-fourth General Assembly will be the most important to Iowans for several reasons. To name two: the determination of all legislators to make taxes fair and equitable to everyone. I pledge myself and all of you to that end. And also of almost equal importance to all Iowans is another—redistricting and reapportionment. These two issues alone are not only important but extremely controversial, and will take a great deal of time.

We all come from varied backgrounds and business interests. This is as it should be. It also means we have varied viewpoints. This leads to disagreement and full discussion on the issues. But what it will finally lead to is the best thinking in the best interest of all Iowans.

To this I pledge myself and the Sixty-fourth General Assembly. I hope you will take this same pledge. I also want to encourage the new members to feel free to come to me at any time you feel I can be of service to you.

Thank you.

**REPORTS OF COMMITTEES  
TO NOTIFY GOVERNOR AND SENATE**

Nielsen of Shelby, District 53, chairman of the committee to notify the Governor that the House was duly organized and ready to receive any communication he might desire to transmit, reported that the committee had performed its duty.

Report accepted and the committee discharged.

Stokes of Plymouth, District 2, chairman of the committee to notify the Senate that the House was duly organized and ready to receive any communications that the Senate might desire to transmit, reported that the committee had performed its duty.

Report accepted and the committee discharged.

**ADOPTION OF HOUSE RESOLUTION 1**

Stokes of Plymouth, District 2, asked and received unanimous consent for the immediate consideration of House Resolution 1, and moved its adoption:

## HOUSE RESOLUTION 1

By Stokes

*Resolved by the House of Representatives:* That a committee of one be appointed to arrange with different ministers of the state for opening the sessions with prayer.

The motion prevailed and the resolution was adopted.

## SPECIAL ORDER

Pelton of Clinton, District 74, offered the following motion:

I move that the assignment of seats to the members of the House be made a special order for this afternoon at 1:30 o'clock and that the names of the members be placed in a hat and drawn by the Chief Clerk, and as the names are called, the members shall select their seats and remain in the same until the drawing is completed.

The motion prevailed.

## ADOPTION OF HOUSE RESOLUTION 2

Alt of Polk, District 61, asked and received unanimous consent for the immediate consideration of House Resolution 2, and moved its adoption:

## HOUSE RESOLUTION 2

By Alt

*Resolved by the House of Representatives:* That each member of the House shall be entitled to select and appoint a clerk and such clerk may be called upon to aid in the discharge of the clerical work of the House of Representatives when his or her time permits. Only expert typists and stenographers will be considered qualified. The Speaker and Chief Clerk shall appoint their secretaries and pages to serve for the session, and the Chief Clerk is hereby authorized to employ such additional clerical assistance as his duties may require.

The motion prevailed and the resolution was adopted.

## COMMITTEE ON MILEAGE

Kehe of Bremer, District 12, moved that a committee of three be appointed to determine the amount of mileage due each member and report the same to the House.

The motion prevailed and the following committee was appointed: Kehe of Bremer, District 12, Rex of Hamilton, District 31, and Rodgers of Dallas, District 85.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Tieden of Clayton, District 14, asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 2 and moved its adoption:

## HOUSE CONCURRENT RESOLUTION 2

By Tieden

*Be It Resolved by the House, the Senate Concurring,* That a joint committee of six members be appointed, three from the Senate to be appointed by the President, and three from the House to be appointed by the Speaker, to nominate such additional employees as may be necessary for the work of the session and that the committee recommend the position to be filled.

The motion prevailed and the resolution was adopted.

The Speaker appointed as such committee, on the part of the House, Tieden of Clayton, District 14; Alt of Polk, District 61; and Fisher of Greene, District 56.

## COMMITTEE FROM THE SENATE

A committee from the Senate appeared and notified the House that the Senate was duly organized and ready to receive any communications that the House might desire to submit.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Concurrent Resolution 1, providing that a joint committee be named to arrange for the inauguration of the Governor and the Lieutenant Governor.

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

Senate Concurrent Resolution 2, providing that the Superintendent of Printing be directed to furnish copies of the 1971 Code of Iowa and copies of the Laws of the Sixty-third General Assembly to certain individuals.

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

Senate Concurrent Resolution 3, providing that the Superintendent of Printing mail one copy of the daily Senate and House Journals and Bills to each county auditor.

CARROLL A. LANE, Secretary

## ADOPTION OF SENATE CONCURRENT RESOLUTION 1

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 1 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 1

By Kyhl

*Be It Resolved by the Senate, the House Concurring:* That a joint committee be named, consisting of six members of the Senate to be appointed by the President of the Senate, and six members of the House, to be appointed by the Speaker of the House, to arrange for the inauguration of the Governor and the Lieutenant Governor.

The motion prevailed and the resolution was adopted.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 2

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 2 and moved its adoption:

#### SENATE CONCURRENT RESOLUTION 2

By Smith

*Be It Resolved by the Senate, the House Concurring:* That the Superintendent of Printing be directed to furnish copies of the 1971 Code of Iowa and also copies of the Laws of the Sixty-third General Assembly to such members of the Sixty-fourth General Assembly of Iowa who may request the same. Senate members to leave orders for Codes and Laws at the Secretary's desk and House members to leave orders at the Chief Clerk's desk.

*Be It Further Resolved:* That the Superintendent of Printing be directed to furnish copies of the 1971 Code of Iowa and Session Laws of the Sixty-third General Assembly as requested by the Secretary of the Senate and by the Chief Clerk of the House for use of the staffs in their respective offices.

*Be It Further Resolved:* That the Superintendent of Printing is directed to furnish copies of the 1971 Code of Iowa and Session Laws of the Sixty-third General Assembly to members of the press who are assigned seats in the Senate and House press galleries, to be requested by the Secretary of the Senate for members of the press with seats there assigned and by the Chief Clerk of the House for copies to be furnished members of the press assigned seats in the House chamber.

The motion prevailed and the resolution was adopted.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 3

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 3 and moved its adoption:

#### SENATE CONCURRENT RESOLUTION 3

By Laverty

*Be It Resolved by the Senate, the House Concurring:* That the Superintendent of Printing be instructed to mail to each county auditor in the State of Iowa one copy of the daily Senate and House Journals and one copy of each Senate and House bill of the Sixty-fourth General Assembly on date of introduction and printing thereof, and that same, with binders, be furnished to such officers free of charge, to be paid for out of the general fund not otherwise appropriated.

The motion prevailed and the resolution was adopted.

#### INAUGURAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following members of the inaugural committee on the part of the House: Lipsky of Linn, District 46, chairman; Curtis of Cherokee, District 25;

Menefee of Fayette, District 19; Middleswart of Warren, District 93; Priebe of Kossuth, District 6; and Ewell of Black Hawk, District 39.

### STANDING COMMITTEES APPOINTED

The Speaker announced the following appointments to the standing committees of the House:

#### AGRICULTURE—17 Members

Strothman, Chairman	Hamilton	Pellett	Scott
Moffitt*	Husak	Pierson	Siglin
Dougherty	Kruse	Priebe	Taylor
Edelen	Menefee	Sargisson	Waugh
	Patton		

#### APPROPRIATIONS—31 Members

Camp, Chairman	Ewell	Jesse	Radl
Welden*	Fischer, H. O.	Kennedy	Rodgers
Andersen	Fisher, C. R.	Kreamer	Schmeiser
Bergman	Franklin	Lawson	Schroeder
Christensen	Goode	Lipsky	Shaw
Den Herder	Grassley	Norpel	Small
Dunton	Hamilton	Pellett	Strothman
	Hansen	Priebe	Tieden

#### CITIES AND TOWNS—17 Members

Alt, Chairman	Bray	Kehe	Miller
Ellsworth*	Clark	Knoblauch	Skinner
Anania	Franklin	Knoke	Sorg
Andersen	Hansen	McCormick	Wells
	Holden	Mendenhall	

#### COMMERCE—17 Members

Fischer, H. O., Chairman	Dougherty	McElroy	Priebe
Freeman*	Egenes	Millen	Schwartz
Alt	Ellsworth	Monroe	Small
Curtis	Fisher, C. R.	Nystrom	Wirtz
	Kinley		

#### CONSERVATION AND RECREATION—16 Members

Tieden, Chairman	Mendenhall	Norpel	Siglin
Christensen	Menefee	Pellett	Stanley
Kruse*	Middleswart	Priebe	Wirtz
Kinley	Miller	Rodgers	Wyckoff

#### CONSTITUTIONAL AMENDMENTS AND REAPPORTIONMENT—19 Members

Shaw, Chairman	Doyle	Monroe	Schwieger
Christensen	Freeman	Nystrom	Skinner
Nielsen*	Goode	Patton	Tieden
Blouin	Hill	Pelton	Varley
Cochran	McCormick	Roorda	Winkelman

#### COUNTY GOVERNMENT—17 Members

Rex, Chairman	Jesse	Menefee	Stokes
Schroeder*	Johnston	Sargisson	Strand
Bergman	Knoblauch	Schmeiser	Waugh
Clark	Kruse	Siglin	Wyckoff
	Mendenhall		

\*Ranking Member

## ENVIRONMENTAL PRESERVATION—13 Members

Kehe, Chairman	Clark	Johnston	Mollett
Campbell*	Cochran	Lawson	Sargisson
Blouin	Hill	Miller	Siglin
	Husak		

## HIGHER EDUCATION—14 Members

Hansen, Chairman	Campbell	Larson	Strothman
Lipsky*	Egenes	Pellett	Taylor
Blouin	Gluba	Pierson	Wells
	Kennedy	Strand	

## HUMAN AND INDUSTRIAL RELATIONS—13 Members

Millen, Chairman	Curtis	Gluba	Stromer
Pierson*	Drake	Logemann	Wells
Bennett	Ellsworth	Mollett	Wirtz
	Ewell		

## IOWA DEVELOPMENT—13 Members

Winkelman, Chairman	Doyle	Norpel	Strand
Stanley*	Egenes	Schwieger	Trowbridge
Campbell	Knoblauch	Small	Uban
	Knoke		

## JUDICIARY—14 Members

Pelton, Chairman	Jesse	Knoke	Radl
Hill*	Kehe	Kreamer	Shaw
Bray	Kelly	Mendenhall	Sorg
	Kennedy	Patton	

## LAW ENFORCEMENT—18 Members

Hamilton, Chairman	Bergman	Johnston	Nielsen
Christensen*	Bray	Logemann	Schwartz
Anania	Campbell	McElroy	Trowbridge
Bennett	Doyle	Middleswart	Wirtz
	Edelen	Miller	

## RULES—11 Members

Varley, Chairman	Cochran	Kelly	Schmeiser
Kreamer*	Fischer, H. O.	Millen	Schwartz
	Goode	Pelton	Skinner

## SCHOOLS—19 Members

Grassley, Chairman	Husak	Radl	Strothman
Stromer*	Lipsky	Rodgers	Tieden
Ellsworth	Mayberry	Roorda	Waugh
Ewell	Moffitt	Sargisson	Welden
	Mollett	Shaw	Willits

## SOCIAL SERVICES—24 Members

Holden, Chairman	Dunton	Mayberry	Schwieger
Sorg*	Franklin	McElroy	Scott
Anania	Gluba	Moffitt	Stokes
Andersen	Hill	Monroe	Strand
Clark	Knoke	Rex	Wells
Den Herder	Lipsky	Schroeder	Wyckoff

## STATE GOVERNMENT—15 Members

Fisher, C. R., Chairman	Andersen	Larson	Rex
Drake*	Camp	Lawson	Taylor
Alt	Grassley	McCormick	Uban
	Kelly	Patton	Willits

\*Ranking Member



## TRANSPORTATION—20 Members

Goode, Chairman	Drake	Larson	Stanley
Schwieger*	Dunton	Mayberry	Stokes
Bennett	Edelen	Mollett	Uban
Christensen	Fischer, H. O.	Nystrom	Welden
Dougherty	Kehe	Schroeder	Willits

## WAYS AND MEANS—33 Members

Den Herder, Chairman	Dunton	Logemann	Scott
Roordaa*	Egenes	McCormick	Sorg
Anania	Fisher, C. R.	Middleswart	Stanley
Camp	Freeman	Millen	Stromer
Cochran	Holden	Nielsen	Trowbridge
Curtis	Kinley	Nystrom	Waugh
Dougherty	Knoblauch	Rodgers	Welden
Doyle	Kreamer	Schmeiser	Winkelman
	Lawson		

## MEMBERS' STANDING COMMITTEE APPOINTMENTS

	ALT OF DISTRICT 61	
Cities and towns, Chairman	Commerce	State government
	ANANIA OF DISTRICT 65	
Cities and towns Law enforcement	Social services	Ways and means
	ANDERSEN OF DISTRICT 23	
Appropriations Cities and towns	Social services	State government
	BENNETT OF DISTRICT 59	
Human and in- dustrial relations	Law enforcement	Transportation
	BERGMAN OF DISTRICT 3	
Appropriations	County government	Law enforcement
	BLOUIN OF DISTRICT 49	
Constitutional amendments and reapportionment	Environmental preservation	Higher education
	BRAY OF DISTRICT 77	
Cities and towns	Judiciary	Law enforcement
	CAMP OF DISTRICT 73	
Appropriations, Chairman	State government	Ways and means
	CAMPBELL OF DISTRICT 89	
Environmental preservation*	Higher education Iowa development	Law enforcement
	CHRISTENSEN OF DISTRICT 95	
Appropriations Conservation and recreation	Law enforcement*	Transportation
	CLARK OF DISTRICT 100	
Cities and towns County government	Environmental preservation	Social services

\*Ranking Member

Constitutional amendments and reapportionment	COCHRAN OF DISTRICT 29 Environmental preservation	Rules Ways and means
Commerce	CURTIS OF DISTRICT 25 Human and industrial relations	Ways and means
Appropriations	DEN HERDER OF DISTRICT 1 Social services	Ways and means, Chairman
Agriculture Commerce	DOUGHERTY OF DISTRICT 94 Transportation	Ways and means
Constitutional amendments and reapportionment	DOYLE OF DISTRICT 21 Iowa development Law enforcement	Ways and means
Human and industrial relations	DRAKE OF DISTRICT 71 State government*	Transportation
Appropriations Social services	DUNTON OF DISTRICT 38 Transportation	Ways and means
Agriculture	EDELEN OF DISTRICT 5 Law enforcement	Transportation
Commerce Higher education	EGENES OF DISTRICT 33 Iowa development	Ways and means
Cities and towns* Commerce	ELLSWORTH OF DISTRICT 50 Human and industrial relations	Schools
Appropriations	EWELL OF DISTRICT 39 Human and industrial relations	Schools
Appropriations	FISCHER OF DISTRICT 35 Commerce, Chairman	Rules Transportation
Appropriations Commerce	FISHER OF DISTRICT 56 State government, Chairman	Ways and means
Appropriations	FRANKLIN OF DISTRICT 64 Cities and towns	Social services
Commerce*	FREEMAN OF DISTRICT 15 Constitutional amendments and reapportionment	Ways and means
Higher education	GLUBA OF DISTRICT 76 Human and industrial relations	Social services

\*Ranking Member

Appropriations	GOODE OF DISTRICT 98 Constitutional amendments and reapportionment	Rules Transportation, Chairman
Appropriations	GRASSLEY OF DISTRICT 10 Schools, Chairman	State government
Agriculture	HAMILTON OF DISTRICT 72 Appropriations	Law enforcement, Chairman
Appropriations	HANSEN OF DISTRICT 37 Cities and towns	Higher education, Chairman
Constitutional amendments and reapportionment	HILL OF DISTRICT 62 Environmental preservation	Judiciary* Social services
Cities and towns	HOLDEN OF DISTRICT 75 Social services, Chairman	Ways and means
Agriculture	HUSAK OF DISTRICT 41 Environmental preservation	Schools
Appropriations	JESSE OF DISTRICT 58 County government	Judiciary
County government	JOHNSTON OF DISTRICT 70 Environmental preservation	Law enforcement
Cities and towns	KEHE OF DISTRICT 12 Environmental preservation, Chairman	Judiciary Transportation
Judiciary	KELLY OF DISTRICT 22 Rules	State government
Appropriations	KENNEDY OF DISTRICT 11 Higher education	Judiciary
Commerce	KINLEY OF DISTRICT 66 Conservation and recreation	Ways and means
Cities and towns County government	KNOBLAUCH OF DISTRICT 28 Iowa development	Ways and means
Cities and towns Iowa development	KNOKE OF DISTRICT 79 Judiciary	Social services
Appropriations Judiciary	KREAMER OF DISTRICT 63 Rules*	Ways and means

\*Ranking Member

Agriculture	KRUSE OF DISTRICT 4 Conservation and recreation*	County government
Higher education	LARSON OF DISTRICT 34 State government	Transportation
Appropriations	LAWSON OF DISTRICT 17 Environmental preservation	State government Ways and means
Appropriations Higher education*	LIPSKY OF DISTRICT 46 Schools	Social services
Human and in- dustrial relations	LOGEMANN OF DISTRICT 7 Law enforcement	Ways and means
Schools	MAYBERRY OF DISTRICT 30 Social services	Transportation
Cities and towns	McCORMICK OF DISTRICT 48 Constitutional amendments and reapportionment	State government Ways and means
Commerce	McELROY OF DISTRICT 82 Law enforcement	Social services
Cities and towns	MENDENHALL OF DISTRICT 13 Conservation and recreation	County government Judiciary
Agriculture	MENEFEE OF DISTRICT 19 Conservation and recreation	County government
Conservation and recreation	MIDDLESWART OF DISTRICT 93 Law enforcement	Ways and means
Commerce	MILLEN OF DISTRICT 99 Human and in- dustrial relations, Chairman	Rules Ways and means
Cities and towns Conservation and recreation	MILLER OF DISTRICT 36 Environmental preservation	Law enforcement
Agriculture*	MOFFITT OF DISTRICT 96 Schools	Social services
Environmental preservation	MOLLETT OF DISTRICT 80 Human and in- dustrial relations	Schools Transportation
Commerce	MONROE OF DISTRICT 92 Constitutional amendments and reapportionment	Social services

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\*Ranking Member

Constitutional amendments and reapportionment*	NIELSEN OF DISTRICT 53 Law enforcement	Ways and means
Appropriations	NORPEL OF DISTRICT 52 Conservation and recreation	Iowa development
Commerce	NYSTROM OF DISTRICT 55 Constitutional amendments and reapportionment	Transportation Ways and means
Agriculture	PATTON OF DISTRICT 20 Constitutional amendments and reapportionment	Judiciary State government
Agriculture Appropriations	PELLETT OF DISTRICT 83 Conservation and recreation	Higher education
Constitutional amendments and reapportionment	PELTON OF DISTRICT 74 Judiciary, Chairman	Rules
Agriculture	PIERSON OF DISTRICT 87 Higher education	Human and in- dustrial relations*
Agriculture Appropriations	PRIEBE OF DISTRICT 6 Commerce	Conservation and recreation
Appropriations	RADL OF DISTRICT 43 Judiciary	Schools
County government, Chairman	REX OF DISTRICT 31 Social services	State government
Appropriations	RODGERS OF DISTRICT 85 Conservation and recreation	Schools Ways and means
Constitutional amendments and reapportionment	ROORDA OF DISTRICT 67 Schools	Ways and means*
Agriculture County government	SARGISSON OF DISTRICT 24 Environmental preservation	Schools
Appropriations County government	SCHMEISER OF DISTRICT 91 Rules	Ways and means
Appropriations County government*	SCHROEDER OF DISTRICT 54 Social services	Transportation

\*Ranking Member

Commerce	SCHWARTZ OF DISTRICT 97 Law enforcement	Rules
Constitutional amendments and reapportionment	SCHWIEGER OF DISTRICT 40 Iowa development Social services	Transportation*
Agriculture	SCOTT OF DISTRICT 18 Social services	Ways and means
Appropriations	SHAW OF DISTRICT 78 Constitutional amendments and reapportionment, Chairman	Judiciary Schools
Agriculture Conservation and recreation	SIGLIN OF DISTRICT 86 County government	Environmental preservation
Cities and towns	SKINNER OF DISTRICT 60 Constitutional amendments and reapportionment	Rules
Appropriations	SMALL OF DISTRICT 69 Commerce	Iowa development
Cities and towns Judiciary	SORG OF DISTRICT 47 Social services*	Ways and means
Conservation and recreation	STANLEY OF DISTRICT 45 Iowa development* Transportation	Ways and means
County government	STOKES OF DISTRICT 2 Social services	Transportation
County government Higher education	STRAND OF DISTRICT 68 Iowa development	Social services
Human and in- dustrial relations	STROMER OF DISTRICT 8 Schools*	Ways and means
Agriculture, Chairman	STROTHMAN OF DISTRICT 90 Appropriations Higher education	Schools
Agriculture	TAYLOR OF DISTRICT 51 Higher education	State government
Appropriations Conservation and recreation, Chairman	TIEDEN OF DISTRICT 14 Constitutional amendments and reapportionment	Schools
Iowa development	TROWBRIDGE OF DISTRICT 9 Law enforcement	Ways and means

\*Ranking Member

Iowa development	UBAN OF DISTRICT 38 State government	Transportation
Constitutional amendments and reapportionment	VARLEY OF DISTRICT 84 Rules, Chairman	
Agriculture County government	WAUGH OF DISTRICT 27 Schools	Ways and means
Appropriations* Schools	WELDEN OF DISTRICT 32 Transportation	Ways and means
Cities and towns Higher education	WELLS OF DISTRICT 44 Human and in- dustrial relations	Social services
Schools	WILLITS OF DISTRICT 57 State government	Transportation
Constitutional amendments and reapportionment	WINKELMAN OF DISTRICT 26 Iowa development, Chairman	Ways and means
Commerce Conservation and recreation	WIRTZ OF DISTRICT 16 Human and in- dustrial relations	Law enforcement
Conservation and recreation	WYCKOFF OF DISTRICT 42 County government	Social services

\*Ranking Member

On motion by Varley of Adair, District 84, the House recessed until 1:15 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution 1, providing that a joint convention be held on January 11, 1971, at 1:30 p.m.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 2, providing that a joint committee be appointed to nominate such necessary additional employees, and the President of the Senate has appointed on the part of the Senate: The Senator from Adams, Briles; the Senator from Black Hawk, Messerly, and the Senator from Scott, Thordsen.

CARROLL A. LANE, Secretary

Winkelman of Calhoun, District 26, moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee the following: Winkelman of Calhoun, District 26, Strothman of Henry, District 90, and Hill of Polk, District 62.

Winkelman of Calhoun, District 26, chairman of the committee to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

#### JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Jepsen 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.

The motion prevailed.

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

Senator Lamborn moved that the joint convention recess until approximately 9:30 a.m., Tuesday, January 12, 1971.

The motion prevailed.

The House reconvened, Speaker Harbor in the chair.

#### SPECIAL ORDER

The hour for the special order having arrived, the members were requested to vacate their seats.

The drawing of seats will be as follows:

1. Speaker pro tempore Millen.
2. Majority floor leader Varley.
3. Minority floor leader Cochran.



4. Members with defective sight, hearing and physical disability.
5. Drawing by seniority.
6. Assistant majority and minority floor leaders draw first in their category of seniority.

The drawing of seats proceeded with the following results:

Name	Seat No.	Name	Seat No.
Don D. Alt .....	26	Murray C. Lawson .....	42
Samuel F. Anania .....	3	Joan Lipsky .....	43
Leonard C. Andersen .....	78	Kenneth L. Logemann .....	23
Vernon N. Bennett .....	31	D. Vincent Mayberry .....	79
Irvin L. Bergman .....	80	Harold C. McCormick .....	57
Michael T. Blouin .....	25	Lillian McElroy .....	48
Daniel L. Bray, Jr. ....	11	John C. Mendenhall .....	95
John Camp .....	12	Maynard Menefee .....	77
Herbert L. Campbell .....	41	James I. Middleswart .....	75
Perry L. Christensen .....	96	Floyd H. Millen .....	59
John H. Clark .....	13	Elizabeth R. Miller .....	22
Dale M. Cochran .....	65	Delmont Moffitt .....	46
Warren E. Curtis .....	50	Henry C. Mollett .....	35
Elmer Den Herder .....	66	W. R. (Bill) Monroe, Jr. ....	18
Tom Dougherty .....	71	Alfred Nielsen .....	33
Donald V. Doyle .....	89	Richard J. Norpel, Sr. ....	7
Richard F. Drake .....	44	John N. Nystrom .....	5
Keith H. Dunton .....	2	John W. Patton .....	56
Rollin C. Edelen .....	9	Wendell C. Pellett .....	39
Sonja Egenes .....	6	Charles H. Pelton .....	84
Theodore R. Ellsworth .....	90	George N. Pierson .....	93
Vernon A. Ewell .....	29	Berl E. Priebe .....	68
Harold O. Fischer .....	82	Richard M. Radl .....	94
C. Raymond Fisher .....	81	Clyde Rex .....	86
A. June Franklin .....	34	Norman G. Rodgers .....	91
Dennis L. Freeman .....	60	Norman Roorda .....	64
William E. Gluba .....	10	Hallie Sargisson .....	38
Dewey E. Goode .....	76	Lloyd F. Schmeiser .....	88
Charles E. Grassley .....	63	Laverne W. Schroeder .....	53
Howard A. Hamilton .....	69	James H. Schwartz .....	36
Willard Hansen .....	85	Barton L. Schwieger .....	15
William H. Harbor .....	14	Kenneth D. Scott .....	20
Philip B. Hill .....	21	Elizabeth Shaw .....	45
Edgar H. Holden .....	99	Marion D. Siglin .....	30
Emil J. Husak .....	28	Ed Skinner .....	74
Norman Jesse .....	70	Arthur A. Small, Jr. ....	8
Joseph C. Johnston .....	40	Nathan Sorg .....	92
Luvern W. Kehe .....	67	Ivor W. Stanley .....	37
E. Kevin Kelly .....	73	A. Gordon Stokes .....	32
Michael K. Kennedy .....	72	Clair Strand .....	62
George R. Kinley .....	27	Delwyn Stromer .....	55
Charles E. Knoblauch, Sr. ....	51	Charles F. Strothman .....	1
George J. Knoke .....	47	Raymond J. Taylor .....	54
Robert M. Kreamer .....	83	Dale Tieden .....	98
Walter W. P. Kruse .....	97	Delbert L. Trowbridge .....	19
Larry N. Larson .....	17	Charles J. Uban .....	4

Name	Seat No.	Name	Seat No.
Andrew Varley .....	61	Earl M. Willits .....	52
Jewell O. Waugh .....	58	William P. Winkelman .....	100
Richard W. Welden .....	87	James E. Wirtz .....	49
James D. Wells .....	24	Russell L. Wyckoff .....	16

### INTRODUCTION OF BILLS

**House File 1**, by Millen, Hansen, Johnston and Sorg (Mowry, Gaudineer, Kyhl and Potgeter), a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties.

Read first time and referred to committee on **judiciary**.

**House File 2**, by Fisher of Greene, Drake and Shaw (Neu, Curran and Smith), a bill for an act relating to warehouse inspection fees.

Read first time and referred to committee on **commerce**.

**House File 3**, by Drake, Mayberry and Shaw (Smith, Kennedy, Curran, Thordsen, Milligan and Neu), a bill for an act relating to the establishment of regional correction centers, their construction and programs, coordination of programs of regional correction centers with other institutions under the control of the department of social services, and providing for amendment of certain penal statutes presently provided by law.

Read first time and referred to committee on **law enforcement**.

**House File 4**, by Welden, Drake and Fisher of Greene (Curran and Neu), a bill for an act relating to the governor-elect expense fund.

Read first time and referred to committee on **appropriations**.

**House File 5**, by Welden, Drake, Fisher of Greene and Shaw (Curran and Neu), a bill for an act relating to the receipt by state employees of advances to cover expenses while performing state work.

Read first time and referred to committee on **appropriations**.

**House File 6**, by Camp, Mayberry and Lawson (Griffin, Schaben, Arbuckle and Potgeter), a bill for an act to establish a state building code, provide for its administration, and provide a penalty for violation of the Code or orders issued thereunder.

Read first time and referred to committee on **state government**.

**House File 7**, by Shaw, Fisher of Greene and Drake (Curran, Thordsen and Neu), a bill for an act relating to the regulation of

industrial loan companies and the composition of the state banking board.

Read first time and referred to committee on **commerce**.

**House File 8**, by Alt, McCormick and Dougherty (DeKoster and Tapscott), a bill for an act to change the name and expand the duties of the Governor's committee on employment of the handicapped to include housing and services.

Read first time and referred to committee on **social services**.

**House File 9**, by Fisher of Greene, Shaw and Drake (Neu and Smith), a bill for an act relating to the Governor's committee on employment of the handicapped.

Read first time and referred to committee on **social services**.

**House File 10**, by Holden, Stromer, Priebe, Fischer of Grundy, Cochran, Rex, Dougherty and Winkelman (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the maintenance of access roads.

Read first time and referred to committee on **transportation**.

**House File 11**, by Welden, Fisher of Greene and Drake (Curran and Neu), a bill for an act relating to the hiring of state employees.

Read first time and referred to committee on **state government**.

**House File 12**, by Drake, Fisher of Greene and Shaw (Curran, Smith and Neu), a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county.

Read first time and referred to committee on **transportation**.

**House File 13**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg and Griffin), a bill for an act relating to the selection of the compensation commissioners.

Read first time and referred to committee on **state government**.

**House File 14**, by Shaw, Drake and Fisher of Greene (Curran and Kennedy), a bill for an act relating to the leasing of property by the state conservation commission.

Read first time and referred to committee on **state government**.

**House File 15**, by Drake, Mayberry, Fisher of Greene and Shaw (Smith, Curran, Thordsen and Neu), a bill for an act relating to eligibility of welfare recipients.

Read first time and referred to committee on **social services**.

**House File 16**, by Fisher of Greene, Drake and Shaw (Neu and Curran), a bill for an act relating to qualifications of certain state libraries.

Read first time and referred to committee on **state government**.

**House File 17**, by Drake, Fisher of Greene and Shaw (Neu and Curran), a bill for an act relating to the Iowa development commission corporation.

Read first time and referred to committee on **state government**.

**House File 18**, by Welden, Drake, Fisher of Greene and Shaw (Curran, Smith and Neu), a bill for an act relating to notaries public.

Read first time and referred to committee on **state government**.

**House File 19**, by Welden, Drake, Fisher of Greene and Shaw (Curran, Smith and Neu), a bill for an act relating to out of state travel expenses for state employees.

Read first time and referred to committee on **state government**.

**House File 20**, by Drake and Fisher of Greene (Curran and Neu), a bill for an act relating to the resident engineer offices of the highway commission.

Read first time and referred to committee on **transportation**.

**House File 21**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin, Potgeter and Smith), a bill for an act relating to the use of eminent domain for individual drainage rights.

Read first time and referred to committee on **commerce**.

**House File 22**, by Fisher of Greene, Drake and Shaw (Neu, Curran and Smith), a bill for an act relating to the state entomologist.

Read first time and referred to committee on **state government**.

**House File 23**, by Holden, Stromer, Priebe, Fischer of Grundy and Dougherty (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the definition of pipeline and pipeline company.

Read first time and referred to committee on **commerce**.

**House File 24**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg and Griffin), a bill for an act to exempt certain electric utility projects from petition requirements.

Read first time and referred to committee on **commerce**.

**House File 25**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation.

Read first time and referred to committee on **commerce**.

**House File 26**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the use of eminent domain for the development or utilization of water or water power for manufacturing, power, industrial and recreational purposes.

Read first time and referred to committee on **commerce**.

**House File 27**, by Holden, Stromer and Priebe (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the acquisition of bridges.

Read first time and referred to committee on **commerce**.

**House File 28**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg and Griffin), a bill for an act relating to the use of eminent domain by county boards of supervisors for any secondary road or stream, watercourse, or dry run.

Read first time and referred to committee on **commerce**.

**House File 29**, by Holden, Stromer, Priebe, Fischer of Grundy, Cochran, Rex, Dougherty and Winkelman (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the payment of subsequent damages to property owners.

Read first time and referred to committee on **commerce**.

**House File 30**, by Holden, Stromer, Priebe, Cochran, Rex, Rodgers and Winkelman (Briles, Ollenburg, Griffin, Potgeter and Smith), a bill for an act relating to the inspection of pipeline construction over private property.

Read first time and referred to committee on **commerce**.

**House File 31**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin, Potgeter and Smith), a bill for an act relating to the condemnation of existing utility facilities by cities and towns.

Read first time and referred to committee on **commerce**.

**House File 32**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Griffin, Ollenburg and Smith), a bill for an act to remove

references to the granting of a franchise to an electric utility company by the county board of supervisors.

Read first time and referred to committee on **commerce**.

**House File 33**, by Holden, Stromer, Priebe, Fischer of Grundy and Dougherty (Briles, Ollenburg and Griffin), a bill for an act relating to distance requirements for pipeline regulation.

Read first time and referred to committee on **commerce**.

**House File 34**, by Drake, Fisher of Greene and Shaw (Thordsen, Kennedy, Smith, Curran and Neu), a bill for an act relating to the prohibition of lecturers of the highway commission.

Read first time and referred to committee on **state government**.

#### ANNOUNCEMENT BY THE CHIEF CLERK

The following communication was 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.

#### APPOINTMENT OF MEMBERS OF THE ETHICS COMMITTEE IN THE HOUSE OF REPRESENTATIVES OF THE IOWA GENERAL ASSEMBLY BY THE CHIEF JUSTICE OF THE IOWA SUPREME COURT

TO THE HOUSE OF REPRESENTATIVES OF THE IOWA GENERAL ASSEMBLY:

The undersigned, Chief Justice of the Iowa Supreme Court, hereby appoints David M. Elderkin of Cedar Rapids and Don W. Burington of of Mason City, neither of whom is an employee of the General Assembly, as members of the Ethics Committee in the House of Representatives.

You are further advised that both David M. Elderkin and Don W. Burington have consented to serve on the Ethics Committee in the House of Representatives.

This appointment has been made pursuant to section 12, chapter 107, Laws of the Sixty-second General Assembly of Iowa, now section 68B.10, Code 1971.

DONE this 8th day of January, 1971.

C. EDWIN MOORE

Chief Justice

Supreme Court of Iowa

The original and a true copy of this order has been filed with the Chief Clerk of the House of Representatives of the Iowa General Assembly on this 8th day of January, 1971.

WILLIAM R. KENDRICK

Chief Clerk of the

House of Representatives

### COMMUNICATIONS FROM THE SECRETARY OF STATE

The following is a matter of record in the office of the Chief Clerk:

#### STATE OF IOWA

Office of

#### THE SECRETARY OF STATE

Speaker, House of Representatives

Sixty-fourth General Assembly of Iowa

Re: Publication of House Joint Resolution 6,

Acts of the Sixty-third General Assembly

In accordance with the provisions of section 6.3 of the 1966 Code of Iowa, I hereby report to the Sixty-fourth General Assembly of Iowa that according to records in this office, House Joint Resolution 6 was published in two newspapers of general circulation in each Congressional District of Iowa. Affidavits of the publishers of the newspapers designated to publish said Resolution showing proof of publication of same and the certificate of the selection of such newspapers are filed in this office and recorded in a book kept for that purpose as hereinafter shown:

Congressional

District	Newspapers	Dates Published, 1970
First	Fairfield Daily Ledger, Fairfield	7-21—8-18—9-22—10-20
	Washington Evening Journal, Washington	7-21—8-18—9-22—10-20
Second	Cedar Valley Daily Times, Vinton	7-21—8-18—9-22—10-20
	Fayette County Union, West Union	7-22—8-20—9-24—10-22
Third	The Grundy Register, Grundy Center	7-23—8-20—9-24—10-22
	The Globe-Gazette, Mason City	7-23—8-20—9-24—10-22
Fourth	Centerville Iowegian & Citizen, Centerville	7-20—8-17—9-21—10-19
	Marshalltown Times-Republican, Marshalltown	7-21—8-18—9-22—10-20
Fifth	Boone News-Republican, Boone	7-21—8-18—9-22—10-20
	Nevada Evening Journal, Nevada	7-21—8-18—9-22—10-20
Sixth	Sioux City Journal, Sioux City	7-20—8-17—9-21—10-19
	The Spirit Lake Beacon, Spirit Lake	7-23—8-20—9-24—10-22

Seventh Council Bluffs Nonpareil, Council Bluffs 7-21—8-18—9-22—10-20  
Daily Times Herald, Carroll 7-20—8-17—9-21—10-19

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 11th day of January, A. D. Nineteen hundred and seventy-one.

MELVIN D. SYNHORST  
Secretary of State  
State of Iowa, U. S. A.

STATE OF IOWA  
Office of  
THE SECRETARY OF STATE

Speaker, House of Representatives  
Sixty-fourth General Assembly of Iowa

Re: Publication of House Joint Resolution 10,  
Acts of the Sixty-third General Assembly

In accordance with the provisions of section 6.3 of the 1966 Code of Iowa, I hereby report to the Sixty-fourth General Assembly of Iowa that according to records in this office, House Joint Resolution 10 was published in two newspapers of general circulation in each Congressional District of Iowa. Affidavits of the publishers of the newspapers designated to publish said Resolution showing proof of publication of same and the certificate of the selection of such newspapers are filed in this office and recorded in a book kept for that purpose as hereinafter shown:

Congressional

District	Newspapers	Dates Published, 1970
First	Fairfield Daily Ledger, Fairfield	7-21—8-18—9-22—10-20
	Washington Evening Journal, Washington	7-21—8-18—9-22—10-20
Second	Cedar Valley Daily Times, Vinton	7-21—8-18—9-22—10-20
	Fayette County Union, West Union	7-22—8-20—9-24—10-22
Third	The Grundy Register, Grundy Center	7-23—8-20—9-24—10-22
	The Globe-Gazette, Mason City	7-23—8-20—9-24—10-22
Fourth	Centerville Iowegian & Citizen, Centerville	7-20—8-17—9-21—10-19
	Marshalltown Times-Republican, Marshalltown	7-21—8-18—9-22—10-20
	Boone News-Republican, Boone	7-21—8-18—9-22—10-20
Fifth	Nevada Evening Journal, Nevada	7-21—8-18—9-22—10-20
	Sioux City Journal, Sioux City	7-20—8-17—9-21—10-19
Sixth	The Spirit Lake Beacon, Spirit Lake	7-23—8-20—9-24—10-22
	Council Bluffs Nonpareil, Council Bluffs	7-21—8-18—9-22—10-20
Seventh	Daily Times Herald, Carroll	7-20—8-17—9-21—10-19

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 11th day of January, A. D. Nineteen hundred and seventy-one.

MELVIN D. SYNHORST  
Secretary of State  
State of Iowa, U. S. A.



STATE OF IOWA  
Office of  
THE SECRETARY OF STATE

Speaker, House of Representatives  
Sixty-fourth General Assembly of Iowa

Re: Publication of Senate Joint Resolution 7,  
Acts of the Sixty-third General Assembly

In accordance with the provisions of section 6.3 of the 1966 Code of Iowa, I hereby report to the Sixty-fourth General Assembly of Iowa that according to records in this office, Senate Joint Resolution 7 was published in two newspapers of general circulation in each Congressional District of Iowa. Affidavits of the publishers of the newspapers designated to publish said Resolution showing proof of publication of same and the certificate of the selection of such newspapers are filed in this office and recorded in a book kept for that purpose as hereinafter shown:

Congressional District Newspapers		Dates Published, 1970
First	Fairfield Daily Ledger, Fairfield	7-21—8-18—9-22—10-20
	Washington Evening Journal, Washington	7-21—8-18—9-22—10-20
Second	Cedar Valley Daily Times, Vinton	7-21—8-18—9-22—10-20
	Fayette County Union, West Union	7-22—8-20—9-24—10-22
Third	The Grundy Register, Grundy Center	7-23—8-20—9-24—10-22
	The Globe-Gazette, Mason City	7-23—8-20—9-24—10-22
Fourth	Centerville Iowegian & Citizen, Centerville	7-20—8-17—9-21—10-19
	Marshalltown Times-Republican, Marshalltown	7-21—8-18—9-22—10-20
Fifth	Boone News-Republican, Boone	7-21—8-18—9-22—10-20
	Nevada Evening Journal, Nevada	7-21—8-18—9-22—10-20
Sixth	Sioux City Journal, Sioux City	7-20—8-17—9-21—10-19
	The Spirit Lake Beacon, Spirit Lake	7-23—8-20—9-24—10-22
Seventh	Council Bluffs Nonpareil, Council Bluffs	7-21—8-18—9-22—10-20
	Daily Times Herald, Carroll	7-20—8-17—9-21—10-19

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 11th day of January, A. D. Nineteen hundred and seventy-one.

MELVIN D. SYNHORST  
Secretary of State  
State of Iowa, U. S. A.

STATE OF IOWA  
Office of  
THE SECRETARY OF STATE

Speaker, House of Representatives  
Sixty-fourth General Assembly of Iowa

Re: Publication of Senate Joint Resolution 1002,  
Acts of the Sixty-third General Assembly

In accordance with the provisions of section 6.3 of the 1966 Code of Iowa,

I hereby report to the Sixty-fourth General Assembly of Iowa that according to records in this office, Senate Joint Resolution 1002 was published in two newspapers of general circulation in each Congressional District of Iowa. Affidavits of the publishers of the newspapers designated to publish said Resolution showing proof of publication of same and the certificate of the selection of such newspapers are filed in this office and recorded in a book kept for that purpose as hereinafter shown:

Congressional District		Dates Published, 1970
First	Newspapers Fairfield Daily Ledger, Fairfield	7-21—8-18—9-22—10-20
	Washington Evening Journal, Washington	7-21—8-18—9-22—10-20
Second	Cedar Valley Daily Times, Vinton	7-21—8-18—9-22—10-20
	Fayette County Union, West Union	7-22—8-20—9-24—10-22
Third	The Grundy Register, Grundy Center	7-23—8-20—9-24—10-22
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	Marshalltown Times-Republican, Marshalltown	7-21—8-18—9-22—10-20
Fifth	Boone News-Republican, Boone	7-21—8-18—9-22—10-20
	Nevada Evening Journal, Nevada	7-21—8-18—9-22—10-20
Sixth	Sioux City Journal, Sioux City	7-20—8-17—9-21—10-19
	The Spirit Lake Beacon, Spirit Lake	7-23—8-20—9-24—10-22
Seventh	Council Bluffs Nonpareil, Council Bluffs	7-21—8-18—9-22—10-20
	Daily Times Herald, Carroll	7-20—8-17—9-21—10-19

(Seal) IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 11th day of January, A. D. Nineteen hundred and seventy-one.

MELVIN D. SYNHORST  
Secretary of State  
State of Iowa, U. S. A.

AMENDMENTS FILED  
AMENDMENTS TO THE TEMPORARY RULES OF THE HOUSE

- 1 Amend Rule 8 by striking in line 6 the words "two-thirds" and inserting
- 2 in lieu thereof "three-fifths" and striking in line nine the words "two-
- 3 thirds" and inserting in lieu thereof "three-fifths".
- 4 Amend Rule 30 by striking in line 23 the words "two-thirds" and in-
- 5 serting in lieu thereof the words "three-fifths". Further amend Rule 30
- 6 striking the period in line 26 and inserting "and Ways and Means
- 7 Amend Rule 35, line 26, by striking the words "two-thirds" and
- 8 the words "three-fifths".
- 9 Amend Rule 51, line 6, by striking the words "sixty-three" and
- inserting

- 10 in lieu thereof the words "fifty-one".  
11 Amend Rule 55, line 34, by striking the words "two-thirds" and  
inserting  
12 in lieu thereof the words "three-fifths".  
13 Amend Rule 68, line 22, by striking the words "two-thirds" and  
inserting  
14 in lieu thereof of the words "three-fifths".  
15 Amend Rule 73, line 13, by striking the words "sixty-three" and  
inserting  
16 in lieu thereof the words "fifty-one".  
17 Amend Rule 77, line 8, by striking the words "two-thirds" and  
inserting  
18 in lieu thereof the words "three-fifths".

COMMITTEE ON RULES  
ANDREW VARLEY, Chairman

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, January 12, 1971.

# JOURNAL OF THE HOUSE

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Second Calendar Day—Second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JANUARY 12, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Harold Kumpf, pastor of the Lutheran Church, Maquoketa, Iowa.

The Journal of Monday, January 11, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:  
Sorg of Linn on request of Ellsworth of Dubuque.

## PETITION FILED

The following petition was received and placed on file:

By Harbor of Mills, District 81, from seventeen members of Beta Sigma Phi Sorority from Glenwood, Iowa, opposing the legalization of the sale of marijuana.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

**House Joint Resolution 1**, by committee on constitutional amendments and reapportionment, a joint resolution making application to the United States Congress to call a convention for the purpose of proposing to the states a constitutional amendment providing that a portion of taxes levied on income by Congress shall be made available to state governments.

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

## INTRODUCTION OF BILLS

**House File 35**, by Millen, Grassley, Mendenhall, Pierson, Kehe, Holden, Ellsworth, Sorg, Campbell, Logemann, Schroeder, McCormick, Welden, Tieden, Strand, Rodgers, Dougherty, Nystrom, Kruse, Freeman, Nielsen, Strothman and Middleswart, a bill for an act relating to expenses for payment of inauguration ceremonies.

Read first time and referred to committee on **state government**.

**House File 36**, by Schroeder, a bill for an act relating to fences on multiple dwelling property lines.

Read first time and referred to committee on **judiciary**.

**House File 37**, by Andersen, a bill for an act authorizing a public agency to dispose of an interest in property.

Read first time and referred to committee on **state government**.

**House File 38**, by Welden, a bill for an act relating to payment of general state aid to merged area schools.

Read first time and referred to committee on **schools**.

#### ADOPTION OF HOUSE MEMORIAL RESOLUTION

Doyle of Woodbury, District 21, offered the following House memorial resolution and moved its adoption:

#### HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Linus B. Forsling of Woodbury County, who was a member of the Thirty-ninth, Fortieth, Fortieth Extra, Forty-first, Forty-second, Forty-second Extra, Forty-third and Forty-fourth sessions of the General Assembly from Woodbury County and Senator from Woodbury County during the Forty-eighth session of the General Assembly, passed away on May 2, 1970; now therefore,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the Speaker appointed as such committee Doyle of Woodbury, District 21; Kelly of Woodbury, District 22; and Sargisson of Woodbury, District 24.

#### PERMANENT OFFICERS OF THE HOUSE

Tieden of Clayton moved that the following named persons be elected as the permanent officers and employees of the House:

Burl Beam—Assistant Chief Clerk  
 Lillian Leffert—Legislative Counsel  
 Mary Newcomb—Engrossing Clerk  
 Sue M. Reed—Chief Journal Clerk  
 Elizabeth Isaacson—Journal Clerk  
 Dolores Abels—Secretary to Chief Clerk  
 Dorothy Potthoff—Clerk to Chief Clerk  
 Billie Jean Walling—Finance Clerk  
 Elizabeth J. O'Connor—Supervisor of Clerks  
 Maryjo F. Welch—Secretary to Speaker  
 Pauline E. Kephart—Assistant to Legislative Counsel  
 Phyllis J. Fraizer—Bill Clerk

Madeline E. James—Assistant Bill Clerk  
 Douglas L. Stephenson—File Clerk  
 Ann B. McCarty—Supply Clerk  
 Elmer E. Pennington—Chief Electrician  
 Alfred E. Wierson—Assistant Electrician  
 Douglas L. Clayton—Control Board Operator  
 John G. Fribourge—Assistant Voting Machine Operator  
 Laura J. Stokes—Postmaster  
 Ralph A. Lancaster—Sergeant-at-Arms  
 Clarence O. Anderson—Assistant Sergeant-at-Arms  
 Frank Christen—Chief Doorkeeper  
 Leonard A. Borg—Doorkeeper  
 Alfred H. Broad—Doorkeeper  
 Roy C. Carlson—Doorkeeper  
 Percy J. Couch—Doorkeeper  
 Paul M. Elliott—Doorkeeper  
 Arthur C. Henderson—Doorkeeper  
 Maurice W. Johnson—Doorkeeper  
 Arvid B. Lundberg—Doorkeeper  
 Ewald Sandine—Doorkeeper  
 Vernon J. Studer—Doorkeeper  
 Clyde P. Wilson—Doorkeeper  
 Margaret E. Askew—Page  
 Bonnie L. Ballew—Page  
 Robert B. Balog—Page  
 Roberta Jo Bergman—Page  
 Bruce J. Blanchard—Page  
 Carolyn J. Carey—Page  
 Beth Ann Conklin—Page  
 Joyce G. Cutbirth—Page  
 Charles H. Haack—Page  
 James Iverson—Page  
 Delores K. Johnson—Page  
 Jean M. Krogstad—Page  
 Joseph D. Masterson—Page  
 Cyrene M. Nassif—Page  
 Cindy Neel—Page  
 Steve E. Pearson—Page  
 Pamela Jo Riley—Page  
 William F. Stirler—Page  
 Charles E. Sukup—Page  
 Elizabeth S. Brown—Cloakroom Attendant  
 Dale Green—Janitor

The motion prevailed and the officers took the following oath of office:

“I 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 discharge the duties of my office to the best of my ability, so help me God.”

ANNOUNCEMENT BY THE SPEAKER  
RANKING MINORITY MEMBERS  
Sixty-fourth General Assembly

Agriculture—Tom Dougherty  
Appropriations—Berl E. Priebe  
Cities and towns—Charles E. Knoblauch, Sr.  
Commerce—James H. Schwartz  
Conservation and recreation—James I. Middleswart  
Constitutional amendments and reapportionment—Ed Skinner  
County government—Lloyd F. Schmeiser  
Environmental preservation—Michael T. Blouin  
Higher education—Michael K. Kennedy  
Human and industrial relations—James D. Wells  
Iowa development—Charles J. Uban  
Judiciary—Norman Jesse  
Law enforcement—Donald V. Doyle  
Rules—Dale M. Cochran  
Schools—Vernon A. Ewell  
Social services—A. June Franklin  
State government—Harold C. McCormick  
Transportation—Vernon N. Bennett  
Ways and means—Norman G. Rodgers

COMMUNICATION FROM THE SECRETARY OF STATE

January 12, 1971

To the Honorable Speaker of the House  
Sixty-fourth General Assembly  
Dear Mr. Speaker:

Pursuant to carrying out the duties imposed on me by section 50.35, Code of Iowa, 1971, I hereby deliver to you the envelopes containing the abstracts of votes cast at the November 3, 1970, General Election for Governor and Lieutenant Governor.

Respectfully submitted,  
MELVIN D. SYNHORST  
Secretary of State

Andersen of Woodbury moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed Andersen of Woodbury, District 23; Bergman of Osceola, District 3; and Jesse of Polk, District 58.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that it had performed its duty. The report was accepted and the committee discharged.

JOINT CONVENTION

The joint convention reconvened, President Jepsen presiding.

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

The motion prevailed.

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

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

The motion prevailed and the President appointed as such committee Senators Sullivan of Woodbury, Bass of Fremont, and Gilley of Fayette, on the part of the Senate, and Representatives Kruse of O'Brien, Alt of Polk and Wells of Linn, on the part of the House.

The committee waited upon Governor Robert Ray and escorted him to the Speaker's station.

President Jepsen then presented Governor Robert Ray who delivered the following address:

THE CONDITION OF THE STATE  
by  
THE HONORABLE ROBERT D. RAY  
GOVERNOR OF IOWA  
Delivered before a Joint Session  
of the Sixty-Fourth General Assembly  
January 12, 1971

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

The Constitution of the State of Iowa directs that the Governor "shall communicate, by message, to the General Assembly, at every regular session, the condition of the state, and recommend such matters as he shall deem expedient". (Article IV, Sec. 12)

I shall discharge this important twofold obligation in three parts. My remarks today will deal largely with the condition of Iowa as we, her people, enter a new year, a new political biennium, and a new decade. In the subsequent Inaugural and Budget Messages, I shall direct our attention to the future—indicating, in the light of experience and current conditions, what (in my judgment) our common goals should be and how we should go about achieving them.

Necessarily and properly, each of the three parts in this series of reports is not designed to be exhaustive but will be brief rather than voluminous, and exploratory rather than dogmatic. They will not evade or shirk the significant, and the decisive role which often the Governor must play in a wide range of decision-making processes. Equally, however, they will take account of the happy fact that—in our relatively free society—there are many other participants in decision-making.

I am well aware that a Governor is exposed by his constitutional obligation to "communicate . . . and recommend." It has not escaped my attention



that, in ancient Athens, Socrates went around giving advice to all his neighbors—and they poisoned him.

Let us inventory for a moment, the specifics of the situation. Clearly, the authors of our Iowa Constitution did not contemplate that the Governor would narrowly limit his vision to the mechanics of state government in conducting that survey of “the condition of the state” which they directed him to make. Nor would it be possible to do so, if the state’s condition is to be accurately portrayed—because state government, and all levels of government totally, are only one, or a few, of many influences that determine—and measure—the state’s condition.

First, a very brief word about the economy. Involved and knowledgeable observers are optimistic about the Iowa economic outlook. While the national financial downturn and work stoppages of the last 18 months have not affected Iowa as severely as most states, we have not escaped their impact. This sliding economy has affected both our Iowans and our government.

The short-range record for Iowa’s basic industry—agriculture—has been bleak, and only a fool would try to do a cosmetic snow-job on that intractable fact. Nationally, prices paid to farmers for raw products in December averaged 7 percent less than a year ago, while farm expenses continued to rise—putting farm families in a painful price-cost squeeze.

Iowa has had a much slower population growth than the nation as a whole—the Iowa rate being about one-sixth of the national rate. Hence, our delegation in the lower house of Congress—which numbered 11 representatives as recently as 1930—will now be shrunk from seven to six, confronting this General Assembly with one of its major tasks in devising a fair and reasoned redistricting plan. The primary cause of Iowa’s relatively stationary population is the steadily declining need for human labor in agriculture, to which can be added a birthrate decline—both nationally and in Iowa—during the past decade. This is now being reflected in a leveling off, or reduction, statewide, of school enrollments in the lower grades.

Furthermore, the nature of population changes—and, hence, their effect on schools, other public services, and private business—has been very dissimilar across the state. The sharpest population losses, and the sharpest school enrollment declines, have been in predominately rural counties. Thus, one Iowa county has fewer people than it had in 1844, two years before Iowa became a state.

At the other extreme, some Iowa counties and communities grew dramatically in the past 10 years. Most—but not all—of them fall into two groups: relatively industrialized urban areas, and university locations.

I have briefly summarized these economic and demographic facts because they are the hard, basic stuff from which come all kinds of political consequences which ultimately must be dealt with by the people acting collectively as “government.” Economic facts influence population facts like birthrates and migration patterns. The population facts, in turn, will require you this session not only to redistrict for congressional purposes but also once more to reapportion the legislature itself.

In a broader way, many of the difficult and controversial problems with which you and I—and the whole body of citizens—must wrestle in the months ahead spring from economic sources and from the restless mobility of modern man. This is especially true of three tall problems which cast so long a shadow over all government; namely, taxation—education—and transportation. With these and other issues I shall deal at length in the two remaining messages of this series. If people were content to freeze in their tracks, so to speak, these issues wouldn’t exist. Fortunately, people

are not content to be vegetables, and therefore, we do have the issues, but we also do have the political process to bring them into some degree of manageability.

As we stand at the crossroads of this ebbing century, we have an opportunity to welcome new voters into full participation in their and our government. I have long favored lowering the voting age and was pleased when the General Assembly took action to grant the right to vote to 19-year-olds. The recent United States Supreme Court decision validating a minimum 18-year-age for voters in presidential and congressional elections has caught Iowa in mid-flight on our proposed constitutional amendment. We must move now as rapidly as possible to make the voting age consistent.

Dick Nolan, the San Francisco Examiner columnist, discovered the beauty and humaneness of Iowa while crossing our state last fall in a small foreign car. What he saw and experienced impressed him so deeply that he wrote for the Examiner a paean to Iowa.

In part, it went this way: "Iowa", he said, "may well have claim to being the most civilized corner of America, in addition to being unquestionably among the most beautiful of our varied landscapes. . . . Sweet land, well-watered and bountiful. . . . Iowa land is land you can love, as plainly it has been loved by succeeding generations of lovers. . . . Iowa is such a smiling state. You have a feeling that here, if anywhere in the United States, Americans are at peace with their environment. . . . In Iowa, in the midst of a spectacular lightning storm"—continued the San Francisco columnist—"my MG developed the only trouble it had on the tour. . . . It was only a matter of minutes before an Iowa businessman . . . pulled off the road to help. He drove me some eight miles to a garage . . . , chatting easily . . . all the way. This was rain-drenched Iowa freeway. Would I have been rescued as cheerfully on a California freeway? In bright sunshine?"—asked newspaperman Nolan, who then answered his own question, saying: "I rather doubt it. California is a different country."

There is a sequel to that column. Shortly after it was published, I went with an Iowa trade delegation to California, and that mission prompted Dick Nolan to write another column on our state, in which he warned against importing to our prairies the over-growth and over-industrialization which he saw around him on the Pacific Coast. In order to allay the fears of this loyal new friend, I sent him a letter of reassurance, in which I said that our trade missions attest a will for economic growth, but not at the expense of our environment. "Iowa"—I declared—"proposes to grow, and grow wisely, but not by bringing to Iowa those belching smoke stacks and loathesome liquid wastes which would destroy the beauty that our 'fathers and grandfathers have been building generation by generation, each adding to the accomplishment of the other.' Iowa is interested only in the kinds of industry that will help to preserve—not destroy—our . . . quality of life."

I concluded my remarks to the San Francisco columnist with these words: "We propose to do all this without retreat to your suggestion of 'having Iowa declared a national park and monument.' . . . We propose to fashion . . . a living, vibrant, productive society. . . ."

As Americans cry out in protest against the continued ecological ravaging of their continent, they place an increasingly high premium on the qualities of life and living which have been nurtured here in Iowa. Especially encouraging is the renewed appreciation of these qualities by our own Iowa youth, and the apparent increase in the number of them who want to remain or return here. In the words of a 25-year-old girl now living in an apartment on Manhattan Island, "I never realized how good life in Iowa was until I left."

No one more appreciates the value of what this young lady was telling the world than our Iowa Development Commission. It seeks new jobs and new opportunities for our Iowans, and particularly the young ones who are in constant demand around this country because of their education, abilities and willingness to work. This Commission, along with local developers, is answering the challenge by attracting non-polluting, community-minded industries which provide employment for Iowans. Recognizing the importance of our basic industry—agriculture—we established a separate agriculture promotion division within the Development Commission to help our farm economy. All this progress has been possible because of the highly motivated and aggressive Commission members and staff, and because the legislature complied with my every request for the rejuvenation and revitalization of this arm of government. Through these efforts the painful blow of taxes can be softened.

We look to Congress to support a change in the antiquated welfare program which would break the generation-after-generation chain that is not acceptable to either the taxpayers or the recipients. We look hopefully to Congress to follow the President's lead in this area and for the federal government to accept financial responsibility in this field. In order to avoid the bankruptcy of cities and states, as the President so aptly put it a few nights ago, federal revenue sharing is a must.

President Nixon is the first President who has agreed that a share of our tax money paid to Washington should be returned without restriction to cities, towns and states. The President has taken the lead. Now it remains for Congress to act. In the meantime, we will not idly wait, using the inaction as an excuse for not facing realistically and squarely the problem of burdensome property taxes. This I will discuss in detail in my Budget Message.

One of the most gratifying experiences of my first administration has been the contribution of private citizens who have volunteered their services, their talents—and money too—to make government more meaningful, efficient and effective. The Governor's Economy Committee, that I promised Iowans two years ago, has produced recommendations that will save \$23 million annually. The people are demanding that government at all levels become more efficient, and I agree with them.

The successful pursuit of quality life depends upon the development and cultivation of the mind. Recognizing this fact, and because learning is a never-ending process we have emphasized the importance of education in Iowa. As examples, we have:

First: Instituted a tuition grant program for students attending Iowa's private colleges.

Second: Expanded aid to the area community colleges.

Third: Inaugurated a long-term bonding plan for the three state universities.

Fourth: Provided more financial support than ever before to education at all levels, and

Fifth: Scored a breakthrough for those who attend our non-public schools.

The abuse of drugs has brought to Iowa the cruel realities of death, crippled and warped lives, increased crime and heart-rending personal grief. To combat this drug menace, we organized during 1970 a three-part program of drug education, law enforcement, treatment and rehabilitation. We have combined the energies and activities of local community volunteers with the coordination and financial assistance of the various state authori-

ties responsible for the different areas. This drug program has been successfully launched primarily because our approach, which is at the heart of my philosophy of the role of all government, concentrates on utilizing people, their enthusiasm and commitment, coupled with a measure of state-wide direction and tax dollars.

We have made a solid beginning in attacking this threat. Continuation and improvement of our efforts are imperative, and I call on all of you to join with me in erasing this threat to the quality of life in our state.

As we stand at the crossroads we can see ribbons of new highway stretching out in nearly every direction. Last year Iowa let more contracts for road construction and purchased more right-of-way than ever before in our history. But improved roads alone will not prevent the tragic and senseless killings on our highways that took an upswing in 1970 from our encouraging previous year's lower totals. To grapple with this lifesaving problem, our aim will be on the chief cause of accidents—the person who sits behind the wheel.

We can also see the concentrated effort to preserve the incomparable beauty of our rivers and streams in Iowa and we take exceptional pride in the discovery of the Cold Water Cave in the northeastern part of our state. Rathbun Reservoir filled earlier than scheduled and became Iowa's largest lake, more than doubling the recreational potential already opened up by the Red Rock Lake.

If you will look from the crossroads along the path that we have traveled in the past two years, you will see many milestones of substantial progress. For youth you will see the Governor's Summer Youth Opportunity Program where young people were encouraged and then given the opportunity to use their available time working and earning and feeling the satisfaction of accomplishment. For needy parents you will see the WIN—Work Incentive Program that has successfully trained and found employment for welfare recipients who could and have moved from the welfare rolls to worthwhile jobs. You will see milestones of progress for our cities and towns where we provided over \$7 million for sewage facility projects, a substantial increase in the road fund allocation, and the first direct revenue sharing between the state and our cities and towns.

You will see also along the pathway of the past two years, still growing recognition of imaginative programs in other areas. Government has been able to compassionately blend expertise, ideas, financing and understanding for our less fortunate—the blind, the handicapped, the disabled, if you please—citizens so that they, too, can take advantage of opportunities for a meaningful life. In addition, you will see a new alcoholism treatment program that originated during this term.

You can further see genuine concern and determined effort to preserve the Iowa environment. Air pollution standards have been adopted, and our lingering controversy with the federal government over water quality standards pertaining to the Mississippi River has been settled. We look forward to increased effectiveness among our many agencies and commissions of government charged with conserving and improving our environment.

We established the Crime Commission and in my Inaugural Message two years ago I said that we intended to score breakthroughs in the following seven areas:

First: Apprehension of suspects, partly through consolidation of police radio facilities;

Second: Computerization of identification;

Third: Up-grading of police investigative procedures;

Fourth: Action to speed criminal justice;

Fifth: Pre-sentence investigations under judicial supervision;

Sixth: Cooperation and coordination among the state highway patrol, county sheriff's officers and local police;

Finally: The addition of State Crime Laboratory facilities.

Not only has this commitment been fulfilled, many other advancements have been made in our struggle against crime.

And you will see the establishment of a Citizen's Aide, commonly known as the Ombudsman, giving government new credibility by providing citizens of this state with a place to go when they need direction, a knowledge of what is available to help them, or when they are aggrieved or believe they have been aggrieved.

During this term our working men and women have gained needed increases in Iowa's Workmen's Compensation benefits. At last, some important safety regulations have been adopted and are being enforced and safety education has been expanded.

We also picked up the nearly \$2½ million Medicaid deficit that existed at the beginning of my administration and went on to support the elderly who had been removed from that program and who then had to turn to old-age-assistance. Furthermore, we increased the benefits to the elderly, with particular emphasis on those who could not meet the costs of staying in nursing homes.

The path that has been traveled during these past two years has found a rekindling of the spirit that historically has brought people and government together for accomplishment far beyond any success that could be contemplated by one without the other. I think of the Rubella project where we were able to utilize state funds and ingenuity through the leadership in our State Health Department—to start a program of voluntary participation of civic organizations, schools, health facilities, medical associations, individuals and many others to immunize youngsters all over this state to prevent a German Measles epidemic. Millions of dollars were saved, but far more important, was the prevention of human misery and birth defects which threatened an uncountable number of Iowa children.

Volunteerism is a precious part of the American heritage, and the readiness to help one another has been a mark of our society from the beginning of pioneer times. Furthermore, it is through volunteers that today's great needs can best be met. These are the qualities which our democracy requires—coming to focus in the spirit that John Adams called "public happiness", the delight of taking part in public discussion and public action, the joy of citizenship and self-government, the zeal which—Adams said—won the Revolution even before it was fought.

I have discussed with you a number of achievements that we have made as we have moved to the crossroads where we stand today. Let there be no misunderstanding. **Much remains to be done.** I will be discussing with you on Thursday of this week and—perhaps most important—in the Budget Message that follows, many of the matters that call for our attention during this session.

My office and I stand ready to, and will, assist you harmoniously and cooperatively, in your arduous tasks of drafting, deliberating and passing legislation needed and beneficial to our state.

It is my hope that in the spirit to which I have referred—the spirit that John Adams called "public happiness"—we Iowans can move toward the solution of our problems in the 1970's and throughout the rest of

this century. Part of that spirit is the politics of personal responsibility, the politics of the application of knowledge and reason. It is politics with a new constituency—not one of special interests and separate groups, but a constituency of conscience, common concern, and common commitment. It is the politics which says that we are measured by the height of our dreams and the depth of our resolve. It is to this kind of politics and this kind of spirit that I summon you and all Iowans as we advance from the crossroads into the finer future that we are determined to achieve.

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

#### CANVASS OF VOTES

President Jepsen announced that the time had arrived for the canvass of votes for the office of Governor and Lieutenant Governor at the General Election held on November 3, 1970, and announced as teller, on the part of the Senate, Senator Potter of Linn, and assistant tellers Senators Hill of Jasper and Nicholson of Scott, and as teller, on the part of the House, Representative Den Herder of Sioux, and assistant tellers Representative Camp of Clinton and Representative Cochran of Webster.

President Jepsen further announced that, in accordance with statute, tellers Senator Potter and Representative Den Herder would constitute the judges of said canvass.

The returns were opened in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 3, 1970.

On motion by Varley of Adair, District 84, the joint convention recessed until on or about 1:30 p.m. Thursday, January 14, 1971.

The House reconvened, Speaker Harbor in the chair.

#### REPORT OF COMMITTEE ON MILEAGE

MR. SPEAKER: Your committee appointed to determine the mileage each member is entitled to begs leave to submit the following report:

Name	Round Trip Miles
Don D. Alt .....	None
Samuel F. Anania .....	None
Leonard C. Andersen .....	402
Vernon N. Bennett .....	None
Irvin L. Bergman .....	460
Michael T. Blouin .....	400
Daniel L. Bray, Jr. ....	354
John Camp .....	410
Herbert C. Campbell .....	222

Name	Round Trip Miles
Perry L. Christensen .....	180
John H. Clark .....	400
Dale M. Cochran .....	200
Warren E. Curtis .....	360
Elmer Den Herder .....	480
Tom Dougherty .....	136
Donald V. Doyle .....	426
Richard F. Drake .....	296
Keith H. Dunton .....	190
Rollin C. Edelen .....	380
Sonja Egenes .....	92
Theodore R. Ellsworth .....	420
Vernon A. Ewell .....	260
Harold O. Fischer .....	180
C. Raymond Fisher .....	126
A. June Franklin .....	None
Dennis L. Freeman .....	320
William E. Gluba .....	346
Dewey E. Goode .....	220
Charles E. Grassley .....	230
Howard A. Hamilton .....	294
Willard Hansen .....	220
William H. Harbor .....	258
Philip B. Hill .....	None
Edgar H. Holden .....	330
Emil J. Husak .....	150
Norman Jesse .....	None
Joseph C. Johnston .....	240
Luvern W. Kehe .....	260
E. Kevin Kelly .....	428
Michael K. Kennedy .....	312
George R. Kinley .....	None
Charles E. Knoblauch, Sr. ....	200
George J. Knoke .....	280
Robert M. Kreamer .....	None
Walter W. P. Kruse .....	450
Larry N. Larson .....	70
Murray C. Lawson .....	254
Joan Lipsky .....	260
Kenneth L. Logemann .....	320
D. Vincent Mayberry .....	220
Harold C. McCormick .....	364
Lillian McElroy .....	360
John C. Mendenhall .....	460
Maynard Menefee .....	310
James I. Middleswart .....	40
Floyd H. Millen .....	300
Elizabeth R. Miller .....	98
Delmont Moffitt .....	180
Henry C. Mollett .....	260
W. R. (Bill) Monroe, Jr. ....	332
Alfred Nielsen .....	232

Name	Round Trip Miles
Richard J. Norpel, Sr. ....	460
John N. Nystrom .....	100
John W. Patton .....	320
Wendell C. Pellett .....	180
Charles H. Pelton .....	430
George N. Pierson .....	120
Berl E. Priebe .....	280
Richard M. Radl .....	280
Clyde Rex .....	120
Norman G. Rodgers .....	64
Norman Roorda .....	54
Hallie Sargisson .....	380
Lloyd F. Schmeiser .....	340
Laverne W. Schroeder .....	262
James H. Schwartz .....	180
Barton L. Schwieger .....	224
Kenneth D. Scott .....	218
Elizabeth Shaw .....	360
Marion D. Siglin .....	100
Ed Skinner .....	None
Arthur A. Small, Jr. ....	240
Nathan Sorg .....	270
Ivor W. Stanley .....	250
A. Gordon Stokes .....	400
Clair Strand .....	100
Delwyn Stromer .....	226
Charles F. Strothman .....	300
Raymond J. Taylor .....	410
Dale Tieden .....	400
Delbert L. Trowbridge .....	300
Charles J. Uban .....	212
Andrew Varley .....	90
Jewell O. Waugh .....	360
Richard W. Welden .....	144
James D. Wells .....	250
Earl M. Willits .....	None
William P. Winkelman .....	200
James E. Wirtz .....	330
Russell L. Wyckoff .....	250

Respectfully submitted,

LUVERN W. KEHE  
 CLYDE REX  
 NORMAN C. RODGERS

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following committee by the Lieutenant Governor and the Speaker of the House of Representatives:



## LEGISLATIVE LIAISON COMMITTEE

Senator Arthur A. Neu, Chairman  
Senator S. J. Brownlee  
Senator Eugene M. Hill  
Senator Edward E. Nicholson  
Representative Vernon N. Bennett  
Representative Harold O. Fischer  
Representative Charles H. Pelton  
Representative Dale L. Tieden

## ANNOUNCEMENT BY THE CHIEF CLERK

In accordance with Senate Concurrent Resolution 135, Acts of the Sixty-third General Assembly, Second Session, the Legislative Council authorized the creation of the following new study committees:

## GOVERNMENTAL REORGANIZATION STUDY COMMITTEE

Senator Robert R. Rigler, Chairman  
Representative Elizabeth O. Shaw, Vice Chairman  
Senator Leigh Curran  
Senator Andrew G. Frommelt  
Senator Eugene M. Hill  
Senator Arthur A. Neu  
Senator Marvin W. Smith  
Senator Harold A. Thordsen  
Representative Richard F. Drake  
Representative C. Raymond Fisher  
Representative Gene V. Kennedy  
Representative D. Vincent Mayberry  
Representative Ralph F. McCartney  
Representative Richard W. Welden

## HOUSING FOR HANDICAPPED STUDY COMMITTEE

Representative Donald D. Alt, Chairman  
Senator Lucas J. DeKoster  
Senator Elmer F. Lange  
Senator Joan Orr  
Representative Leroy S. Miller  
Representative John E. Tapscott  
Representative Roy A. Miller

## METROPOLITAN PLANNING STUDY COMMITTEE

Representative George F. Milligan, Chairman  
Senator Lucas J. DeKoster, Vice Chairman  
Senator Gene W. Glenn  
Senator W. R. Rabedaux  
Representative Leonard C. Andersen  
Representative Michael K. Kennedy

## ANNOUNCEMENT BY THE CLERK

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

SOCIAL SERVICES  
MEDICAID STUDY COMMITTEE

Representative Joan Lipsky, Chairman  
 Senator Clifton C. Lamborn, Vice Chairman  
 Senator Earl G. Bass  
 Senator George E. O'Malley  
 Representative A. June Franklin  
 Representative Clair Strand

STATE GOVERNMENT  
BUILDING CODE STUDY COMMITTEE

Representative John Camp, Chairman  
 Senator James W. Griffin, Sr., Vice Chairman  
 Senator James F. Schaben  
 Senator R. Dean Arbuckle  
 Representative Murray C. Lawson  
 Representative D. Vincent Mayberry

EMPLOYMENT PRACTICES STUDY COMMITTEE

Representative C. Raymond Fisher, Chairman  
 Senator Francis L. Messerly, Vice Chairman  
 Senator Floyd Gilley  
 Senator William D. Palmer  
 Representative Edgar J. Koch  
 Representative John E. Tapscott

TRANSPORTATION  
HIGHWAY COMMISSION FUNDING SUBCOMMITTEE

Representative Leroy S. Miller, Chairman  
 Senator Vernon H. Kyhl, Vice Chairman  
 Senator Leslie C. Klink  
 Senator Bass Van Gilst  
 Representative Keith N. Dunton  
 Representative Dewey E. Goode  
 Mr. Warren Davison  
 Mr. Ed Ellsworth  
 Mr. Raymond P. Heneley  
 Mr. Richard Hileman  
 Mr. William F. Sueppel  
 Mr. Chet Sloan  
 Mr. Derby D. Thompson

ANNOUNCEMENT BY CHIEF CLERK  
CRIMINAL CODE REVIEW

(S.J.R. 18)

Judge Mark McCormick to replace Judge Carroll Engelkes  
 Appointment of Mr. Ira Morrison—1970 Interim.

ENVIRONMENTAL PRESERVATION STUDY COMMITTEE

(S.C.R. 9)

Appointment of Senator Alden J. Erskine—1970 Interim.

DRUG ABUSE

(H.C.R. 122)

Representative Willard R. Hansen to replace Representative Dale L. Tieden.

COMMUNICATION FROM THE STATE APPEAL BOARD

The following communication was received from the State Appeal Board and is on file in the office of the Chief Clerk:

January 12, 1971

Mr. William R. Kendrick  
 Chief Clerk  
 House of Representatives  
 State House  
 Local

Dear Mr. Kendrick:

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

These include 21 claims of a general nature.

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

MAURICE E. BARINGER  
 Chairman  
 State Appeal Board

Receipt of the above is hereby acknowledged.

WILLIAM R. KENDRICK, Chief Clerk

OFFICE  
 STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
728-64-25	Michigan Wisconsin Pipe Line Co., Detroit, Michigan — Reciprocity Fee Refund .....	\$ 929.31	Disapproved
873-64-25	Willard C. Brinegar, M.D., Cherokee, Iowa—Vacation Pay and Sick Leave ..	19,500.00	Disapproved
1134-64-25	Melvin R. Flowers, Decatur, Iowa—Gas Tax Refund .....	45.29	Disapproved
1149-64-25	Darold Dralle, Bristow, Iowa—Gas Tax Refund .....	63.07	Disapproved
1221-64-25	Eugene J. Schmidt, Lost Nation, Iowa—Gas Tax Refund .....	21.00	Disapproved
1289-64-25	Matheson Scientific, Milwaukee, Wisconsin—Outdated Invoice .....	178.02	Disapproved
1303-64-25	Jay W. Stein, Macomb, Illinois — Unpaid Salary .....	8,500.00	Disapproved

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
1310-64-25	G.B.C. Sales & Service, Des Moines, Iowa—Outdated Invoice .....	29.88	Disapproved
1315-64-25	Elsie M. Miles, Spencer, Iowa—Real Estate Transfer Tax Refund .....	9.35	Disapproved
1380-64-25	Beckman Instruments, Inc., Chicago, Illinois—Outdated Invoice .....	114.80	Disapproved
1406-64-25	Evelyn Anderson, Des Moines, Iowa—Retroactive Salary Increase .....	52.50	Disapproved
1446-64-25	Mercy Hospital, Des Moines, Iowa — Outdated Claim .....	577.56	Disapproved
1537-64-25	Wigman Company, Sioux City, Iowa—Construction Materials Furnished to State .....	610.37	Disapproved
1546-64-25	Northwest Des Moines National Bank, Des Moines, Iowa—Forged Warrant	125.95	Disapproved
1580-64-25	Beatrice Foods Company, Ottumwa, Iowa—Licence Fee Refund .....	560.00	Disapproved
1595-64-25	Geza Papp, Denver, Colorado — Mandatory Retirement from Highway Commission .....	12,244.10	Disapproved
1647-64-25	The Art Store, Des Moines, Iowa — Outdated Invoice .....	2.65	Disapproved
1687-64-25	Fisher Scientific Company, St. Louis, Missouri—Outdated Invoice .....	181.50	Disapproved
1807-64-25	Iowa Air Sales Inc., Des Moines, Iowa—Outdated Invoice .....	27.00	Disapproved
H-117-64-G	Clay and Fay De Lashmutt and Mills County Treasurer, Pacific Junction, Iowa—Outdated Warrant .....	1,275.00	Disapproved
H-138-64-G	Edna E. Severn, Council Bluffs, Iowa—Outdated Warrant .....	660.00	Disapproved

Dated January 12, 1971

CHAPTER 25A GENERAL TORT CLAIMS APPROVED  
BY STATE APPEAL BOARD, 1970

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-205-64	LeRoy William Moore	Slip and fall at State Fair Grounds .....	Undetermined	\$ 970.65
T-524-64	F. W. Tomasek & Colony	Crop damage .....	\$ 187.50	500.00
T-697-64	Keith A. Pierson	Damage to windshield .....	164.50	150.00
T-721-64	Talbot Spivak	Loss of tooth .....	175.00	175.00
T-726-64	James D. Benson	Damage to auto .....	52.33	52.33
T-887-64	Richard C. Orr	Loss of fingers in prison .....	2,000.00	250.00
T-1014-64	Charles I. Hicks	Damage to car roof .....	31.45	31.45
T-1028-63	George Wesley Roland	Auto damage .....	7,949.27	2,125.00
T-1222-64	Cecelia P. McFadden	Broken windshield .....	50.00	50.00
T-1273-64	Donald Zimmerman	Stolen property .....	202.45	160.00
T-1382-64	Pearl Lenz	Chicken bone in food .....	200.00	200.00
T-1539-64	Vibo Manufacturing Company	Stolen golf cart at State Fair Grounds .....	790.00	790.00
T-1793-64	Glenn McCrory	Accident at State Fair Grounds .....	12.86	12.86

CHAPTER 25A HIGHWAY TORT CLAIMS APPROVED  
BY STATE APPEAL BOARD, 1970

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-27-64-T	William J. West	Damage to vehicle swerving to avoid IHC employee .....	\$ 343.51	\$ 343.51
H-28-64-T	Ronald O. Davis	Water damage to patio .....	317.00	317.00
H-59-64-T	Robert L. Stevenson	Crop damage .....	1,400.00	975.00
H-66-64-T	William Morgan	Loss of personal property due to sewer drain .....	Undetermined	550.00
H-74-64-T	Charles Christensen	Auto damage .....	84.46	84.46
H-76-64-T	Fagan-Norris Chrysler	Linseed oil on automobiles .....	375.00	225.00
H-82-64-T	William F. Springer	Paint on car .....	118.45	118.45

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-95-64-T	Willard Huedepohl	Paint on car .....	38.11	38.11
H-99-64-T	Richard C. Karr	Tire replacement on tractor .....	41.50	41.50
H-101-64-T	Paul & Walter Grumstrup and John Brandenburg	Tractor accident .....	11,244.54	6,679.37
H-104-64-T	Thomas H. Swain	Damage to tractor tire .....	125.00	125.00
H-119-64-T	Bernard E. Anderson	Auto damage .....	70.00	68.19
H-120-64-T	Estate of Olive Lermon	Wrongful death .....	50,000.00	5,000.00
H-121-64-T	Estate of Henry Lermon	Wrongful death .....	151,200.00	15,000.00
H-128-64-T	Elmer Kehrli	Weed spray killed trees .....	50.00	50.00
H-134-64-T	Jerry Witter	Road sign blew into auto .....	157.85	157.85
H-146-64-T	V. Dewan Robinson	Loss of trees .....	40.90	40.90
H-149-64-T	Norman Tiedemann	Car damage .....	Undetermined	47.43
H-155-64-T	C. E. Johnston	Fence damage .....	66.98	66.98
H-157-64-T	Robert D. Abrahamson	Paint on car .....	54.59	54.59

CHAPTER 25A—TORT CLAIMS  
JUDGMENTS AND SETTLEMENTS AT OR BEFORE TRIAL—1970

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-165-63	Mary Morrison, Executrix of the Estate of John R. Morrison, Deceased	Death in National Guard Plane crash .....	\$240,248.00	\$80,791.67
T-842-63	Gary McArthur	Damage to auto in accident involving National Guard vehicle .....	710.93	300.00
H-72-64-T	Darrell Wubben	Personal injury in auto accident due to IHC road construction .....	8,021.54	8,422.62

## ANNOUNCEMENT BY THE CHIEF CLERK

There is on file in the office of the Chief Clerk the following reports:

- Iowa Liquor Control Commission Annual Report, 1969-1970
- Biennial Report on Highway Research and Development in Iowa for the period July 1, 1968, to June 30, 1970
- Ten-Year Building Program of the State Board of Regents for the period 1971-1980

## 1971 SEMINAR FOR FRESHMEN LEGISLATORS

11:15 a.m., Tuesday, January 12, 1971

Co-Sponsored by the American Political Science Association  
and Iowa Legislative Council

- 11:15 a.m. Convene in Speaker's Room  
Presiding—Representative Robert Kreamer, Assistant Majority Floor Leader  
Welcome—Representative William Harbor, Speaker of the House

11:20 a.m. -  
12:35 p.m.

TOPICS OF DISCUSSION  
(15 minutes per topic)

- How a Bill Is Prepared and Introduced  
Representative Charles Pelton
- How Committees Handle Bills  
Senator Arthur Neu
- Floor Consideration of Bills  
Representative Joan Lipsky
- Special Committees During Sessions (Including Rules, Enrolled Bills, Patronage, Steering, Sifting, and Conference Committees  
Representative Floyd Millen
- Interim Committees (Including Legislative Council and Standing Committees, Budget and Financial Control Committee, and Departmental Rules Review Committee)  
Representative Dale Cochran, Minority Floor Leader

- 12:45 p.m. - LUNCHEON—Legislative Dining Room  
1:45 p.m. (Sponsored by American Political Science Association.)

1:45 p.m. -

SERVICE AGENCIES  
(10 minutes per agency)

- Legislative Service Bureau  
Serge Garrison, Director
- Legislative Fiscal Director  
Gerry Rankin, Fiscal Director
- State Comptroller  
Marvin R. Selden, Jr., Comptroller
- Chief Clerk of House and Secretary of Senate  
William Kendrick, House Chief Clerk  
Carroll Lane, Senate Secretary
- Code Editor  
Wayne Faupel, Code Editor

## Law Library

Geraldine Dunham, Librarian

2:45 p.m. -

3:45 p.m.

## LOBBYISTS, CONSTITUENTS, AND PRESS

## Working with Lobbyists

Maurice Baringer, State Treasurer and former  
Speaker of House

## Correspondence from Constituents

Representative William Winkelman

## Accommodating Groups of Visiting Constituents

Representative Keith Dunton

## Working with the Press

Senator Lee Gaudineer, Minority Floor Leader

George Mills, Legislative Correspondent,

Des Moines Register and Tribune

3:45 p.m. -

4:00 p.m.

## QUESTIONS AND ANSWERS

4:00 p.m.

## ADJOURNMENT

## AMENDMENT FILED

- 1 Amend the amendments to the temporary rules of the House,
- 2 filed by the committee on rules, and contained on pages 34 and
- 3 35 of the House Journal of January 11, 1971, by striking the
- 4 amendment to Rule 77 contained in lines 17 and 18.

COCHRAN of Webster, Dist. 29

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, January 13, 1971.



# JOURNAL OF THE HOUSE

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Third Calendar Day—Third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JANUARY 13, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Edward B. Meyer, pastor of the Grace Lutheran Church, Muscatine, Iowa.

The Journal of Tuesday, January 12, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty-five eleventh grade students from Hoover High School, Des Moines, Iowa, accompanied by their teacher, Mrs. McHone. By Willits of Polk, District 57.

## PETITIONS FILED

The following petitions were received and placed on file:

By Bergman of Osceola, District 3, from one hundred sixty-one members of St. John's Lutheran Church of May City and from forty-five members of Zion Lutheran Church of Ocheyedon, opposing any change in the present abortion law.

## BIRTHDAY CONGRATULATIONS

Rodgers of Dallas, District 85, rose on a point of personal privilege and on behalf of the House extended to the Honorable Donald V. Doyle a "Happy Birthday".

## INTRODUCTION OF BILLS

**House File 39**, by Pierson, Waugh, Middleswart and Dougherty, a bill for an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement procedures.

Read first time and referred to committee on **agriculture**.

**House File 40**, by McCormick and Stromer, a bill for an act re-

lating to the purchase of uniforms for vocal and instrumental school music groups.

Read first time and referred to committee on **schools**.

**House File 41**, by Middleswart and Freeman (Brownlee), a bill for an act relating to blood donors.

Read first time and referred to committee on **judiciary**.

**House File 42**, by Doyle and Kelly, a bill for an act relating to shorthand notes of court reporters.

Read first time and referred to committee on **judiciary**.

**House File 43**, by Doyle, a bill for an act relating to traffic violations used as evidence in civil judicial proceedings.

Read first time and referred to committee on **judiciary**.

**House File 44**, by Doyle, a bill for an act to prohibit soliciting a ride on an interstate road.

Read first time and referred to committee on **law enforcement**.

**House File 45**, by Holden, a bill for an act to prohibit the parking of vehicles on private property.

Read first time and referred to committee on **judiciary**.

**House File 46**, by Rex, a bill for an act relating to slow-moving vehicle warning devices.

Read first time and referred to committee on **transportation**.

**House File 47**, by Schroeder, a bill for an act relating to the registration of animals.

Read first time and referred to committee on **agriculture**.

**House File 48**, by Schroeder, a bill for an act relating to the movement of oversized mobile homes and vehicles.

Read first time and referred to committee on **transportation**.

**House File 49**, by Middleswart, a bill for an act relating to the assessment of real property.

Read first time and referred to committee on **county government**.

**House File 50**, by Rex, a bill for an act relating to the sale and resale of cattle.

Read first time and referred to committee on **agriculture**.

**House File 51**, by Fischer of Grundy, a bill for an act to require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters.

Read first time and referred to committee on **higher education**.

AMENDMENT ADOPTED TO THE TEMPORARY RULES  
OF THE HOUSE

Varley of Adair, District 84, asked and received unanimous consent to take up the following proposed amendment filed by the committee on rules to the temporary rules of the House:

Amend Rule 8 by striking in line 6 the words "two-thirds" and inserting in lieu thereof "three-fifths" and striking in line nine the words "two-thirds" and inserting in lieu thereof "three-fifths".

Amend Rule 30 by striking in line 23 the words "two-thirds" and inserting in lieu thereof the words "three-fifths". Further amend Rule 30 by striking the period in line 26 and inserting "and Ways and Means Committee."

Amend Rule 35, line 26, by striking the words "two-thirds" and inserting the words "three-fifths".

Amend Rule 51, line 6, by striking the words "sixty-three" and inserting in lieu thereof the words "fifty-one".

Amend Rule 55, line 34, by striking the words "two-thirds" and inserting in lieu thereof the words, "three-fifths".

Amend Rule 68, line 22, by striking the words "two-thirds" and inserting in lieu thereof the words, "three-fifths".

Amend Rule 73, line 13, by striking the words "sixty-three" and inserting in lieu thereof the words "fifty-one".

Amend Rule 77, line 8, by striking the words "two-thirds" and inserting in lieu thereof the words, "three-fifths".

Division of the amendment was requested by Uban of Black Hawk, District 38. Division 1 of the amendment to be: lines 9 and 10 (Rule 51) and lines 15 and 16 (Rule 73). Division 2 of the amendment to be lines 4, 5, and 6 (Rule 30); lines 7 and 8 (Rule 35); and lines 11 and 12 (Rule 55). Division 3 of the amendment to be lines 1, 2, and 3 (Rule 8); lines 13 and 14 (Rule 68); and lines 17 and 18 (Rule 77).

Varley of Adair, District 84, moved the adoption of division 1 of the amendment.

Division 1 of the amendment was adopted.

Varley of Adair, District 84, moved the adoption of division 2 of the amendment.

Division 2 of the amendment was adopted.

Cochran of Webster, District 29, offered the following amendment to division 3 of the amendment and moved its adoption:

Amend the amendments to the temporary rules of the House, filed by the committee on rules, and contained on pages 34 and 35 of the House Journal of January 11, 1971, by striking the amendment to Rule 77 contained in lines 17 and 18.

Roll call was requested by Uban of Black Hawk, District 38, and Cochran of Webster, District 29.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 35:

Anania	Franklin	McCormick	Schmeiser
Bennett	Gluba	Middleswart	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Small
Cochran	Kennedy	Patton	Uban
Dougherty	Kinley	Priebe	Wells
Doyle	Knoblauch	Radl	Willits
Dunton	Larson	Rodgers	Wyckoff
Ewell	Mayberry	Sargisson	

The nays were, 62:

Alt	Grassley	Millen	Sorg
Andersen	Hamilton	Miller	Stanley
Bergman	Hansen	Moffitt	Stokes
Camp	Hill	Mollett	Strand
Campbell	Holden	Nielsen	Stromer
Christensen	Kehe	Nystrom	Strothman
Clark	Kelly	Pellett	Taylor
Curtis	Knoke	Pelton	Tieden
Drake	Kreamer	Pierson	Trowbridge
Edelen	Kruse	Rex	Varley
Egenes	Lawson	Roorda	Waugh
Ellsworth	Lipsky	Schroeder	Welden
Fischer, H. O.	Logemann	Schwieger	Winkelman
Fisher, C. R.	McElroy	Shaw	Wirtz
Freeman	Mendenhall	Siglin	Mr. Speaker
Goode	Menefee		

Absent or not voting, 3:

Den Herder	Johnston	Skinner
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The amendment to the amendment lost.

Further division of division 3 of the amendment was requested.

Varley of Adair, District 84, moved the adoption of lines 1, 2 and 3 (Rule 8) of division 3 of the amendment.

Roll call was requested by Blouin of Dubuque, District 49, and Cochran of Webster, District 29.

On the question "Shall lines 1, 2 and 3 (Rule 8) of the amendment be adopted?"

The ayes were, 62:

Alt	Bergman	Campbell	Clark
Andersen	Camp	Christensen	Curtis

Drake	Kelly	Nielsen	Stokes
Edelen	Knoke	Nystrom	Strand
Egenes	Kreamer	Pellett	Stromer
Ellsworth	Kruse	Pelton	Strothman
Fischer, H. O.	Lawson	Pierson	Taylor
Fisher, C. R.	Lipsky	Rex	Tieden
Freeman	Logemann	Roorda	Trowbridge
Goode	McElroy	Schroeder	Varley
Grassley	Mendenhall	Schwieger	Waugh
Hamilton	Menefee	Shaw	Welden
Hansen	Millen	Siglin	Winkelman
Hill	Miller	Sorg	Wirtz
Holden	Moffitt	Stanley	Mr. Speaker
Kehe	Mollett		

The nays were, 35:

Anania	Franklin	McCormick	Schmeiser
Bennett	Gluba	Middleswart	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Small
Cochran	Kennedy	Patton	Uban
Dougherty	Kinley	Priebe	Wells
Doyle	Knoblauch	Radl	Willits
Dunton	Larson	Rodgers	Wyckoff
Ewell	Mayberry	Sargisson	

Absent or not voting, 3:

Den Herder	Johnston	Skinner
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Lines 1, 2 and 3 (Rule 8) of the amendment were adopted.

Varley of Adair, District 84, moved the adoption of lines 13 and 14 (Rule 68) and lines 17 and 18 (Rule 77) of the amendment.

The amendments were adopted.

Varley of Adair, District 84, moved the adoption of the Temporary Rules of the House, as amended.

Roll call was requested by Jesse of Polk, District 58, and Cochran of Webster, District 29.

On the question "Shall the Temporary Rules of the House as amended be adopted?"

The ayes were, 61:

Alt	Fisher, C. R.	Logemann	Roorda
Andersen	Freeman	McElroy	Schroeder
Bergman	Goode	Mendenhall	Schwieger
Camp	Grassley	Menefee	Shaw
Campbell	Hamilton	Millen	Siglin
Christensen	Hansen	Miller	Sorg
Clark	Hill	Moffitt	Stanley
Curtis	Kehe	Mollett	Stokes
Den Herder	Kelly	Nielsen	Strand
Drake	Knoke	Nystrom	Stromer
Edelen	Kreamer	Pellett	Strothman
Egenes	Kruse	Pelton	Taylor
Ellsworth	Lawson	Pierson	Tieden
Fischer, H. O.	Lipsky	Rex	Trowbridge

Varley	Winkelman	Wirtz	Mr. Speaker
Waugh			

The nays were, 35:

Anania	Gluba	McCormick	Schmeiser
Bennett	Husak	Middleswart	Schwartz
Blouin	Jesse	Monroe	Scott
Bray	Johnston	Norpel	Small
Cochran	Kennedy	Patton	Uban
Dougherty	Kinley	Priebe	Wells
Doyle	Knoblauch	Radl	Willits
Dunton	Larson	Rodgers	Wyckoff
Franklin	Mayberry	Sargisson	

Absent or not voting, 4:

Ewell	Holden	Skinner	Welden
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The Temporary Rules of the House as amended were adopted.

#### CONSIDERATION OF JOINT RESOLUTION REGULAR CALENDAR

**House Joint Resolution 1**, a joint resolution making application to the United States Congress to call a convention for the purpose of proposing to the states a constitutional amendment providing that a portion of taxes levied on income by Congress shall be made available to state governments, was taken up for consideration.

Jesse of Polk, District 58, offered the following amendment from the floor and moved its adoption:

Amend House Joint Resolution 1 as follows:

1. Page 1, line 2, by striking everything after the word "to".
2. Page 1, by striking all of line 3 in its entirety and inserting in lieu thereof the words "provide that".
3. Page two (2), line 16, by striking everything after the comma (,).
4. Page 2, line 17, by striking the words "United States,".
5. Page 2, line 19, by striking everything after the word "to".
6. Page 2, by striking all of line 20.
7. Page 2, line 21, by striking the words "amendments which shall".
8. Page 2, by striking lines 29, 30, 31, 32, 33, 34, and 35.

Roll call was requested by Jesse of Polk, District 58, and Small of Johnson, District 69.

On the question "Shall the amendment be adopted?"

The ayes were, 36:

Anania	Husak	Middleswart	Schmeiser
Blouin	Jesse	Monroe	Schwartz
Bray	Johnston	Norpel	Scott
Cochran	Kennedy	Patton	Small
Dougherty	Kinley	Pellett	Stokes
Dunton	Knoblauch	Priebe	Uban
Ewell	Larson	Radl	Wells
Franklin	Mayberry	Rodgers	Willits
Gluba	McCormick	Sargisson	Wyckoff

The nays were, 58:

Alt	Freeman	Menefee	Sorg
Andersen	Goode	Millen	Stanley
Bergman	Grassley	Miller	Strand
Camp	Hamilton	Moffitt	Stromer
Campbell	Hansen	Mollett	Strothman
Christensen	Hill	Nielsen	Taylor
Clark	Holden	Nystrom	Tieden
Curtis	Kehe	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Varley
Drake	Kreamer	Rex	Waugh
Edelen	Kruse	Roorda	Welden
Egenes	Lawson	Schwieger	Winkelman
Ellsworth	Logemann	Shaw	Wirtz
Fischer, H. O.	McElroy	Siglin	Mr. Speaker
Fisher, C. R.	Mendenhall		

Absent or not voting, 6:

Bennett	Kelly	Schroeder	Skinner
Doyle	Lipsky		

The amendment lost.

Blouin of Dubuque, District 49, offered the following amendment from the floor and moved its adoption:

Amend House Joint Resolution 1 as follows:

1. Page 2, by striking in line 26 all after the word "both".
2. Page 2, by striking all of lines 27 and 28.

A non-record roll call was requested.

The ayes were 31, nays 62.

The amendment lost.

Gluba of Scott, District 76, moved that House Joint Resolution 1 be re-referred to the committee on constitutional amendments and reapportionment.

The motion lost.

Cochran of Webster, District 29, moved that House Joint Resolution 1 be deferred and that the joint resolution retain its place on the calendar.

A non-record roll call was requested.

The ayes were 37, nays 57.

The motion lost.

Shaw of Scott, District 78, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 1)

The ayes were, 66:

Alt	Freeman	Middleswart	Siglin
Andersen	Goode	Millen	Sorg
Bergman	Hamilton	Miller	Stanley
Camp	Hansen	Moffitt	Stokes
Campbell	Hill	Mollett	Strand
Christensen	Holden	Nystrom	Stromer
Clark	Kehe	Pellett	Strothman
Curtis	Kelly	Pelton	Taylor
Den Herder	Knoblauch	Pierson	Tieden
Dougherty	Knoke	Priebe	Trowbridge
Doyle	Kreamer	Rex	Varley
Drake	Kruse	Roorda	Waugh
Dunton	Lawson	Sargisson	Welden
Edelen	Logemann	Schroeder	Winkelman
Egenes	McElroy	Schwieger	Wirtz
Ellsworth	Mendenhall	Shaw	Mr. Speaker
Fischer, H. O.	Menefee		

The nays were, 32:

Anania	Gluba	Mayberry	Schmeiser
Bennett	Grassley	McCormick	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Nielsen	Small
Cochran	Johnston	Norpel	Uban
Ewell	Kennedy	Patton	Wells
Fisher, C. R.	Kinley	Radl	Willits
Franklin	Larson	Rodgers	Wyckoff

Absent or not voting, 2:

Lipsky	Skinner
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The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

Drake of Muscatine, District 71, moved that the vote by which House Joint Resolution 1 was adopted and agreed to be reconsidered and the motion to reconsider be tabled.

The ayes were 60, nays 34.

The motion prevailed.



### HOUSE CONCURRENT RESOLUTION 3

By Schroeder, Fischer of Grundy, Christensen,  
Tieden, Radl and Stromer

*Whereas*, it is the desire and goal of the members of the Sixty-fourth General Assembly, First Regular Session, to eliminate all unnecessary expenditures; and

*Whereas*, the cost of envelopes, labeling, and packing could be eliminated and whereas written materials could be distributed more efficiently and expeditiously by the pages under the direction of the Sergeant-at-Arms; now, therefore,

*Be It Resolved by the House, the Senate Concurring*, that a directive be sent to all state departments, commissions and boards to the effect that all written or printed information, communications or reports intended for general distribution to members of the House and/or Senate be delivered in bulk to the House chamber and/or the Senate chamber to be distributed to the members under the supervision of the Sergeant-at-Arms.

Laid over under Rule 25.

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

We, your joint personnel committee appointed to nominate employees for the extra help of the Sixty-fourth General Assembly, hereby submit the following:

#### LEGISLATIVE RESEARCH BUREAU

Research Assistants:

Linda Lee Nelson  
Mark S. Soldat

Typists:

Connie K. Coughenower  
Connie I. Standard

Proofreaders:

Martha Baker  
Maxine L. Balducci  
Jane L. Carr  
Dorothy M. Kelley  
Evelyn S. Kendrick  
Anne R. McCord

Senior Bill Clerk:

Mary Maxine Parker

Bill Clerk:

Lois N. Carter

Xerox Operator:

Louise Firman

#### JOINT HELP

Supervisor of Legislative Index Clerks:

Maxine Gunton

Assistant Supervisor of Legislative Index Clerks:

Juanita Swackhammer

Index Clerks:  
 Terry G. Pepper  
 William Carroll  
 Law Library Clerk:  
 Nancy J. Fischer  
 Postoffice Clerk:  
 Ruby Thordsen  
 Mail Carrier:  
 James McCabe

#### CUSTODIAN

Parking Attendants:  
 John Blue  
 Frank Miller  
 George Day  
 Thomas H. Sims  
 Raymond Keeney, Jr.  
 Albert Pewick  
 Janitors:  
 Calvin G. Pruitt  
 John Robinson  
 James M. Sullivan  
 Ted Downey  
 Raymond Gordon  
 William L. Oldaker  
 Gordon M. Cosner  
 Carl E. Taylor  
 Elevator Operators:  
 Agnes Bertoglie  
 Bessie B. Edwards  
 Matron:  
 Mary F. Parker  
 Night Watchmen:  
 Harry A. Longen  
 Charles W. Foster

JAMES E. BRILES  
 On the Part of the Senate  
 DALE TIEDEN  
 On the Part of the House

#### APPOINTMENT TO HOUSE ETHICS COMMITTEE

Pursuant to chapter 68B.10, Code 1971, I hereby appoint the following members to serve on the House ethics committee for the Sixty-fourth General Assembly: Representative Richard W. Welden of Hardin; Representative Murray C. Lawson of Cerro Gordo; and Representative Joan Lipsky of Linn.

ANDREW VARLEY  
 House Majority Leader

### APPOINTMENT TO HOUSE ETHICS COMMITTEE

Pursuant to chapter 68B.10, Code 1971, I hereby appoint the following members to serve on the House ethics committee for the Sixty-fourth General Assembly: Representative Keith Dunton of Keokuk; and Representative Richard Radl of Linn.

DALE M. COCHRAN  
House Minority Leader

### REPORTS OF COMMITTEE

Fisher of Greene, District 56, from the committee on state government, submitted the following reports:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 13**, a bill for an act relating to the selection of the compensation commissioners, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 14**, a bill for an act relating to the leasing of property by the state conservation commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 16**, a bill for an act relating to qualifications of certain state libraries, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 17**, a bill for an act relating to the Iowa development commission corporation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 18**, a bill for an act relating to notaries public, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 22**, a bill for an act relating to the state entomologist, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, January 14, 1971.

# JOURNAL OF THE HOUSE

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Fourth Calendar Day—Fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JANUARY 14, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend David Ter Beest, pastor of the First Reformed Church, Hull, Iowa.

The Journal of Wednesday, January 13, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Gluba of Scott, District 76, on request of Wells of Linn, District 44.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fifty students from the Tri County Community School, Thornburg, Iowa, accompanied by their superintendent, Mr. McGinnis, and their teacher, Mr. Rhoades. By Dunton of Keokuk, District 88.

## PETITION FILED

The following petition was received and placed on file:

By Waugh of Monona, District 27, from the Crawford County Bar Association opposing any other redistricting plan which would include Crawford County with any other larger urban county.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 13, 14, 16, 17, 18 and 22, under Rule 35.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION

Schmeiser of Des Moines, District 91, offered the following House memorial resolution and moved its adoption:

## HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Fred E. Wier of Louisa County, who was a member of the Fifty-eighth, Fifty-ninth and Sixtieth sessions of the

General Assembly from Louisa County, passed away on January 12, 1971; now, therefore,

*Be It Resolved by the House of Representatives,* That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

Motion prevailed and the Speaker appointed as such committee Schmeiser of Des Moines, District 91; Strothman of Henry, District 90, and Campbell of Washington, District 89.

#### BIRTHDAY CONGRATULATIONS

Tieden of Clayton, District 14, rose on a point of personal privilege and on behalf of the House extended to the Honorable William P. Winkelman a "Happy Birthday."

#### INTRODUCTION OF HOUSE JOINT RESOLUTION

**House Joint Resolution 2**, by Holden, 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 referred to committee on **constitutional amendments and reapportionment**.

#### INTRODUCTION OF BILLS

**House File 52**, by Kehe, Roorda, Stromer and Schroeder, a bill for an act to provide for the appointment of the superintendent of public instruction by the governor.

Read first time and referred to committee on **state government**.

**House File 53**, by Doyle, a bill for an act relating to the interest rates on judgments and decrees.

Read first time and referred to committee on **judiciary**.

**House File 54**, by Doyle, a bill for an act increasing the speed limit for motor vehicles drawing certain types of trailers.

Read first time and referred to committee on **transportation**.

**House File 55**, by Radl, a bill for an act relating to restaurants' and grocery stores' meat and poultry inspection licenses.

Read first time and referred to committee on **agriculture**.

**House File 56**, by Doyle, Rex, Ellsworth, Andersen, Kelly, Wells, Sargisson, Holden, Rodgers and Schwartz, a bill for an act relating to group insurance for elected county officials.

Read first time and referred to committee on **county government**.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 4

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 4 and moved its adoption:

## HOUSE CONCURRENT RESOLUTION 4

By Varley

*Be It Resolved by the House, the Senate Concurring:* That when adjournment is had on Thursday afternoon, January 14, 1971, it be to reconvene at 10:00 a.m., Monday, January 18, 1971.

Motion prevailed and the resolution was adopted.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 1, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 4, providing for adjournment on January 14, 1971.

CARROLL A. LANE, Secretary

## SENATE MESSAGE CONSIDERED

**Senate File 1**, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties.

Read first time and referred to committee on **judiciary**.

## HOUSE CONCURRENT RESOLUTION 5

By Ewell and Small

*Whereas*, the 1971 Session of the Sixty-fourth General Assembly is required to reapportion Iowa's senatorial and representative districts; and *Whereas*, the efficiency of the General Assembly can be improved by reducing the membership; and

*Whereas*, the cost of government could be greatly reduced by decreasing the membership of the Senate to forty and the House of Representatives to eighty; and

*Whereas*, there are twenty-five states which have legislatures composed of fewer members than Iowa's, and nineteen states which have a higher average population per legislator than Iowa's; NOW, THEREFORE,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the committees on constitutional amendments and reapportionment be directed to report to the House of Representatives and the Senate for consideration an apportionment plan establishing forty senatorial districts and eighty house of representatives districts.

Laid over under Rule 25.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of House Files 13, 14, 16, 17, 18 and 22.

**House File 13**, a bill for an act relating to the selection of the compensation commissioners, with report of committee recommending passage, was taken up for consideration.

Tieden of Clayton, District 14, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 13)

The ayes were, 82:

Alt	Goode	Miller	Shaw
Anania	Grassley	Moffitt	Siglin
Andersen	Hamilton	Mollett	Small
Bergman	Hansen	Nielsen	Sorg
Blouin	Hill	Norpel	Stanley
Camp	Holden	Nystrom	Stokes
Campbell	Husak	Patton	Strand
Cochran	Kehe	Pellett	Stromer
Curtis	Kelly	Pelton	Strothman
Den Herder	Kinley	Pierson	Taylor
Dougherty	Knoblauch	Priebe	Tieden
Doyle	Knoke	Radl	Trowbridge
Drake	Kreamer	Rex	Varley
Dunton	Kruse	Rodgers	Waugh
Edelen	Larson	Roorda	Wells
Ellsworth	Lawson	Sargisson	Willits
Ewell	McElroy	Schmeiser	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wirtz
Fisher, C. R.	Menefee	Schwieger	Wyckoff
Franklin	Middleswart	Scott	Mr. Speaker
Freeman	Millen		

The nays were, none.

Absent or not voting, 18:

Bennett	Gluba	Logemann	Schwartz
Bray	Jesse	Mayberry	Skinner
Christensen	Johnston	McCormick	Uban
Clark	Kennedy	Monroe	Welden
Egenes	Lipsky		

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

**House File 14**, a bill for an act relating to the leasing of property by the state conservation commission, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last



time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 14)

The ayes were, 81:

Alt	Goode	Middleswart	Shaw
Anania	Hamilton	Millen	Siglin
Andersen	Hansen	Miller	Sorg
Bennett	Hill	Moffitt	Stanley
Bergman	Husak	Mollett	Stokes
Blouin	Kehe	Nielsen	Strand
Camp	Kelly	Norpel	Stromer
Campbell	Kinley	Nystrom	Strothman
Cochran	Knoblauch	Patton	Taylor
Curtis	Knoke	Pellett	Tieden
Dougherty	Kreamer	Pierson	Trowbridge
Doyle	Kruse	Priebe	Varley
Drake	Larson	Radl	Waugh
Dunton	Lawson	Rex	Welden
Edelen	Lipsky	Rodgers	Wells
Egenes	Logemann	Roorda	Willits
Ellsworth	McCormick	Sargisson	Winkelman
Ewell	McElroy	Schroeder	Wirtz
Fisher, C. R.	Mendenhall	Schwartz	Wyckoff
Franklin	Menefee	Scott	Mr. Speaker
Freeman			

The nays were, 7:

Christensen	Holden	Pelton	Small
Grassley	Monroe	Schmeiser	

Absent or not voting, 12:

Bray	Fischer, H. O.	Johnston	Schwieger
Clark	Gluba	Kennedy	Skinner
Den Herder	Jesse	Mayberry	Uban

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

**House File 16**, a bill for an act relating to qualifications of certain state libraries, with report of committee recommending passage, was taken up for consideration.

Alt of Polk offered the following amendment from the floor and moved its adoption:

Amend the title to House File 16 by striking the word "libraries" and inserting in lieu thereof the word "librarians".

The amendment was adopted.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 16)

The ayes were, 89:

Alt	Goode	Millen	Scott
Anania	Grassley	Miller	Shaw
Andersen	Hamilton	Moffitt	Siglin
Bennett	Hansen	Mollett	Small
Bergman	Hill	Monroe	Sorg
Blouin	Holden	Nielsen	Stanley
Camp	Husak	Norpel	Stokes
Campbell	Kehe	Nystrom	Strand
Christensen	Kelly	Patton	Stromer
Cochran	Kinley	Pellett	Strothman
Curtis	Knoblauch	Pelton	Taylor
Dougherty	Knoke	Pierson	Tieden
Doyle	Kreamer	Priebe	Trowbridge
Drake	Kruse	Radl	Varley
Dunton	Larson	Rex	Waugh
Edelen	Lawson	Rodgers	Welden
Egenes	Logemann	Roorda	Wells
Ellsworth	McCormick	Sargisson	Willits
Ewell	McElroy	Schmeiser	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wirtz
Fisher, C. R.	Menefee	Schwartz	Wyckoff
Franklin	Middleswart	Schwieger	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 11:

Bray	Gluba	Kennedy	Skinner
Clark	Jesse	Lipsky	Uban
Den Herder	Johnston	Mayberry	

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

#### HOUSE FILE 17 DEFERRED

**House File 17**, a bill for an act relating to the Iowa development commission corporation, with report of committee recommending passage, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that House File 17 be rereferred to the committee on Iowa development.

Fisher of Greene, District 56, moved as a substitute motion that House File 17 be deferred and that the bill retain its place on the calendar.

The motion prevailed.

**House File 18**, a bill for an act relating to notaries public, with report of committee recommending passage, was taken up for consideration.

Andersen of Woodbury, District 23, moved that the bill be read

a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 18)

The ayes were, 91:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Siglin
Andersen	Goode	Millen	Small
Bennett	Grassley	Miller	Sorg
Bergman	Hamilton	Moffitt	Stanley
Blouin	Hansen	Mollett	Stokes
Bray	Hill	Monroe	Strand
Camp	Holden	Nielsen	Stromer
Campbell	Husak	Norpel	Strothman
Christensen	Johnston	Nystrom	Taylor
Clark	Kehe	Patton	Tieden
Cochran	Kennedy	Pellett	Trowbridge
Curtis	Kinley	Pelton	Uban
Dougherty	Knoblauch	Pierson	Varley
Doyle	Kreamer	Priebe	Waugh
Drake	Kruse	Radl	Welden
Dunton	Larson	Rex	Wells
Edelen	Lawson	Rodgers	Willits
Egenes	Lipsky	Roorda	Winkelman
Ellsworth	Logemann	Sargisson	Wirtz
Ewell	Mayberry	Schmeiser	Wyckoff
Fischer, H. O.	McCormick	Schroeder	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, 3:

Jesse	Kelly	Schwartz
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Absent or not voting, 6:

Den Herder	Knoke	Shaw	Skinner
Gluba	Middleswart		

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

**House File 22**, a bill for an act relating to the state entomologist, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 22)

The ayes were, 91:

Anania	Campbell	Dunton	Franklin
Andersen	Christensen	Edelen	Freeman
Bennett	Clark	Egenes	Goode
Bergman	Curtis	Ellsworth	Grassley
Blouin	Dougherty	Ewell	Hamilton
Bray	Doyle	Fischer, H. O.	Hansen
Camp	Drake	Fisher, C. R.	Hill

Holden	McElroy	Radl	Strand
Husak	Mendenhall	Rex	Stromer
Jesse	Menefee	Rodgers	Strothman
Johnston	Millen	Roorda	Taylor
Kehe	Miller	Sargisson	Tieden
Kelly	Moffitt	Schmeiser	Uban
Kennedy	Mollett	Schroeder	Varley
Kinley	Monroe	Schwartz	Waugh
Knoblauch	Nielsen	Schwieger	Welden
Kreamer	Norpel	Scott	Wells
Kruse	Nystrom	Shaw	Willits
Larson	Patton	Siglin	Winkelman
Lawson	Pellett	Small	Wirtz
Logemann	Pelton	Sorg	Wyckoff
Mayberry	Pierson	Stanley	Mr. Speaker
McCormick	Priebe	Stokes	

The nays were, none.

Absent or not voting, 9:

Alt	Gluba	Lipsky	Skinner
Cochran	Knoke	Middleswart	Trowbridge
Den Herder			

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

#### REPORT OF COMMITTEE

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

**MR. SPEAKER:** Your committee on judiciary, to whom was referred **Senate File 1**, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties, begs leave to report that it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend Senate File 1 as amended and passed by the Senate and reprinted as follows:

1. Page 6, by inserting in line 12 before the word "Annually" the words "The board shall administer the regulatory provisions of this Act."

2. Page 6, by striking line 35, and page 7, by striking line 1, and inserting in lieu thereof the words "the change which should be made in existing schedules, if it finds that the potential for abuse or lack thereof of the substance is not properly reflected by the existing schedules."

3. Page 8, by inserting after line 2 the following:

"If the board finds that any substance included in schedule I does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

4. Page 11, by inserting after line 14 the following:

"If the board finds that any substance included in schedule II does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

5. Page 11, by striking lines 18 through 35 and inserting in lieu thereof the following:

"2. Narcotic drugs as defined herein, except those narcotic drugs listed in other schedules."

6. Page 13, by inserting after line 9 the following:

"If the board finds that any substance included in schedule III does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

7. Page 15, by inserting after line 34 the following:

"If the board finds that any substance included in schedule IV does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

8. Page 16, by inserting after line 17 the following:

"3. Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, which shall include one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation, valuable medicinal qualities other than those possessed by the narcotic drug alone:

a. Not more than one hundred milligrams of dihydrocodeine, or any of its salts, per one hundred milliliters or per one hundred grams;

b. Not more than one hundred milligrams of ethylmorphine, or any of its salts, per one hundred milliliters or per one hundred grams;

c. Not more than two point five milligrams of diphenoxylate and not less than twenty-five micrograms of atropine sulfate per dosage unit;

d. Not more than one hundred milligrams of opium per one hundred milliliters or per one hundred grams."

9. Page 16, by striking from line 18 the numeral "3" and inserting in lieu thereof the numeral "4".

10. Page 17, by inserting after line 3 the following:

"If the board finds that any substance included in schedule V does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

11. Page 17, by striking from line 15 the semicolon and inserting in lieu thereof a period, and by striking lines 16 through 26.

12. Page 18, by striking lines 24, 25, and 26.

13. Page 18, by striking from line 27 the numeral "5" and

inserting in lieu thereof the numeral "4".

14. Page 18, by striking from line 27 the word "at" and inserting in lieu thereof the word "for".

15. Page 18, by striking from line 31 the numeral "6" and inserting in lieu thereof the numeral "5".

16. Page 20, by inserting in line 22 after the word "guilty" the words ", a forfeiture of bail or collateral deposited to secure a defendant's appearance in court which forfeiture has not been vacated,".

17. Page 20, by striking from line 23 the words "plea or finding" and inserting in lieu thereof the words "judgment or sentence".

18. Page 23, by striking from line 5 the words "consort with,".

19. Page 23, by striking from line 23 the word "and" and inserting in lieu thereof the word "or".

20. Page 23, by inserting in line 23 after the word "dollars" the words ", or by both such imprisonment and fine".

21. Page 23, by striking from line 27 the word "and" and inserting in lieu thereof the word "or".

22. Page 24A, by striking from line 14 the word "and" and inserting in lieu thereof the word "or".

23. Page 24A, by inserting in line 14 after the word "dollars" the words ", or by both such imprisonment and fine".

24. Page 24A, by striking from line 18 the word "and" and inserting in lieu thereof the word "or".

25. Page 24A, by inserting in line 19 after the word "dollars" the words ", or by both such imprisonment and fine".

26. Page 24A, by striking all of line 25 after the word "subsection" and inserting in lieu thereof the words "with respect to:".

27. Page 24A, by inserting after line 25 the following:

"a. A substance classified in schedule I or II which is a narcotic drug, is guilty of a public offense and upon conviction shall be punished by imprisonment in the penitentiary for not to exceed five years or in the county jail for not to exceed one year, or by a fine of not more than one thousand dollars, or by both such imprisonment and fine.

b. Any controlled substance which is not a narcotic drug classified in schedule I or II is guilty".

28. Page 24A, by striking from line 28 the words "less than three hundred dollars nor".

29. Page 25, by striking from line 11 the words "or suffer".

30. Page 25, by striking from lines 12 and 13 the words "store, shop, warehouse, dwelling, temporary or permanent building" and inserting in lieu thereof the word "premises".

31. Page 25, by striking from line 20 the words "consorts with,".

32. Page 26, by striking from line 1 the words "one or more times".

33. Page 26, by striking from lines 26 and 27 the words "consorts with,".

34. Page 27, by striking from line 12 the words "who is

at least three years his junior".

35. Page 27, by striking lines 13 and 14 and inserting in lieu thereof the words "by a fine and".

36. Page 27, by striking from line 15 the words "of up to" and inserting in lieu thereof the words "that may be".

37. Page 27, by striking from line 22 the words "the fine" and inserting in lieu thereof the words "a fine not to exceed that".

38. Page 27, by striking from line 24 the word "and" and inserting in lieu thereof the word "or".

39. Page 27, by striking from line 25 the words "up to" and inserting in lieu thereof the words "that may be".

40. Page 27, by inserting in line 27 after the numeral "(3)" the words ", or by both such fine or imprisonment".

41. Page 27, by striking lines 28 through 35.

42. Page 28, by striking lines 1 through 35.

43. Page 29A, by striking lines 1 through 31.

44. Page 29A, by striking lines 32 through 35.

45. Page 29B, by striking lines 36 through 41.

46. Page 30, by striking lines 1 through 9.

47. Pages 30, 31, and 32A, by renumbering the sections in accordance with the foregoing amendments.

48. Page 31, by striking from line 1 the words "is in custody unable to make bail" and inserting in lieu thereof the words "who consents thereto".

49. Page 31, by striking from line 3 the words "has not", and by striking lines 4 through 6, and by striking from line 7 the words "hallucinogenic drugs,".

50. Page 31, by striking from line 10 the words ", if the person consents,".

51. Page 31, by striking from line 23 the word "shall" and inserting in lieu thereof the word "may".

52. Page 31, by inserting in line 27 after the word "has" the words "received maximum benefit from the program or has".

53. Page 31, by striking from line 27 the words "or arrested".

54. Page 32A, by striking from line 18 all after the period, and by striking lines 19 and 20.

55. Page 32A, by inserting in line 28 after the word "his" the words "commission and".

56. Page 32A, by striking from line 29 the words "at any time".

57. Page 32B, by inserting in line 36 after the word "to" the words ", or forfeits bail or collateral deposited to secure his appearance in court, and such forfeiture is not vacated,".

58. Page 33, by striking from lines 8 and 9 the words ", in its discretion," and inserting in lieu thereof the words "recomm- ment that the appropriate state board or officer".

59. Page 40, by striking from lines 11 and 12 the words "or intended to be used".

COMMITTEE ON JUDICIARY  
CHARLES H. PELTON, Chairman

## AMENDMENT FILED

- 1 Amend Senate File 1, as amended and passed by the Senate
- 2 and reprinted, as follows:
- 3 1. Page 22, line 20, by striking the word "When" and
- 4 inserting in lieu thereof the word "Except when".
- 5 2. Page 22, line 25, by inserting after the word
- 6 "written" the words "or oral".

KELLY of Woodbury, District 22

On motion by Varley of Adair, District 84, the House was recessed until 1:15 p.m.

## AFTERNOON SESSION

The House reconvened at the Veterans Memorial Auditorium, Speaker Harbor in the chair.

A solo was sung by Janice Omvig. A concert was presented by the "Modern Times" Singing Group from Spencer, Iowa.

Fischer of Grundy moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

Motion prevailed and the Speaker appointed Fischer of Grundy, McElroy of Fremont and Franklin of Polk.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that its duty had been performed. The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President pro tempore of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President pro tempore of the Senate was escorted to the rostrum, the Secretary and the members of the Senate were seated in front of the rostrum.

## JOINT CONVENTION

The joint convention reconvened, President pro tempore Kyhl presiding.

Senator Lamborn of Jackson moved that the roll call be dispensed with and that the President pro tempore of the joint convention be authorized to declare a quorum present.

President pro tempore Kyhl declared a majority of the General Assembly present at the joint convention.



President pro tempore Kyhl then announced and made public the canvass of the vote.

The tellers reported as follows:

MR. PRESIDENT AND GENTLEMEN AND LADIES OF THE JOINT CONVENTION:

Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 3, 1970, beg leave to make the following report of the total vote cast for Governor:

Robert D. Ray.....	403,394
Robert D. Fulton.....	368,911
Robert Dilley .....	18,933
Scattering .....	3

And the total vote cast for Lieutenant Governor at the election, held November 3, 1970:

Roger W. Jepsen .....	423,491
Minnette F. Doderer.....	338,722
Scattering .....	2

All of which is most respectfully submitted.

RALPH W. POTTER	EDWARD E. NICHOLSON
ELMER H. DEN HERDER	EUGENE M. HILL
Judges	JOHN CAMP
WILLIAM R. KENDRICK	DALE M. COCHRAN
Secretary of the Joint Convention	Tellers

Senator Potter of Linn moved that the report be adopted.

Motion prevailed and the report was adopted.

President pro tempore Kyhl of the joint convention announced that the Honorable Robert D. Ray, having received the highest number of votes cast for Governor at the last general election, was duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that the Honorable Roger W. Jepsen, having received the highest number of votes cast for Lieutenant Governor at the last general election, was duly elected to the office of Lieutenant Governor for the ensuing term, or until his successor is duly elected and qualified.

The following certificates were signed in the presence of the joint convention:

**CERTIFICATE OF ELECTION**  
**STATE OF IOWA**  
**GENERAL ASSEMBLY**  
**HALL OF THE HOUSE OF REPRESENTATIVES**

This is to certify that upon a canvass in joint convention of the two houses of the Sixty-fourth General Assembly of the State of Iowa, of all the votes cast at the general election held November 3, 1970, for the office of the Governor of the State of Iowa, it appeared that Robert D. Ray received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office

for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this twelfth day of January, A.D. 1971.

**WILLIAM H. HARBOR**

Speaker of the House

**WILLIAM R. KENDRICK**

Chief Clerk of the House and

Clerk of the Joint Convention

**ELMER H. DEN HERDER**

Teller of the House

**VERNON H. KYHL**

President Pro Tempore of the Senate

and President of the Joint Convention

**RALPH W. POTTER**

Teller of the Senate

**CERTIFICATION OF ELECTION  
STATE OF IOWA  
GENERAL ASSEMBLY  
HALL OF THE HOUSE OF REPRESENTATIVES**

This is to certify that upon a canvass in joint convention of the two houses of the Sixty-fourth General Assembly of the State of Iowa, of all votes cast at the general election held November 3, 1970, for the office of Lieutenant Governor of the State of Iowa, it appeared that Roger W. Jepsen received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this twelfth day of January, A.D. 1971.

**WILLIAM H. HARBOR**

Speaker of the House

**WILLIAM R. KENDRICK**

Chief Clerk of the House and

Clerk of the Joint Convention

**ELMER H. DEN HERDER**

Teller of the House

**VERNON H. KYHL**

President Pro Tempore of the Senate

and President of the Joint Convention

**RALPH W. POTTER**

Teller of the Senate

President pro tempore Kyhl then directed that the abstract of votes and certificates of election be filed with the Secretary of State.

Senator Briles of Adams moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor-elect Robert D. Ray and Lieutenant Governor-elect Roger W. Jepsen of the official result of the canvass of votes.

Motion prevailed and President pro tempore Kyhl named as such committee Senators Briles of Adams, Messerly of Black Hawk and Potgeter of Hardin and Representatives Lawson of Cerro Gordo, Strothman of Henry and Schmeiser of Des Moines.

**REPORT OF COMMITTEE**

Senator Briles of Adams, from the joint committee appointed to notify Robert D. Ray and Roger W. Jepsen of their election to the office of Governor and Lieutenant Governor of Iowa, respectively, submitted the following report and moved its adoption:

MR. PRESIDENT: As a committee appointed at the joint convention to notify the Honorable Robert D. Ray and the Honorable Roger W. Jepsen of their election to the office of Governor and Lieutenant Governor of Iowa, respectively, we beg leave to report that we have performed the duty assigned to us and that they stand ready to assume the duties of the offices to which they were elected.

Respectfully submitted,

JAMES E. BRILES	MURRAY C. LAWSON
FRANCES L. MESSERLY	CHARLES F. STROTHMAN
JAMES A. POTGETER	LLOYD F. SCHMEISER
On the Part of the Senate	On the Part of the House

Report adopted.

The Sergeant-at-Arms announced the arrival of Governor-elect Robert D. Ray and Lieutenant Governor-elect Roger W. Jepsen.

Governor-elect Robert D. Ray and Lieutenant Governor-elect Roger W. Jepsen were escorted to the rostrum by the inaugural committee consisting of Senators Lamborn of Jackson, DeKoster of Sioux, Mowry of Marshall, Arbuckle of Greene, Rabedeaux of Muscatine and Representatives Lipsky of Linn, Curtis of Cherokee, Menefee of Fayette, Middleswart of Warren, Priebe of Kossuth and Ewell of Black Hawk.

The colors were advanced by the Iowa Military Academy Cadets, Iowa National Guard.

The National Anthem was sung by the State Employees Chorus, after which the convention and guests joined in pledging allegiance to the Flag of the United States of America.

The invocation was delivered by Monsignor J. E. Tolan, St. Mary's Church, Humboldt, Iowa.

The oath of office was administered to Lieutenant Governor-elect Roger W. Jepsen by Chief Justice C. Edwin Moore of the Supreme Court of Iowa.

President pro tempore Kyhl presented Lieutenant Governor Roger W. Jepsen.

The oath of office was administered to Governor-elect Robert D. Ray by Chief Justice C. Edwin Moore of the Supreme Court of Iowa.

Lieutenant Governor Roger W. Jepsen, President of the Senate, presiding, presented Governor Robert D. Ray, who delivered the following inaugural address:

## INAUGURAL MESSAGE

by

THE HONORABLE ROBERT D. RAY  
GOVERNOR OF IOWA

Veterans Memorial Auditorium

Des Moines, Iowa

January 14, 1971

MR. PRESIDENT, MR. SPEAKER, MR. CHIEF JUSTICE, SENATORS AND REPRESENTATIVES, STATE OFFICIALS, DISTINGUISHED GUESTS, LADIES AND GENTLEMEN:

Since I stood before you for nearly two hours two years ago, at least two new issues have developed: pollution of the environment and the threat to cancel this Inauguration.

Believe me, this did give me pause for thought as I prepared this message. In two years a Governor is wiser and far more experienced—experienced enough to know that much of a long Inaugural address falls on deaf ears and sleepy eyes.

But two years ago not only were many of you new, so was I, and I felt it essential to outline both my philosophy and my program—in a comprehensive detailed way.

I do not intend to repeat much of my philosophy today—it has not changed; nor do I plan to detail an entire program, but I do reserve the right to discuss with you other recommendations and suggestions as the legislative session unfolds.

Instead, I shall set forth in broad, bold strokes the opportunities of the next two years, which you and I shall share together as elected leaders of our Commonwealth.

As co-workers in the field of public policy, you Legislators and I, elected by our peers, are charged with the responsibility to see that the statutes you design, and those which I sign, make our state one of ordered law, rather than arbitrary caprice.

Behind—and all around—both you and me stands the whole body of our fellow-citizens, who share with us the prerogatives of governing and to whom you and I, as their servants, are persistently accountable.

We do stand at a crossroads of history—not only as Iowans, but also as Americans. It is an uncomfortable position because it requires us to make difficult, even hazardous decisions.

But it is only out of difficulty and hazard that greatness is born, and events have conspired to give us—if we will but seize it—an opportunity for greatness such as no other generation has ever had.

Iowa today is uniquely endowed by nature and by history to create—here in the heartland—a vibrant, compassionate, fulfilling society, which will epitomize everything constructive in the sharp winds of change that are now blowing across America.

Iowa is enormously rich in those very assets to which all Americans—and, indeed, all human beings—are now beginning to attach prime value: uncluttered landscape, abundant living space, relatively clean air and water, widespread good neighborliness, and a serene, unhurried rhythm of life.

You, as Legislators, and I, as Governor, bear the heavy responsibility and enjoy the thrilling challenge of leadership in making wise, good choices, as we stand for this brief moment of time at these crucial crossroads.

And the space of time we are given to make these historic choices is urgently brief because these unprecedented winds of change blow fast as well as sharp.

We must not, you and I, through any action or inaction of ours, choose the low path where the vast chorus of hope dies gradually away to a whisper of negative despair.

And as we build, we must keep constantly before us the realization that government is not an end in itself, but rather a means—a tool—for the shaping of desirable human ends.

The question is *not*: "How well is government doing?"

The question is "*How well are the people doing?*"

This is the question raised by the present over-riding concern about the condition of our environment—a concern that includes, but does not stop with, the *natural* environment, because it embraces also the condition of our *human* environment. The people—including that tool of the people which we call government—are vitally concerned with *both* aspects of environment, because upon them depend not only the people's welfare, but also the people's survival.

Hence, my discussion today of Iowa's public needs will be in terms of our natural and human environment. For example, the whole tragic problem of drug abuse is really one of *human* environmental pollution. I congratulate the General Assembly for coming to grips with this spectre early in the session. The Uniform Act which you are considering to help curb drug abuse hits hardest where it should—at the supplier and profiteer. This legislation will augment and undergird the many-sided attack which my office has made on the same front during this past year. This is an example of how the Legislative and Executive branches can support and strengthen each other.

Other examples come quickly to mind of the role that government must play in protecting and improving Iowa's natural and human environment. Two years ago, from this same rostrum, I called attention to the need for county zoning to protect people's property and assure that growth is orderly. Since action locally has been slow in coming, I ask the Legislature to provide a time certain for action.

It is important that this General Assembly combine into a single Environmental Quality Control Agency the commissions and boards presently charged with establishing and enforcing rules, regulations and standards for the prevention of pollution.

One of Iowa's prime assets is also one of the greatest pollutants—her productive soil that washes into our streams and rivers. To control siltation and to stop continuing waste and spoilage, it is important that this General Assembly adopt a reasonable soil conservancy law.

We can improve the human ecology of Iowa government.

Iowans, including their Governor, are serious about wanting government to operate economically. I view our citizens as stockholders in this business of government, the Legislature as the board of directors, and the Governor as manager. As would be true in the business world, in your capacity as a policy-making body, you have an opportunity to implement economy measures by resolving through legislative action changes recommended by the Governor's Economy Committee.

As one charged with conducting the affairs of this business, I ask that you adopt the Economy Committee bills that will improve the operation of our state and save millions of dollars.

Not only can money be saved, but government can be more effective. An example where legislative action is needed is the replacement of the present Liquor Control Commission with a full-time director and responsible advisory board.

It has been my practice to face the issues, controversial or otherwise,

head-on. With that in mind, it is axiomatic that the most important element of human ecology is human life itself. And the issue of human life is interwoven with the emotional issue of abortion, which currently divides equally sincere Americans—not only in Iowa, but all over the land.

Our state law now allows abortion under certain circumstances. Simply and honestly stated, I am convinced this is a matter which should be decided between doctor and patient, with reasonable restraints.

In terms of our human environment, the present Attorney-General of Iowa deserves our thanks for his efforts, and those of his office, in protecting consumers against fraudulent practices by unscrupulous purveyors of goods and services, who are—let it be added—only a tiny, but unpardonable, minority of the whole business community.

Decent human environment requires the maintenance of order under law and efficient, even-handed administration of justice for all of our people.

You and I both want to stop crime, and to do so, justice must be speedy and fair. You have a chance to contribute substantially to the cause of law and order in Iowa by the adoption of a unified trial court system that I have considered of great importance—a system that would modernize our century-old antiquated court structure.

During this past year, attention has been drawn to some of the deficiencies in our criminal laws. While our Criminal Code is presently undergoing committee revision, we should not wait to strengthen these laws where changes would truly be helpful in our battle against crime, such as controls on dynamite and other explosives, allowing immunity for witnesses from self-incrimination in necessary cases, and providing a trespass law that will protect property rights and not imperil human safety.

For a better human environment, some reduction can surely be made in the multitude of units of government which exist in this state. County offices can now be combined; a similar law should be enacted for county mergers if the local citizens agree. People on all levels should be analyzing the functions of their taxing districts, looking for ways to combine efforts and cooperate with other units. As an example, I would ask that you provide for the establishment of area correctional facilities to do what our outmoded jails in many locations can never do.

Of tremendous significance, and of great personal satisfaction to me, are the avenues now opening to bring young people into the mainstream of our nation's political life.

I want the Legislature to proceed as rapidly as possible with the successful 19-year-old voting amendment, and to carry it to its conclusion. But simultaneously, in order that Iowa remains consistent with national policy, I urge the passage this session of an 18-year-old amendment. This is simply the most logical course of action, and we should get on with it.

Human ecology also includes, very emphatically, the processes of education by which each of us acquires the knowledge free people need for the discharge of their responsibilities to themselves, their families, their communities, and society. In this connection, I am especially proud of our newly-established Iowa Tuition Grant Program.

It is a government program that is working. It has breathed new life into our private colleges, and has provided new educational opportunities for 3,500 needy Iowa students. I not only want it continued, I want it expanded.

While this program and the increase in the enrollment at our Area Community Colleges have relieved some pressure on our Regents' universities, we cannot slight the indispensable contributions provided by all of these

schools. Much of the action you will be called upon to take regarding these and our elementary and secondary schools will be forthcoming in my Budget Message.

This General Assembly should help Iowa educators in their efforts for greater accountability. This can be done through the establishment of a Professional Practices Board and the funding of a Professional Practices Commission.

Once again, I also ask the Legislature to recognize Iowa's lack of a structure for collective bargaining. The Legislature cannot afford to ignore the necessity for this action.

In the realm of ecology—both natural and human—a great opportunity for Iowa is fast approaching. I refer to the Bicentennial of American Independence. All fifty states have been urged by the President to commemorate this event in 1976 with suitable observances.

We now have a Bicentennial Commission exploring the best means of our celebrating this 200th year of Independence. We want to demonstrate our incomparably productive capacity to feed the world through *freedom*. Why not a World's Food Exposition in Iowa. I urge you and all Iowans to "brainstorm" with me probing the potential of such an event.

A special thanks goes to you lawmakers for the support you have given me in a number of programs since I became your Governor. I am counting on this support again, not only for the specific proposals outlined in this message, but for other areas of need, including cities and towns; community improvement; the Governor's Youth Opportunity Program; economic development, including our number one industry, agriculture; health care; rural development; labor; our elderly, disabled, blind, and disadvantaged; students attending non-public schools, and consumer protection.

A healthy physical and human environment also depends upon a sound and viable transportation system in all of its many forms.

Transportation, perhaps best of all, illustrates the speed with which those cutting winds of change have swept our nation.

All of these transportation forms are in a state of acute transition. We look for innovations such as the recent rail-pax plan to affect rail passenger service in our state. To reap the full benefit of emerging transportation changes, I ask the General Assembly to phase in a unified Department of Transportation.

"Living" is the target word when I discuss with you highway safety. Not for a moment would we tolerate the wanton careless extinction within a single year of all human life in an Iowa town the size of Farmington. Yet last year more than that number—908—were slaughtered on our streets and roads.

Something can be done. Examples of legislative changes that I believe necessary are: strengthening our drunk driving laws; providing for a motor vehicle homicide law in cases of intoxication; providing for immediate suspension of drivers licenses when called for; and allowing the State Highway Patrol to police freeways and interstate highways within city limits. Further, I will expect the State Highway Commission, the State Highway Patrol and County Boards of Supervisors to work closely in revising speed limits along critical high accident density roads when required.

None of these improvements in our natural and human environment I have spoken of today can be brought about if we tax and spend ourselves into individual and collective bankruptcy.

Therefore, the key to sound ecological progress is the impelling necessity to bring into balance the cost of public services within our citizens' ability to pay. The ways and means of doing this will be the theme of my forth-

coming Budget Message.

Individuals, families, business and government have some wrenching changes to make in the years that lie beyond these crossroads. Priorities have to be set. We have been doing this in state government during these past two years—we will set them during the next two also. And, in the midst of all other problems, we somehow must rescue the “individual” from the anonymity which bigness threatens to force upon him. We must—bring each human being—the young, the old, the black, the white, the poor, the handicapped, no less than the rest of us—closer to the economic and political management of Iowa and the nation.

Much more could be said. But I have tried to give you a glimpse, at least, of the economic, social and political terrain over which we Iowans must move as we advance from our present crossroads position into the future that can be ours.

As the test of what we shall keep, and what we shall discard, along the way, I like that question proposed by George Wald, the Harvard biologist and Nobel Prize Laureate, who asks simply: “Is it good for children?”

And I like, too, the goal set in these words of President Nixon: “If we can get this country thinking . . . how to win the peace, if we can get this country thinking of clean air and clean water . . . welfare reform . . . revenue sharing . . . then we can have the lift of a driving dream.”

Our future is limitless if we but reach beyond government to people; if we but enlist the legions of the concerned and committed, and if we but do together that which must be done.

The benediction was offered by the Honorable Leslie Leonard, Riverside United Presbyterian Church, Linn Grove, Iowa.

The colors were retired.

Speaker Harbor in the chair.

Governor Robert D. Ray and Lieutenant Governor Roger W. Jepsen were escorted from the rostrum by the committee previously appointed.

Senator Lamborn of Jackson moved that the reading of the minutes of the joint convention be dispensed with.

Motion prevailed.

Varley of Adair moved that the joint convention be now dissolved.

Motion prevailed.

In accordance with House Concurrent Resolution 4, adopted January 14, 1971, Varley of Adair moved that the House adjourn until 10:00 a.m., Monday, January 18, 1971.



# JOURNAL OF THE HOUSE

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Eighth Calendar Day—Fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, JANUARY 18, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Glen Lamb, pastor of the United Methodist Church, Indianola, Iowa.

The Journal of Thursday, January 14, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Shaw of Scott on request of Hill of Polk; Sorg of Linn on request of Radl of Linn.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eighty students from Westwood Community High School, Sloan, Iowa, accompanied by their superintendent, Clarence Stern. By Sargisson of Woodbury, District 24.

## PETITIONS FILED

The following petitions were received and placed on file:

By Radl of Linn, District 43, and Wells of Linn, District 44, from members of the Rights of Life Committee, and Willits of Polk, District 57, from twelve residents of Polk County, opposing any change in the present abortion law.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of reports of committees on: Senate File 1, under Rule 35.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of Mayberry of Webster, District 30, to the departmental rules review committee to fill the vacancy for the term ending April 30, 1973.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 3**, by Mendenhall, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the imposition of taxes.

Read first time and referred to committee on **ways and means**.

## INTRODUCTION OF BILLS

**House File 57**, by Welden, Hansen, Kehe, Lawson, Menefee, Radl, Freeman, Stromer, Rex, Edelen, Ellsworth and Millen, a bill for an act relating to the adjournment of the General Assembly.

Read first time and referred to committee on **rules**.

**House File 58**, by Doyle, Wells and Dougherty, a bill for an act to provide for confiscation of motor vehicles used in the unlawful transportation of certain drugs.

Read first time and referred to committee on **law enforcement**.

**House File 59**, by Hamilton, a bill for an act to prohibit hunting along public highways.

Read first time and referred to committee on **conservation and recreation**.

**House File 60**, by Rex, a bill for an act relating to the replacement of embezzled county funds.

Read first time and referred to committee on **county government**.

**House File 61**, by Winkelman, a bill for an act to establish an environmental pollution control loan authority and to prescribe its purposes, duties and powers.

Read first time and referred to committee on **environmental preservation**.

**House File 62**, by Lipsky, a bill for an act relating to the salary for combined county offices.

Read first time and referred to committee on **county government**.

**House File 63**, by Lipsky, a bill for an act to provide compensation for the public representatives serving on the committee on child labor.

Read first time and referred to committee on **human and industrial relations**.

**House File 64**, by Dougherty, Stokes, Strand, Priebe and

Schmeiser, a bill for an act relating to age discrimination in employment.

Read first time and referred to committee on **human and industrial relations**.

**House File 65**, by Mendenhall, a bill for an act relating to property taxation of benefited fire districts.

Read first time and referred to committee on **county government**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Concurrent Resolution 4, providing for the spring recess.

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

Senate Concurrent Resolution 5, providing for the compensation of the chaplains, and the officers and employees of the General Assembly.

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

Senate Concurrent Resolution 6, providing for the compensation of the joint legislative employees of the General Assembly.

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

Senate Concurrent Resolution 7, providing that daily copies of the Senate and House Journals and bills be furnished to the Iowa United States Senators, Congressmen, and the Council of State Governments.

Also: That the Senate has adopted the report of the joint personnel committee, providing for joint legislative employees.

CARROLL A. LANE, Secretary

#### SENATE CONCURRENT RESOLUTION 4

By Lamborn and Gaudineer

*Be It Resolved by the Senate, the House Concurring:* That when adjournment is had on Friday, March 12, 1971, it be to reconvene on Monday, March 22, 1971, at 10:00 a.m.

Laid over under Rule 25.

#### SENATE CONCURRENT RESOLUTION 5

By Personnel Committee

*Whereas*, the Code provides that "The compensation of the chaplains, and officers and employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session, or as soon thereafter as conveniently can be done";

*Now, Therefore, Be It Resolved by the Senate, the House Concurring:*  
That the daily compensation of all chaplains, and officers and employees of the Sixty-fourth General Assembly shall be as follows, to be paid in accordance with the rules of the Senate and House:

#### OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate .....	\$50.00
Assistant Secretary of the Senate .....	33.00
Legislative Counsel .....	33.00
Law and Reading Clerks .....	30.00
Law Clerk .....	25.00
Reading Clerk .....	20.00
Journal Clerk .....	22.00
Assistant Journal Clerk .....	20.00
Engrossing Clerk .....	20.00
Secretary to Secretary .....	22.00
Secretary and Enrolling Clerk .....	18.00
Special Clerk .....	16.00
General Clerk .....	16.00
Secretary to Lieutenant Governor .....	23.00
Payroll Clerk .....	18.00
Supply and Secretary's Clerk .....	20.00
Secretaries to Senate Standing Committee Chairmen .....	16.00
Secretaries to Senate Appropriations Subcommittee Chairmen .....	16.00
Secretary to President Pro Tempore .....	16.00
Senate Floor Leaders' Secretaries (2) .....	16.00
Senate Ranking Member Committee Secretaries .....	15.00
Senate Secretaries .....	14.00
Control Board Operator .....	13.00
Bill Clerk .....	13.00
Assistant Bill Clerk .....	11.00
Sergeant-at-Arms .....	17.00
Assistant Sergeant-at-Arms .....	13.00
Chief Doorkeeper .....	13.00
Assistant Doorkeepers .....	12.00
Cloakroom Attendant .....	11.00
Porter .....	11.00
Postmistress .....	12.00
Pages .....	10.00

#### OFFICERS AND EMPLOYEES OF THE HOUSE

Chief Clerk .....	50.00
Assistant Chief Clerk .....	29.00
Legislative Counsel .....	37.00
Engrossing Clerk .....	21.00
Chief Journal Clerk .....	26.00
Journal Clerk .....	20.00
Secretary to Chief Clerk .....	23.00
Clerk to Chief Clerk .....	17.00
Finance Clerk .....	22.00
Supervisor of Clerks .....	21.00
Secretary to Speaker .....	23.00
Assistant to Legislative Counsel .....	21.00
Secretaries to House Committee Chairmen .....	16.00

Secretaries to House Appropriations Subcommittee Chairmen	16.00
House Floor Leaders' Secretaries (2)	16.00
House Ranking Member Committee Secretaries	15.00
House Secretaries	14.00
Sergeant-at-Arms	17.00
Assistant Sergeant-at-Arms	14.00
Bill Clerk	14.00
Assistant Bill Clerk	13.00
File Clerk	12.00
Supply Clerk	16.00
Chief Electrician	19.00
Assistant Electrician	17.00
Control Board Operator	16.00
Assistant Voting Machine Operator	15.00
Postmaster	12.00
Chief Doorkeeper	13.00
Doorkeepers	12.00
Cloakroom Attendant	11.00
Pages	10.00
Janitor	12.00

*Be It Further Resolved:* That the compensation of chaplains officiating at the opening of the sessions of the Senate and House of the Sixty-fourth General Assembly shall be fixed at ten dollars (\$10.00) for each branch of the General Assembly, and, in addition thereto, mileage at the rate of ten (10) cents per mile to and from the State Capitol.

Laid over under Rule 25.

**SENATE CONCURRENT RESOLUTION 6**  
By Personnel Committee

*Whereas,* the Code provides that "The compensation of the joint legislative employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session or as soon thereafter as conveniently can be done";

*Now, Therefore, Be It Resolved by the Senate, the House Concurring:* That the daily compensation of all joint legislative employees of the Sixty-fourth General Assembly shall be as follows, to be paid in accordance with the rules of the Senate and House:

**LEGISLATIVE SERVICE BUREAU**

Research Assistants	\$17.50
Typists	16.00
Proofreaders	16.00
Senior Bill Clerk	16.00
Bill Clerk	15.00
Xerox Operator	13.00

**JOINT HELP**

Supervisor of Legislative Index Clerks	20.00
Assistant Supervisor of Legislative Index Clerk	17.00
Index Clerks	13.00
Law Library Clerk	12.00

Assistant Postmistress .....	12.00
Mail Carrier .....	12.00

## CUSTODIAN

Parking Attendants .....	13.00
Janitors .....	12.00
Elevator Operators .....	11.00
Matron .....	10.00
Night Watchmen .....	11.00

Laid over under Rule 25.

## SENATE CONCURRENT RESOLUTION 7

By Kyhl

*Be It Resolved by the Senate, the House Concurring:* That the Superintendent of Printing be instructed to mail to each of the following one copy of the daily Senate and House Journals and one copy of each Senate and House bill of the Sixty-fourth General Assembly on the date of printing thereof, and that the same, with binders, be furnished to each free of charge to be paid out of the general fund not otherwise appropriated: Senator Jack Miller, Senator Harold E. Hughes, Congressmen Fred Schwengel, John C. Culver, H. R. Gross, John M. Kyl, Neal Smith, Wiley Mayne, William J. Scherle; and the Council of State Governments, Iron Works Pike, Lexington, Kentucky 40505, and Midwestern Office, Council of State Governments, 1313 East 60th Street, Chicago Illinois 60637.

Laid over under Rule 25.

## SUBCOMMITTEES OF APPROPRIATIONS COMMITTEE

Camp of Clinton, chairman of the committee on appropriations, announced the following subcommittee assignments:

	IOWA DEVELOPMENT	
Bergman, Chairman	Fisher, C R.	Strothman
Kennedy	Small	
	EDUCATION	
Grassley, Chairman	Hansen	Tieden
Dunton	Radl	
	NATURAL RESOURCES	
Christensen, Chairman	Norpel	Schmeiser
Andersen	Pellett	
	STATE DEPARTMENTS	
Lawson, Chairman	Fischer, H. O.	Priebe
Ewell	Kreamer	Shaw
	SOCIAL SERVICES	
Lipsky, Chairman	Franklin	Schroeder
Den Herder	Rodgers	
	TRANSPORTATION	
Welden, Chairman	Hamilton	Schmeiser
Goode	Jesse	

## CLAIMS

Schroeder, Chairman

Hamilton

Jesse

## HOUSE FILE 1 WITHDRAWN

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw House File 1 from further consideration by the House.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

**Senate File 1**, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Pelton of Clinton, District 74, offered the amendment filed by the committee on judiciary on January 14, 1971, and found on page 80 of the House Journal.

Pelton of Clinton, District 74, moved the adoption of the following amendment 1 of the committee amendment:

Amend Senate File 1 as amended and passed by the Senate and reprinted as follows:

1. Page 6, by inserting in line 12 before the word "Annually" the words "The board shall administer the regulatory provisions of this Act."

Amendment 1 was adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 2, 3, 4, 6, 7 and 10 of the committee amendment:

2. Page 6, by striking line 35, and page 7, by striking line 1, and inserting in lieu thereof the words "the change which should be made in existing schedules, if it finds that the potential for abuse or lack thereof of the substance is not properly reflected by the existing schedules."

3. Page 8, by inserting after line 2 the following:  
"If the board finds that any substance included in schedule I does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

4. Page 11, by inserting after line 14 the following:  
"If the board finds that any substance included in schedule II does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

6. Page 13, by inserting after line 9 the following:  
"If the board finds that any substance included in schedule III does not meet these criteria, it shall recommend that the

general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

7. Page 15, by inserting after line 34 the following:

"If the board finds that any substance included in schedule IV does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

10. Page 17, by inserting after line 3 the following:

"If the board finds that any substance included in schedule V does not meet these criteria, it shall recommend that the general assembly place the substance in a different schedule or remove it from the list of controlled substances, as appropriate."

Amendments 2, 3, 4, 6, 7 and 10 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 5, 14, 17, 18, 29, 30, 31, 32, and 33 of the committee amendment:

5. Page 11, by striking lines 18 through 35 and inserting in lieu thereof the following:

"2. Narcotic drugs as defined herein, except those narcotic drugs listed in other schedules."

14. Page 18, by striking from line 27 the word "at" and inserting in lieu thereof the word "for".

17. Page 20, by striking from line 23 the words "plea or finding" and inserting in lieu thereof the words "judgment or sentence".

18. Page 23, by striking from line 5 the words "consort with,".

29. Page 25, by striking from line 11 the words "or suffer".

30. Page 25, by striking from lines 12 and 13 the words "store, shop, warehouse, dwelling, temporary or permanent building" and inserting in lieu thereof the word "premises".

31. Page 25, by striking from line 20 the words "consorts with,".

32. Page 26, by striking from line 1 the words "one or more times".

33. Page 26, by striking from lines 26 and 27 the words "consorts with,".

Amendments 5, 14, 17, 18, 29, 30, 31, 32 and 33 of the committee amendment were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 8, 9 and 11 of the committee amendment:

8. Page 16, by inserting after line 17 the following:

"3. Any compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, which shall include one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation, valuable medicinal qualities other than those possessed by the narcotic drug alone:



a. Not more than one hundred milligrams of dihydrocodeine, or any of its salts, per one hundred milliliters or per one hundred grams;

b. Not more than one hundred milligrams of ethylmorphine, or any of its salts, per one hundred milliliters or per one hundred grams;

c. Not more than two point five milligrams of diphenoxylate and not less than twenty-five micrograms of atropine sulfate per dosage unit;

d. Not more than one hundred milligrams of opium per one hundred milliliters or per one hundred grams."

9. Page 16, by striking from line 18 the numeral "3" and inserting in lieu thereof the numeral "4".

11. Page 17, by striking from line 15 the semicolon and inserting in lieu thereof a period, and by striking lines 16 through 26.

Amendments 8, 9 and 11 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 12, 13 and 15 of the committee amendment:

12. Page 18, by striking lines 24, 25, and 26.

13. Page 18, by striking from line 27 the numeral "5" and inserting in lieu thereof the numeral "4".

15. Page 18, by striking from line 31 the numeral "6" and inserting in lieu thereof the numeral "5".

Amendments 12, 13 and 15 were adopted:

Pelton of Clinton, District 74, moved the adoption of the following amendments 16 and 57 of the committee amendment:

16. Page 20, by inserting in line 22 after the word "guilty" the words ", a forfeiture of bail or collateral deposited to secure a defendant's appearance in court which forfeiture has not been vacated,".

57. Page 32B, by inserting in line 36 after the word "to" the words ", or forfeits bail or collateral deposited to secure his appearance in court, and such forfeiture is not vacated,".

Amendments 16 and 57 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 19, 20, 21, 22, 23, 24, 25, 28, 35, 36, 37, 38, 39 and 40 of the committee amendment:

19. Page 23, by striking from line 23 the word "and" and inserting in lieu thereof the word "or".

20. Page 23, by inserting in line 23 after the word "dollars" the words ", or by both such imprisonment and fine".

21. Page 23, by striking from line 27 the word "and" and inserting in lieu thereof the word "or".

22. Page 24A, by striking from line 14 the word "and" and inserting in lieu thereof the word "or".

23. Page 24A, by inserting in line 14 after the word "dollars" the words ", or by both such imprisonment and fine".

24. Page 24A, by striking from line 18 the word "and" and inserting in lieu thereof the word "or".

25. Page 24A, by inserting in line 19 after the word "dollars" the words ", or by both such imprisonment and fine".

28. Page 24A, by striking from line 28 the words "less than three hundred dollars nor".

35. Page 27, by striking lines 13 and 14 and inserting in lieu thereof the words "by a fine and".

36. Page 27, by striking from line 15 the words "of up to" and inserting in lieu thereof the words "that may be".

37. Page 27, by striking from line 22 the words "the fine" and inserting in lieu thereof the words "a fine not to exceed that".

38. Page 27, by striking from line 24 the word "and" and inserting in lieu thereof the word "or".

39. Page 27, by striking from line 25 the words "up to" and inserting in lieu thereof the words "that may be".

40. Page 27, by inserting in line 27 after the numeral "(3)" the words ", or by both such fine or imprisonment".

Amendments 19, 20, 21, 22, 23, 24, 25, 28, 35, 36, 37, 38, 39 and 40 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 26 and 27 of the committee amendment:

26. Page 24A, by striking all of line 25 after the word "subsection" and inserting in lieu thereof the words "with respect to:".

27. Page 24A, by inserting after line 25 the following:

"a. A substance classified in schedule I or II which is a narcotic drug, is guilty of a public offense and upon conviction shall be punished by imprisonment in the penitentiary for not to exceed five years or in the county jail for not to exceed one year, or by a fine of not more than one thousand dollars, or by both such imprisonment and fine.

b. Any controlled substance which is not a narcotic drug classified in schedule I or II is guilty".

Amendments 26 and 27 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendment 34 of the committee amendment:

34. Page 27, by striking from line 12 the words "who is at least three years his junior".

Amendment 34 was adopted.

(Senate File 1 and judiciary committee amendments pending at adjournment.)

#### REPORT OF THE BUDGET AND FINANCIAL CONTROL COMMITTEE

The following report was received and placed on file with the Chief Clerk of the House:

TO THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE MEMBERS OF THE SIXTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF IOWA:

Pursuant to and in accordance with Section 2.43 of the Code of Iowa, the Budget and Financial Control Committee herewith submits the following report to the Sixty-fourth General Assembly:

The Budget and Financial Control Committee of the Sixty-third General Assembly was composed of the following members: Senator Balloun, Senator Coleman, Senator Flatt, Senator Gaudineer, Senator Messerly, Representative Cunningham, Representative Den Herder, Representative Dunton, Representative Ossian and Representative Radl. Senator Anderson was appointed to replace Senator Flatt upon his resignation from the Senate. The organizational meeting was held on June 18, 1969, and the following officers were elected: Representative Den Herder, Chairman, Senator Messerly, Vice Chairman, and Representative Dunton, Secretary.

The committee made annual visits to all institutions governed by the Department of Social Services, the three universities governed by the Board of Regents as well as the School for the Deaf and the Iowa Braille and Sight-Saving School and the State Highway Commission. During the interim the committee also visited the following area schools: The Merged Area VI Community College at Marshalltown, The Area XI Community College at Ankeny, the Council Bluffs and Clarinda campuses of the Area III Community College, Area X at Cedar Rapids, Area V at Fort Dodge and Area VII at Waterloo. Meetings were also held with the Merit Employment Commission, the Commission for the Blind, the Department of Public Instruction and the Board of Parole. Many parks under the jurisdiction of the Conservation Commission were visited and capital improvements viewed. Also, the committee recently visited Hope Haven, which is a private school for the handicapped at Rock Valley, Iowa and River Hills, a school for the handicapped at Waterloo which is funded jointly by the Black Hawk County Board of Education and the Black Hawk County Board of Supervisors.

The committee herewith apprises the members of the Sixty-fourth General Assembly of observations and recommendations resulting from these visits.

#### DEPARTMENT OF SOCIAL SERVICES

The committee raised questions and was critical of many areas during their visits to the state institutions. A detailed list of questions and criticisms was sent to Commissioner Gillman and he was given an opportunity to respond at a meeting on November 13, 1970. A copy of this response is on file in the Office of the Legislative Fiscal Director. However, the committee feels compelled to comment on the following areas:

##### LONG-RANGE PLANNING

The General Assembly should take an in-depth look at the long-range planning for capital improvements and the methods of rehabilitation and vocational instruction at the institutions under the Department of Social Services. Because this committee has observed apparent philosophical differences in certain areas in the department, specifically in its system of correctional administration, this committee recommends that the Department of Social Services be required to submit a long-range plan (five-year minimum) outlining their program for capital improvements and rehabilitation.

At the Boy's Training School in Eldora a 14-bed hospital, which was opened in July of 1969, was built at a cost of \$350,000. This hospital

facility is located within three blocks of an existing hospital. The committee questions whether this building should be maintained as a hospital unit employing a staff of nurses and an orderly.

At the present time the security unit at the Training School is being expanded at a cost of \$180,000. This expansion will consist of sixteen cells.

The committee also questions the feasibility of maintaining a hospital facility at the Juvenile Home at Toledo where the population averages 100 children. The estimated payroll to staff the hospital facility is \$28,000 annually.

During the committee's visit to the Iowa Soldier's Home in Marshalltown, it was pointed out that by 1982 there will be 178,000 veterans in the State of Iowa over 65 years of age. This compares to a present population of 31,000. While it is not the intent of the institution to build a very large complex, the committee recommends that a long-range plan for capital improvements at the Soldier's Home be presented to the legislature.

A long-range plan should be submitted to the legislature concerning regional jail facilities. This plan should include the number of such facilities anticipated, cost involved, by whom costs will be paid and what services can be expected from regional jail facilities.

#### FARM OPERATION AT STATE INSTITUTIONS

On June 25, 1970 the Budget and Financial Control Committee made the following recommendation to the Department of Social Services:

The Budget and Financial Control Committee recommends that the Department of Social Services transfer the operation and administration of all farm land, farm machinery, production of farm products, dairy herds and other livestock from the individual institutions to a centralized agency under such department to the end that the products therefrom be used by such institutions in order to reduce the institutional cost of operation and that institutionalized persons, on a trustee basis, be utilized in such operations as a rehabilitative tool to the extent feasible; the budget for such centralized agency shall be presented by the department to the Governor to the end that it will be included in the department's appropriation by the legislature as a line item.

To complement the above recommendation, the committee also unanimously adopted the following statement:

The committee recognizes that this will require some implementation, a great deal of study on the part of the Department of Social Services and also that it might require some legislation. The committee is prepared to talk to the department about these and other problems to implement this recommendation and will put in hand any legislation that is needed.

In our meeting with Commissioner Gillman on November 13, 1970, the Commissioner made the following statement:

" . . . in recognition of the need to improve the utilization of our farm lands, we felt that there are three good options open to us. The first option would be to hire a full-time farming consultant who would have considerable expertise in farm management. Such an individual would function from Central Office, but spend most of his time at the various institutions, advising institutional administration on ways to better their programs. He could also be effective in coordinating the utilization of useable machinery and arrange for the disposal of obsolete equipment. He would be particularly effective in long-range planning for the department's farm operations."

The Budget and Financial Control Committee unanimously supports this option, with the inclusion of the following:

The present system of individual farm managers would be abolished and

the one farm manager operating within the bureau, would be hired to manage the operation of the institutional farms. This farm manager would work in cooperation with the head administrative officer at each of the institutions. The foreman at each farm would be directly responsible for carrying out orders and instructions as directed by the farm manager.

#### FAMILY AND CHILDREN'S SERVICES

During a meeting at the Boy's Training School at Eldora, May 4, 1970, members of the Budget and Financial Control Committee were told by the superintendent that a serious problem is coordination between the institution and the Office of Field Services. The topic of field services was also discussed at a meeting with the superintendent of the Juvenile Home at Toledo. He said that in many instances they do not get the results they want from field services.

This criticism was related to Commissioner Gillman and on November 13 he responded by stating that the role of the area social worker, the institutional worker and the county worker is now more clearly defined and reports which he has received to date indicate that a cooperative spirit exists and relationship between the institution and the bureau and field operations is improving.

The committee encourages extended cooperation between the Department of Social Services and local agencies in dealing with dependent, neglected and delinquent children. Considerable time was spent learning about a successful program now being carried on in Black Hawk County which substantially reduced the number of children being admitted to the Training Schools. (Detailed information on the Black Hawk County program is on file in the Office of the Legislative Fiscal Director.)

#### BOARD OF PAROLE

A joint meeting of the Board of Parole, Department of Social Services and the Budget and Financial Control Committee was held in May, 1970. Implications were that the problems existing between the two departments stemmed from a lack of communications. The two departments, since that time have had many meetings and are jointly proposing the following legislation to the General Assembly:

"Section 369, Chapter 209, Acts of the Sixty-second General Assembly, is hereby amended by striking the entire section and inserting in lieu thereof the following:

"The Board of Parole shall appoint an executive secretary and employ a staff sufficient to carry on the necessary duties of the board. The chief parole officer shall be appointed by the director of the bureau of adult corrections, which chief parole officer shall cooperate with the board of parole through its executive secretary in the supervision of parolees and probationers. The legislature shall appropriate sufficient funds directly to the board of parole as may be necessary to carry on its duties."

This change would have no effect on the provisions of institutional and parole services, as this responsibility would continue to be carried out by the bureau of adult corrections. The commissioner and the members of the Board of Parole mutually support this change, and believe that it will be helpful in establishing a harmonious and structurally sound system to assist the board in its administrative functions. The committee voted to support this legislation.

#### GENERAL COMMENTS

The committee recognizes the enormous problems faced by the Department of Social Services and commends the organization for its imaginative approach to the problems and recommends that they be constantly reviewed

with a view to bringing more services to more people at no appreciable increase in costs.

The committee has noted vast improvements in return visits to the institutions in areas that had been criticized on previous visits.

Individual members of the committee have expressed concern over the ratio of employees to recipients at many of the institutions, and also the duplication of services and duplication of personnel. The Commissioner is urged to seriously study the programs at the institutions with a view to consolidating duplicate services and duplicate personnel as they are spread through the various institutions.

### HIGHER EDUCATION STATE EDUCATION BUDGET REVISION PROJECT

Because of the increasing complexity of budget competition among higher education programs in Iowa and following the increase in tuitions at the Regents schools after adjournment of the first session of the Sixty-third General Assembly, the Budget and Financial Control Committee deemed it necessary to conduct a study of budget procedures in the State of Iowa. Chairman Den Herder appointed a subcommittee consisting of Senator Flatt, Senator Messerly, Senator Gaudineer, Representative Radl and Representative Ossian to implement this study. Mr. Alfred Baxter, President of Baxter, McDonald and Company was retained as an advisor to prepare a design for studies and staffing of post-secondary education.

To coordinate and give impetus to the program, Governor Ray established the State Education Budget Revision Project in November of 1969 and appointed a Project Policy Committee. Members of this committee were Leroy Petersen, Director of the Office of Planning and Programming, Clayton Ringenberg, Assistant to the Governor, Representative Den Herder, Chairman of the Budget and Financial Control Committee and State Comptroller, Marvin R. Selden, who served as Chairman. Staff and funding were allocated by the Office of Planning and Programming and the State Comptroller.

Representatives from the regents institutions, area schools, Iowa Association of Private Colleges and Universities, Department of Public Instruction, Comptroller's Office, Legislative Fiscal Director's Office and the Office of Planning and Programming served on seven technical teams who met weekly through January of 1970 and prepared recommendations for the Project Policy Committee.

The new procedures are designed to provide clear communications, an awareness of how a program in one institution affects programs of others, information on all revenues and expenditures, explicit consideration of long-range plans, and an orientation toward maximizing results per dollar.

In implementing Phase I of this project, consideration was given to decision-making needs and the capabilities of participating agencies and institutions. To the extent possible, this new procedure is being implemented in the current budget askings. Full implementation will require gradual development and modification over several budget cycles.

Policy issues to which the Project Policy Committee have not addressed themselves at this time include:

How much control over appropriations?

Organization and Governance

Annual vs. Biennial Budgeting.

The benefits to be realized from the proposed new system are many and substantial. The ultimate test of a new budget system is whether it can

help the Governor and General Assembly in making budget decisions with greater certainty and efficiency. The Policy Committee of the State Education Budget Revision Project believes the procedures being recommended provide substantial progress in this direction. The present Policy Committee should be given a continuing responsibility to guide implementation of the new system and to help evaluate it during and following its use in the coming biennium.

#### AREA SCHOOLS

As an added responsibility this year, the Budget and Financial Control Committee visited a number of area schools and is impressed generally with their operations. However, this committee feels it necessary to point out to the legislature that there are many varied situations in our area schools and consequently, there are numerous financial problems developing. This committee recommends that the legislature study this situation and take appropriate action to provide proper funding as set out in the Code.

Also, the Budget and Financial Control Committee emphasizes to the Department of Public Instruction that added stress be placed on building trade courses in the area school programs in cooperation with union apprenticeship programs.

While visiting area schools the Budget and Financial Control Committee was surprised and concerned to note that the licensing of Licensed Practical Nurses under the direction of the Board of Nursing in Iowa is being limited and we suggest to the legislature that in light of ample facilities, eager applicants and the great need for nurses, corrective action be taken.

#### BOARD OF REGENTS

The Budget and Financial Control Committee recommends to the Sixty-fourth General Assembly that the capital budget request for the School for the Deaf at Council Bluffs, as approved by the Board of Regents, be seriously considered and honored without reduction. Because of the influx of rubella babies now of school age, the committee feels the school's request for a capital appropriation is well-founded.

#### MERIT EMPLOYMENT COMMISSION

During the meeting with the Merit Employment Department, the committee was informed by the State Comptroller that prospective professional employees are being classified as consultants for one day for the purpose of transporting prospective professional employees into the State of Iowa and paying their expenses. It is recommended that the General Assembly consider legislation authorizing departments, with the approval of the Comptroller and the Executive Council, to pay travel expenses of prospective professional employees.

#### CONTINGENCY FUND

During the interim, the committee was asked by the Executive Council to set a policy regarding expenditures from the contingency fund for fire loss. The following recommendation was proposed to the Executive Council and unanimously adopted by them:

It is recommended that Section 19.7 expenditures be for the actual cost of repairing, rebuilding, or restoring a destroyed facility to be actually repaired, rebuilt, restored or for removal of such destroyed facility. If the governmental function provided in such destroyed facility is to be provided for in a newly constructed facility or by adding onto another

existing facility or which destroyed facility is to be materially improved, it shall be provided for by the General Assembly in a capital appropriation.

The committee recommends that Section 19.7 of the Code be so amended.

In assuming its responsibility of visiting state institutions, the Budget and Financial Control Committee has questioned whether funds being spent for capital improvements are actually fulfilling legislative intent. Also, it seems there is no legislative guidance for spending funds which remain in an account after completion of a project for which funds have been allocated. These funds can be used for other improvements of questionable need without legislative approval. For this reason we recommend that approval of all capital expenditures in state institutions become the duty and responsibility of the Budget and Financial Control Committee. The consensus of the committee is that it is imperative that someone from the legislative branch of government have this authority.

\* \* \* \* \*

The Budget and Financial Control Committee this year adopted a policy of inviting legislators from all surrounding counties to join them in their visits to the state institutions. The committee members express their thanks to the many legislators who accepted these invitations.

Also, the members of the Budget and Financial Control Committee express their thanks to all state departments, commissions, agencies, and institutions for their cooperation during the biennium.

ELMER H. DEN HERDER, Chairman  
FRANCIS L. MESSERLY, Vice Chairman  
KEITH H. DUNTON, Secretary  
QUENTIN V. ANDERSON  
CHARLES H. BALLOUN  
C. JOSEPH COLEMAN  
RAY C. CUNNINGHAM  
CONRAD OSSIAN  
RICHARD M. RADL

#### AMENDMENTS FILED

- 1 Amend Senate File 1, as amended, passed and reprinted, as
- 2 follows:
- 3 1. Page 7, by inserting in line 28 after the number
- 4 "(212)" the words "of this Act"
- 5 2. Page 17, by inserting in line 31 after the number
- 6 "(17A)" the words "of the Code".
- 7 3. Page 20, by inserting in line 10 after the number
- 8 "(303)" the words "of this Act"
- 9 4. Page 21, by inserting in line 25 after the number
- 10 "(304)" the words "of this Act"
- 11 5. Page 24B, by inserting in line 45 after the number
- 12 "(308)" the words "of this Act"
- 13 6. Page 27, by inserting in line 9 after the number
- 14 "(1)" the words "of this Act"
- 15 7. Page 27, by inserting in line 14 after the second
- 16 number "(1)" the words "of this Act"
- 17 8. Page 27, by inserting in line 17 after the number
- 18 "(1)" the words "of this Act"
- 19 9. Page 27, by inserting in line 19 after the number
- 20 "(1)" the words "of this Act"



- 21 10. Page 27, by inserting in line 24 after the number  
 22 "(3)" the words "of this Act"  
 23 11. Page 27, by inserting in line 27 after the number  
 24 "(3)" the words "of this Act"  
 25 12. Page 30, by inserting in line 18 after the number

Page 2

- 1 "(3)" the words "of this Act"  
 2 13. Page 32A, by inserting in line 18 after the number  
 3 "(3)" the words "of this Act"  
 4 14. Page 32A, by inserting in line 34 after the number  
 5 "(3)" the words "of this Act"  
 6 15. Page 33, by inserting in line 26 after the number  
 7 "(8)" the words "of the Code."  
 8 16. Page 34, by inserting in line 32 after the number  
 9 "(501)" the words "of this Act"  
 10 17. Page 45, by inserting in line 18 after the number  
 11 "(8)" the words "of the Code"  
 12 18. By renumbering the sections and cross references in  
 13 accordance with the foregoing amendments.

PELTON of Clinton, District 74

1 Amend Senate File 1 as follows:

- 2 1. Page 30, line 4, by striking the words "shall not".  
 3 2. Page 30, by striking all of lines 6 and 7 and the  
 4 words "not ex parte" and inserting in lieu thereof the words  
 5 "if it appears".

JESSE of Polk, District 58

1 Amend Senate File 1 as follows:

- 2 Page 27, line 32, by striking the word "two"  
 3 and inserting in lieu thereof the word "twenty".

JESSE of Polk, District 58

1 Amend Senate File 1, as amended as passed by the Senate and  
 2 reprinted, as follows:

- 3 1. Pages 29A and 29B by striking all of lines 32 through  
 4 41, lines 1 through 9 on page 30 and inserting in lieu thereof  
 5 the following:  
 6 Sec. 408. JOINT CRIMINAL TRIALS. Joint trials for violations  
 7 of this Act are permitted pursuant to the following procedure. The  
 8 County Attorney may make application by motion to the court for  
 9 joint trials within thirty days after arraignment. The court after  
 10 hearing may order joint trials in those cases where the County  
 11 Attorney affirmatively shows that the substantial evidence involves  
 12 common questions of law and fact pertaining to all defendants whom  
 13 it is alleged violated the same provisions in the same transaction  
 14 or series of transactions. The several charges shall be set out  
 15 in separate counts and each accused person shall be convicted or  
 16 acquitted upon each count by separate verdict. Each accused person  
 shall  
 17 thereafter be sentenced upon each verdict of guilty. The court may  
 18 consider such separate verdicts of guilty returned at the same time  
 19 as one offense for the purpose of sentencing as provided in this  
 20 chapter.

SKINNER of Polk, District 60

1 Amend Senate File 1, as amended and passed by the Senate  
2 and reprinted, by adding to Division V the following new  
3 section:

4 "Any peace officer who arrests any person for a violation  
5 of this Act, or charges any person with a violation of this Act  
6 subsequent to the person's arrest, shall within five days after  
7 the arrest or the filing of the charge, whichever is later,  
8 report the arrest and the charge filed to the department. The  
9 peace officer or any other peace officer or law enforcement  
10 agency which makes or obtains any quantitative or qualitative  
11 analysis of any substance seized in connection with the arrest  
12 of the person charged, shall report to the department the  
13 results of the analysis at the time the arrest is reported or  
14 at such later time as the results of the analysis become  
15 available."

UBAN of Black Hawk, District 38

1 Amend the Uban amendment of January 18, to Senate File 1,  
2 by inserting after the word "arrests" in line 4, the following:

3 "for any crime, any known user of the drugs described in  
4 Schedule I, II, III, IV, or who arrests".

UBAN of Black Hawk, District 38

1 Amend Senate File 1, as amended and passed by  
2 the Senate and reprinted, as follows:

3 1. Page 30, line 19, by striking, "and with  
4 the consent of the accused".

SCHWIEGER of Black Hawk, District 40

1 Amend Senate File 1, as amended and passed by the  
2 Senate and reprinted, as follows:

3 1. Page 22, line 2, by inserting after the word  
4 "board." the words "A practitioner who engages in dispensing  
5 any controlled substance to his patients shall keep records  
6 of receipt and disbursements of such drugs, including dis-  
7 pensing or other disposition, and information as to  
8 controlled substances stolen, lost, or destroyed. In every  
9 case the records of controlled substance received shall  
10 show the date of receipt, the name and address of the person  
11 from whom received, and the kind and quantity of drugs  
12 received. The record of all controlled substances dispensed  
13 or otherwise disposed of, shall show the date of dispensing,  
14 the name and address of the person to whom or for whose use,  
15 or the owner and species of animal for which the drugs  
16 were dispensed and the kind and quantity of drugs.

17 Every such record shall be kept for a period of two  
18 years from the date of the transaction recorded. Records  
19 of controlled substances lost, destroyed or stolen, shall  
20 contain a detailed list of the kind and quantity of such drugs  
21 and the date of the discovery of such loss, destruction, or  
22 theft."

Page 2

1 2. Page 22, line 10, by striking the word "phar-  
2 macist" and inserting the word "pharmacy".

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 1, as amended and passed by the  
 2 Senate and reprinted, as follows:  
 3 1. Page 27, line 33, by inserting after the word  
 4 "knows" the words "or has reasonable cause to believe".  
 5 2. Page 28, line 7, by striking the words "consorts  
 6 with."

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 1, as amended and passed by the  
 2 Senate and reprinted, as follows:  
 3 1. Page 23, line 31, by striking the words  
 4 "consort with,".

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 1 as follows:  
 2 1. Page 7, by striking all of lines 11 and 12, and  
 3 the words "not less than" from line 13, and by inserting in  
 4 lieu thereof the following:  
 5 "similarly control the substance under this Act after  
 6 the expiration of"  
 7 2. Page 7, by inserting between lines 21 and 22, the  
 8 words "actions together with the board's"  
 9 3. Page 7, by adding after the period (.) in line 23  
 10 the following:  
 11 "If within sixty days after the next regular general  
 12 assembly convenes, the general assembly has not made the  
 13 corresponding changes in this Act, the temporary control  
 14 of those substances by the board shall be nullified and the  
 15 control of those substances shall revert to that contained  
 16 in the Act."

JESSE of Polk, District 58  
 KNOKE of Pottawattamie, District 79  
 KELLY of Woodbury, District 22

- 1 Amend Senate File 1, as amended and passed by the Senate  
 2 and reprinted, by inserting in page 30, after the period in  
 3 line 21, the words "When a person is placed on probation under  
 4 this subsection, his appearance bond may be discharged at the  
 5 discretion of the court."

DOYLE of Woodbury, District 21

- 1 Amend Senate File 1, as amended and passed by the Senate  
 2 and reprinted, by inserting in page 31, after the period in  
 3 line 13, the words "A person committed under this subsection  
 4 shall be considered a state patient."

DOYLE of Woodbury, District 21

- 1 Amend Senate File 1, as amended and passed by the Senate  
 2 and reprinted, by inserting in section one hundred one (101)  
 3 the following new subsection:  
 4 "'Possess' means either actual or constructive possession."

DOYLE of Woodbury, District 21

- 1 Amend Senate File 1, as amended and passed by the Senate  
 2 and reprinted, as follows:  
 3 1. Page 2, by inserting after line 10 the following:  
 4 "Nothing contained in this Act shall be construed to pre-

- 5 vent a physician, dentist, or veterinarian from delegating  
6 the administration of controlled substances under this Act  
7 to a nurse or intern, or, as to veterinarians, to an orderly  
8 or assistant, under his direction and supervision.”  
9 2. Page 2, by inserting in line 12 after the word “dis-  
10 tributor,” the word “practitioner,”.  
11 3. Page 19, by striking from line 28 the word “must” and  
12 inserting in lieu thereof the word “shall”.

HANSEN of Black Hawk, District 37

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, January 19, 1971.

# JOURNAL OF THE HOUSE

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Ninth Calendar Day—Sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JANUARY 19, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Honorable James I. Middleswart of Warren, County, District 93.

The Journal of Monday, January 18, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Fisher of Greene, District 56, on request of Nielsen of Shelby, District 53.

## PRESENTATION OF VISITORS

Cochran of Webster, District 29, presented to the House the Honorable Lucile Duitscher, former member of the House in the Sixty-third General Assembly, Second Regular Session, representing Wright County.

The Speaker announced that the following visitors were present in the House chamber:

Forty-four senior students from Dubuque High School, Dubuque, Iowa, accompanied by their teacher, Jim Peterson. By Blouin of Dubuque, District 49.

Fifty third grade students from Johnston Community School, Johnston, Iowa accompanied by their teachers, Mrs. Billings, Mrs. John and Miss Sandergard. By Polk County delegation.

Thirty-three fifth grade students from Phillips School, Des Moines, Iowa, accompanied by their teacher, Mrs. Cumpton. By Polk County delegation.

## BIRTHDAY CONGRATULATIONS

Freeman of Buena Vista, District 15, rose on a point of personal privilege and on behalf of the House extended to the Honorable Warren E. Curtis "Birthday Congratulations."

## PETITION FILED

The following petition was received and placed on file:

By Shaw of Scott, District 78, Bray of Scott, District 77, Gluba of Scott, District 76, and Holden of Scott, District 75, from eighty-one residents of Scott County favoring rigorous enforcement of meaningful, nonpartisan legislation to save our environment.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 4**, by Mendenhall, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to four-year terms for members of the House of Representatives.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## INTRODUCTION OF BILLS

**House File 66**, by Millen and Clark, a bill for an act relating to the sale of real property owned by a school district.

Read first time and referred to committee on **schools**.

**House File 67**, by Holden, a bill for an act relating to fees and mileage allowances of jurors.

Read first time and referred to committee on **judiciary**.

**House File 68**, by Mendenhall, a bill for an act relating to computation of Iowa net income.

Read first time and referred to committee on **ways and means**.

**House File 69**, by Schroeder, Logemann, Christensen, Kehe, Nilesen, Knoke, Schwieger, Camp, Tieden, Strothman, Schmeiser, Alt, Moffitt, Roorda, Pierson, Waugh, Strand, Mollett, Rex, Priebe, Cochran, Radl, Welden, Middleswart, Dougherty, Millen, Hamilton, Knoblauch, Winkelman, Stromer and Holden, a bill for an act relating to errors and omissions insurance for county officers and employees.

Read first time and referred to committee on **county government**.

**House File 70**, by Kreamer and Hill (Milligan), a bill for an act relating to district court bailiffs.

Read first time and referred to committee on **county government**.

**House File 71**, by Stromer, a bill for an act making hemp a noxious weed.

Read first time and referred to committee on **agriculture**.

**House File 72**, by Mendenhall, a bill for an act relating to tuition rates set by the board of regents.

Read first time and referred to committee on **higher education**.

**House File 73**, by Varley, Lawson, Blouin, Kennedy, Cochran, Miller, Rodgers, Rex, McCormick and Winkelman (Laverty, Erskine, Curran, Smith, Potgeter and Schaben), a bill for an act relating to conservation of soil and water resources of the state, and to control of water pollution.

Read first time and referred to committee on **environmental preservation**.

#### HOUSE CONCURRENT RESOLUTION 6

By Lipsky, Curtis, Menefee,  
Middleswart, Priebe and Ewell  
(Kyhl, Lamborn, DeKoster, Mowry,  
Arbuckle and Rabedeaux)

*Whereas*, General Joseph G. May, Colonel Eric P. Berner, and the Iowa National Guard did an outstanding job in arranging the inaugural ceremonies of Governor Robert D. Ray and Lieutenant Governor Roger W. Jepsen; and

*Whereas*, this inauguration was a complete success enjoyed by Iowans from all over this great state;

*Now, Therefore, Be It Resolved by the Senate, the House of Representatives Concurring*: That General Joseph G. May, Colonel Eric P. Berner, and the Iowa National Guard be commended for providing this excellent public service.

*Be It Further Resolved*: That a copy of this resolution be forwarded to General Joseph G. May and Colonel Eric P. Berner.

Laid over under Rule 25.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution 1, proposing that the United States Congress call a convention relating to revenue sharing by the states.

CARROLL A. LANE, Secretary

#### CONSIDERATION OF BILLS BUSINESS PENDING CALENDAR

The House resumed consideration of **Senate File 1**, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties, and the amend-

ment filed by the committee on judiciary on January 14, 1971, and found on pages 76, 77, 78 and 79 of the House Journal.

Pelton of Clinton, District 74, moved the adoption of the following amendments 41, 42 and 43 of the committee amendment:

41. Page 27, by striking lines 28 through 35.
42. Page 28, by striking lines 1 through 35.
43. Page 29A, by striking lines 1 through 31.

Roll call was requested by Kreamer of Polk, District 63, and Pelton of Clinton, District 74.

On the question "Shall the amendments be adopted?"

The ayes were, 49:

Alt	Gluba	Mayberry	Schmeiser
Anania	Hill	McCormick	Schwartz
Blouin	Husak	Middleswart	Schwieger
Bray	Jesse	Monroe	Scott
Clark	Johnston	Norpel	Shaw
Cochran	Kelly	Patton	Skinner
Dougherty	Kennedy	Pelton	Small
Doyle	Kinley	Priebe	Uban
Dunton	Knoblauch	Radl	Wells
Egenes	Knoke	Rex	Willits
Ellsworth	Larson	Rodgers	Wirtz
Ewell	Lipsky	Sargisson	Wyckoff
Franklin			

The nays were, 48:

Andersen	Grassley	Millen	Stokes
Bennett	Hamilton	Miller	Strand
Bergman	Hansen	Moffitt	Stromer
Camp	Holden	Mollett	Strothman
Campbell	Kehe	Nielsen	Taylor
Christensen	Kreamer	Nystrom	Tieden
Curtis	Kruse	Pellett	Trowbridge
Den Herder	Lawson	Pierson	Varley
Edelen	Logemann	Roorda	Waugh
Fischer, H. O.	McElroy	Siglin	Welden
Freeman	Mendenhall	Sorg	Winkelman
Goode	Menefee	Stanley	Mr. Speaker

Absent or not voting, 3:

Drake	Fisher, C. R.	Schroeder
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Amendments 41, 42 and 43 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 44, 45 and 46 of the committee amendment:

44. Page 29A, by striking lines 32 through 35.
45. Page 29B, by striking lines 36 through 41.
46. Page 30, by striking lines 1 through 9.

Roll call was requested by Kreamer of Polk, District 63, and Pelton of Clinton, District 74.



On the question "Shall the amendments be adopted?"

The ayes were, 43:

Anania	Husak	Middleswart	Schwartz
Blouin	Jesse	Monroe	Scott
Bray	Johnston	Norpel	Shaw
Cochran	Kennedy	Nystrom	Skinner
Dougherty	Kinley	Patton	Small
Doyle	Knoblauch	Pelton	Uban
Ellsworth	Knoke	Priebe	Wells
Ewell	Larson	Radl	Willits
Franklin	Lipsky	Rodgers	Wirtz
Gluba	Mayberry	Sargisson	Wyckoff
Hill	McCormick	Schmeiser	

The nays were, 52:

Alt	Fischer, H. O.	McElroy	Sorg
Andersen	Freeman	Mendenhall	Stanley
Bennett	Goode	Menefee	Stokes
Camp	Grassley	Millen	Strand
Campbell	Hamilton	Moffitt	Stromer
Christensen	Hansen	Nielsen	Strothman
Clark	Holden	Pellett	Taylor
Curtis	Kehe	Pierson	Trowbridge
Den Herder	Kelly	Rex	Varley
Drake	Kreamer	Roorda	Waugh
Dunton	Kruse	Schroeder	Welden
Edelen	Lawson	Schwieger	Winkelman
Egenes	Logemann	Siglin	Mr. Speaker

Absent or not voting, 5:

Bergman	Miller	Mollett	Tieden
Fisher, C. R.			

Amendments 44, 45 and 46 lost.

Pelton of Clinton, District 74, moved the adoption of the following amendments 48, 49, 50, 51, 52 and 53 of the committee amendment:

48. Page 31, by striking from line 1 the words "is in custody unable to make bail" and inserting in lieu thereof the words "who consents thereto".

49. Page 31, by striking from line 3 the words "has not", and by striking lines 4 through 6, and by striking from line 7 the words "hallucinogenic drugs,".

50. Page 31, by striking from line 10 the words ", if the person consents,".

51. Page 31, by striking from line 23 the word "shall" and inserting in lieu thereof the word "may".

52. Page 31, by inserting in line 27 after the word "has" the words "received maximum benefit from the program or has".

53. Page 31, by striking from line 27 the words "or arrested".

Amendments 48, 49, 50, 51, 52 and 53 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendments 54, 55 and 56 of the committee amendment:

54. Page 32A, by striking from line 18 all after the period, and by striking lines 19 and 20.

55. Page 32A, by inserting in line 28 after the word "his" the words "commission and".

56. Page 32A, by striking from line 29 the words "at any time".

Amendments 54, 55 and 56 were adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendment 58 of the committee amendment:

58. Page 33, by striking from lines 8 and 9 the words ", in its discretion," and inserting in lieu thereof the words recommend that the appropriate state board or officer".

Amendment 58 was adopted.

Pelton of Clinton, District 74, moved the adoption of the following amendment 59 of the committee amendment:

59. Page 40, by striking from lines 11 and 12 the words "or intended to be used".

Amendment 59 was adopted.

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw amendment 47 of the committee amendment.

Hansen of Black Hawk, District 37, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

1. Page 2, by inserting after line 10 the following:

"Nothing contained in this Act shall be construed to prevent a physician, dentist, or veterinarian from delegating the administration of controlled substances under this Act to a nurse or intern, or, as to veterinarians, to an orderly or assistant, under his direction and supervision."

2. Page 2, by inserting in line 12 after the word "distributor," the word "practitioner,".

3. Page 19, by striking from line 28 the word "must" and inserting in lieu thereof the word "shall".

The amendment was adopted.

Jesse of Polk, District 58, offered the following amendment filed by him, Knoke of Pottawattamie, District 79, and Kelly of Woodbury, District 22, and moved its adoption:

Amend Senate File 1 as follows:

1. Page 7, by striking all of lines 11 and 12, and the words "not less than" from line 13, and by inserting in lieu thereof the following:

"similarly control the substance under this Act after the expiration of"

2. Page 7, by inserting between lines 21 and 22, the words "actions together with the board's"

3. Page 7, by adding after the period (.) in line 23 the following:

"If within sixty days after the next regular general assembly convenes, the general assembly has not made the corresponding changes in this Act, the temporary control of those substances by the board shall be nullified and the control of those substances shall revert to that contained in the Act."

Roll call was requested by Jesse of Polk, District 58, and Kennedy of Chickasaw, District 11.

On the question "Shall the amendment be adopted?"

The ayes were, 48:

Anania	Gluba	McCormick	Scott
Blouin	Husak	Middleswart	Shaw
Bray	Jesse	Monroe	Skinner
Camp	Johnston	Pelton	Small
Christensen	Kelly	Pierson	Tieden
Clark	Kennedy	Priebe	Trowbridge
Cochran	Kinley	Radl	Uban
Curtis	Knoblauch	Rodgers	Varley
Dougherty	Knoke	Roorda	Wells
Doyle	Larson	Sargisson	Willits
Ellsworth	Lipsky	Schmeiser	Wyckoff
Franklin	Mayberry	Schwartz	Mr. Speaker

The nays were, 44:

Alt	Goode	Mendenhall	Sorg
Andersen	Grassley	Menefee	Stanley
Bennett	Hamilton	Millen	Stokes
Bergman	Hansen	Moffitt	Strand
Campbell	Hill	Mollett	Stromer
Den Herder	Holden	Nielsen	Strothman
Drake	Kehe	Pellett	Taylor
Edelen	Kreamer	Rex	Waugh
Egenes	Kruse	Schroeder	Welden
Fischer, H. O.	Logemann	Schwieger	Winkelman
Freeman	McElroy	Siglin	Wirtz

Absent or not voting, 8:

Dunton	Fisher, C. R.	Miller	Nystrom
Ewell	Lawson	Norpel	Patton

The amendment was adopted.

(Senate File 1 pending at adjournment.)

AMENDMENT WITHDRAWN  
(Senate File 1)

Jesse of Polk, District 58, asked and received unanimous consent to withdraw the amendment filed by him on January 18, 1971, to page 30 of Senate File 1, and found on page 105 of the House Journal.

## EXPLANATION OF VOTE

(Senate File 1)

At the time the vote was taken on the adoption of amendments 41, 42 and 43 of the committee amendment to Senate File 1, I was called out of the House Chamber. Had I been present, I would have voted "nay" on this amendment.

RICHARD F. DRAKE

## MOTION TO RECONSIDER

(Senate File 1)

I move to reconsider the vote by which amendments 41, 42 and 43 of the committee amendment to Senate File 1, as amended and passed by the Senate, were adopted by the House on January 19, 1971.

CLYDE REX

## MOTION TO RECONSIDER

(Senate File 1)

I move to reconsider the vote by which the Jesse, Knoke and Kelly amendment to Senate File 1 was adopted by the House on January 19, 1971.

DALE TIEDEN

ASSIGNMENT OF DESKS IN PRESS GALLERY  
WEST PRESS GALLERY

The following named persons are accredited members of the press and are entitled to press privileges of the House of Representatives:

Harrison Weber, Iowa Daily Press Association  
 Jack Coffman, Des Moines Tribune  
 Arnold Garson, Des Moines Tribune  
 Richard Doak, Des Moines Register  
 George Mills, Des Moines Register  
 Allan Hoschar, Des Moines Register  
 Larry E. Neibergall, Des Moines Register  
 James Flansburg, Des Moines Register  
 Don Reid, Iowa Press Association  
 Otto Weber, Des Moines  
 Frank Nye, Cedar Rapids Gazette  
 Jerry Mursener, United Press International  
 Earl Flowers, United Press International  
 Cheryl Arvidson, United Press International  
 Jim Carr, UPI Newspictures  
 Bill Eberline, Associated Press  
 Chuck Noland, Associated Press  
 John McCormick, Davenport Times-Democrat  
 Christine Hansen, Davenport Times-Democrat  
 Bill Severin, Waterloo Daily Courier  
 Harry Mauck, Jr., Council Bluffs Nonpareil  
 Steven S. Walters, Dubuque Telegraph-Herald  
 Howard B. Wilson, Carroll Daily Times Herald  
 Jim Wilson, Carroll Daily Times Herald  
 Vern Vierth, Marshalltown Times-Republican

## EAST PRESS GALLERY

The following named persons are accredited members of the TV and Radio News Department and are entitled to press privileges of the House of Representatives:

Charles Lakin, KRNT and KRNT-TV  
 Craig Crummer, KRNT and KRNT-TV  
 Gary Vincent, KRNT and KRNT-TV  
 Mike Baughman, WHO and WHO-TV  
 Doug Brandt, WMT-TV  
 Caroll Daringer, WMT-TV  
 Phil Morgan, WOI  
 Steve Coon, WOI  
 David Robinson, WOI  
 Sam W. Lee, KMA  
 Jack D. Gowing, KMA  
 Thomas Bauer, WMT, AM/FM/TV  
 Norman Shipp, KWWL-TV  
 John McBride, KWWL-TV  
 Bob Holetz, KWWL and KWWL-TV  
 John Emmert, KWWL-TV  
 Hank Geving, KWWL News  
 Bob Kmetz, KIOA

The following persons have been issued permits and have qualified privileges to the House chamber in pursuit of their professional duties:

Richard Greenwood, Iowa AFL-CIO News  
 Jim Burt, Iowa Farm Bureau (Radio-TV Services)  
 Gene Maahs, Iowa Farm Bureau Spokesman  
 Booth Wallentine, Iowa Farm Bureau (Radio-TV Services)  
 Darryl Jahn, Iowa Farm Bureau  
 Harold Newcomb, Commerce Clearing House, Inc.  
 Stephen Robinson, Executive Secretary, Republican Central Committee  
 Sharon Robinson, Public Relations, Democratic Central Committee

## REPORTS OF COMMITTEE

Holden of Scott, District 75, from the committee on social services, submitted the following report:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 8**, a bill for an act to change the name and expand the duties of the governor's committee on employment of the handicapped to include housing and services, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

EDGAR H. HOLDEN, Chairman

Also:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 15**, a bill for an act relating to eligibility of welfare recipients, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 15 by striking from page 2, lines 5 and 6, the words "five hundred dollars for a single person or one thousand" and inserting in lieu thereof the words "one thousand dollars for a single person or one thousand".

EDGAR H. HOLDEN, Chairman

#### AMENDMENTS FILED

1 Amend Senate File 1 as follows:

2 1. Page 30, line 4, by striking the words "shall not",  
3 and inserting in lieu thereof the word "may".

4 2. Page 30, by striking all of lines 6 and 7 and the  
5 words "not ex parte" and inserting in lieu thereof the words  
6 "if it appears".

JESSE of Polk, District 58

1 Amend Senate File 1, page 32A, by striking all of lines  
2 33 and 34.

UBAN of Black Hawk, District 38

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Wednesday, January 20, 1971.

# JOURNAL OF THE HOUSE

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Tenth Calendar Day—Seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JANUARY 20, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Garth Baker, pastor of the Lutheran Church, Wilton Junction, Iowa.

The Journal of Tuesday, January 19, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seventy-five ninth grade students from Oskaloosa Junior High School, Oskaloosa, Iowa, accompanied by their teachers, Mr. Frey and Mrs. Scharff. By Pierson of Mahaska, District 87.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 8 and 15, under Rule 35.

## BIRTHDAY CONGRATULATIONS

Kruse of O'Brien, District 4, rose on a point of personal privilege and on behalf of the House extended to the Honorable John C. Mendenhall "Birthday Congratulations."

## ADOPTION OF SENATE CONCURRENT RESOLUTIONS 5 AND 6

Tieden of Clayton, District 14, called up for consideration Senate Concurrent Resolution 5, filed on January 18, 1971, and found on pages 91 and 92 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

Tieden of Clayton, District 14, called up for consideration Senate Concurrent Resolution 6, filed on January 18, 1971, and found on pages 93 and 94 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

## ENROLLED BILLS COMMITTEE

The Speaker announced the appointment of the following members to the committee on enrolled bills: Miller of Marshall, District 36, chairman, and Bergman of Osceola, District 3.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 5**, by Gluba (Tapscott), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to qualifications of electors.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## INTRODUCTION OF BILLS

**House File 74**, by Kreamer, a bill for an act relating to motor vehicle registration certificate containers.

Read first time and referred to committee on **state government**.

**House File 75**, by Lipsky, a bill for an act relating to the examination of persons violating the traffic laws of this state.

Read first time and referred to committee on **state government**.

**House File 76**, by Doyle, Dougherty, Waugh, Ellsworth and Rex, a bill for an act relating to motor vehicle registration plates.

Read first time and referred to committee on **state government**.

**House File 77**, by Holden, Shaw (Nicholson, Van Gilst, Thordsen, Kennedy and Sullivan), a bill for an act relating to a penalty for unauthorized entry into public buildings and the misuse of property.

Read first time and referred to committee on **judiciary**.

**House File 78**, by Mendenhall, a bill for an act prohibiting the use of "throw-away" beverage containers, regulating the use of other beverage containers, and providing a penalty for violations thereof.

Read first time and referred to committee on **law enforcement**.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate Concurrent Resolution 8, allowing representatives of the two major political parties access to the Legislative Chambers.

CARROLL A. LANE, Secretary

## SENATE CONCURRENT RESOLUTION 8

By Lamborn and Gaudineer

*Whereas*, it is deemed desirable that representatives of the two major political parties be allowed access to the floor of the Senate and House of Representatives; and



*Whereas*, it will provide both parties an equal opportunity to be advised on the legislative proceedings;

*Now, Therefore, Be It Resolved by the Senate, the House Concurring:* That the Secretary of the Senate and the Chief Clerk of the House of Representatives be instructed to issue not more than two passes to each major political party for their use during the Sixty-fourth General Assembly.

Laid over under Rule 25.

#### REPORTS OF COMMITTEES

Goode of Davis, District 98, from the committee on transportation, submitted the following report:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 12**, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DEWEY E. GOODE, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 41**, a bill for an act relating to blood donors, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 42**, a bill for an act relating to shorthand notes of court reporters, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Fisher of Greene, District 56, from the committee on state government, submitted the following reports:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 34**, a bill for an act relating to the prohibition of lecturers of the highway commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 34 as follows:

By striking from line 5 the word "repealed" and inserting in lieu thereof the words "amended by adding to the subsection after the word 'lecturers', except engineers employed by the commission as engineers, the five highway commissioners and the director of highways may appear before and speak to groups and interested members of the public concerning highway projects and road programs affecting the people of the geographical area".

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 37**, a bill for an act authorizing a public agency to dispose of an interest in property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

#### AMENDMENTS FILED

1 Amend Senate File 1, as amended and passed by the Senate  
2 and reprinted, as follows:

3 Page 16, line 13, strike the word "methoprobamate" and  
4 insert in lieu thereof the word "meprobamate".

HANSEN OF Black Hawk, District 37

1 Amend the Uban amendment to Senate File 1, filed  
2 January 18, 1971, by adding the following paragraph:  
3 "This information is for the exclusive use of the  
4 division of narcotic and drug enforcement, in the department  
5 of public safety, and shall not be a matter of public record."

UBAN of Black Hawk, District 38

1 Amend Senate File 1, as amended, passed and reprinted,  
2 as follow:

3 Page 27, by inserting after line 27 the following new  
4 section:

5 "Sec. 407. GATHERINGS WHERE CONTROLLED SUB-  
STANCES UN-

#### 6 LAWFULLY USED—PENALTIES.

7 1. The sponsoring, promoting, or aiding or assisting in  
8 the sponsoring or promoting of a meeting, gathering or  
9 assemblage of two or more individuals with intent to unlawfully  
10 distribute or to encourage the unlawful distribution, use  
11 or possession of a controlled substance and the meeting,  
12 gathering or assemblage of two or more individuals at which  
13 a controlled substance is unlawfully distributed, used or  
14 possessed shall be deemed a nuisance and provisions of  
15 chapter six hundred fifty-seven (657) of the Code shall  
16 be applicable.

17 An action for injunctive relief may be brought against  
18 all persons furnishing goods or services to such meeting,  
19 gathering, or assemblage.

20 2. It is unlawful for any person to sponsor, promote,  
21 or aid or assist in the sponsoring or promoting of a meet-  
22 ing, gathering, or assemblage of two hundred or more in-  
23 dividuals with intent to unlawfully distribute or to en-  
24 courage the unlawful distribution, use or possession of a  
25 controlled substance.

Page 2

1 Any person who violates subsection two (2) of this sec-  
2 tion, or who acts with, enters into a common scheme or  
3 design with, or conspires with one or more other persons  
4 to violate this section, is guilty of a public offense  
5 and upon conviction shall be punished by imprisonment in

6 the penitentiary for not more than five years or be subject  
7 to a fine of not more than ten thousand dollars, or be sub-  
8 ject to both such imprisonment and fine. If the person is  
9 a corporation, business trust, estate, trust, partnership  
10 or association or any other legal entity, it shall upon  
11 conviction be fined not to exceed one hundred thousand  
12 dollars.

13 An action for injunctive relief may be brought against  
14 all persons furnishing goods or services to such meeting,  
15 gathering, or assemblage.

16 The reasonable expense to the state and governmental  
17 subdivisions thereof to provide the necessary law enforce-  
18 ment resulting from a meeting, gathering or assemblage  
19 held in violation of subsection two (2) of this section  
20 may be taxed as costs in the criminal action.

21 The district court may, upon application and a showing  
22 of one or more of the grounds provided in section six hun-  
23 dred thirty-nine point three (639.3) of the Code, grant to  
24 the state or governmental subdivision thereof a writ of  
25 attachment, ex parte, without bond, in an amount necessary

Page 3

1 to secure the payment of any fine that may be imposed and  
2 the payment of costs as herein provided.

3 3. The remedies and penalties provided in this section  
4 are in addition to, and shall not exclude the imposition of,  
5 any other remedies and penalties which may be provided by  
6 this Act."

KNOKE of Pottawattamie, District 79  
SHAW of Scott, District 78  
HILL of Polk, District 62

1 Amend Senate File 1, as amended and passed by the Senate  
2 and reprinted, as follows:

3 1. Page 6, by striking on line 14 the words "additions to".

4 2. Page 7, by inserting on line 8 after the word "any" the  
5 word "new" and striking the words "rescheduled, or deleted".

6 3. Page 7, by striking lines 11 through 23 and by inserting  
7 in lieu thereof the following: "similarly control the new  
8 substance under this act after the expiration of 30 days from  
9 publication in the Federal Register of a final order designating a  
10 new substance as a controlled substance, unless within that 30-day  
11 period, the board objects to the new designation. In that case,  
12 the board shall publish the reasons for objection and afford all  
13 interested parties an opportunity to be heard. At the conclusion  
14 of the hearing, the board shall announce its decision, which shall  
15 be final unless altered by statute. Upon publication of objection  
16 to new substance delegation under this Act by the board, control  
17 under this Act is stayed until the board publishes its decision.  
18 If a substance is controlled by the board under this paragraph  
19 the control shall be temporary and, if within sixty days after  
20 the next regular session of the general assembly convenes it  
21 has not made the corresponding changes in this Act, the temporary  
22 control of the substance so controlled by the board shall be  
23 nullified."

HANSEN of Black Hawk, District 37

- 1 Amend Senate File 1, as amended and passed by the  
 2 Senate and reprinted, as follows:  
 3 Page 29A, line 29, by striking the word "include" and  
 4 inserting in lieu thereof the word "require".

KREAMER of Polk, District 63  
 HANSEN of Black Hawk, District 37

- 1 Amend House File 15, page 2, line 5, by striking the  
 2 words "five hundred dollars for a single person or one"  
 3 and inserting in lieu thereof the words "one thousand dollars  
 4 for a single person or two".

COMMITTEE ON SOCIAL SERVICES  
 EDGAR H. HOLDEN, Chairman

- 1 Amend House File 17 by striking all after the  
 2 enacting clause and inserting in lieu thereof the  
 3 following:  
 4 Section 1. Section twenty-eight point eleven  
 5 (28.11), Code 1971, is amended by striking the section  
 6 and inserting in lieu thereof the following:  
 7 "The Iowa development commission is hereby author-  
 8 ized to form a corporation under the provisions of  
 9 chapter five hundred four (504) of the Code for the  
 10 purpose of receiving and disbursing funds from public  
 11 or private sources to be used to further the overall  
 12 development and well-being of the state."  
 13 Sec. 2. Sections twenty-eight point twelve (28.12)  
 14 and twenty-eight point thirteen (28.13) are hereby  
 15 repealed.  
 16 Sec. 3. Section twenty-eight point fourteen (28.14),  
 17 Code 1971, is amended to read as follows:  
 18 28.14 The incorporators of the corporation formed  
 19 under sections twenty-eight  
 20 point eleven (28.11), twenty-eight point fifteen (28.15)  
 21 and twenty-eight point sixteen (28.16), shall be:  
 22 1. The chairman of the Iowa development commission.  
 23 2. The director of the Iowa development commission.  
 24 3. A member of the Iowa development commission  
 25 selected by the chairman.  
 26 Sec. 4. Section twenty-eight point fifteen (28.15),  
 27 Code 1971, is amended to read as follows:

Page 2

- 1 28.15 The board of directors of the corporation  
 2 formed under sections  
 3 twenty-eight point eleven (28.11), twenty-eight  
 4 point fourteen (28.14) and twenty-eight point sixteen  
 5 (28.16) shall be the members of the Iowa development  
 6 commission or their successors in office.  
 7 Sec. 5. Section twenty-eight point sixteen, Code  
 8 1971, is amended to read as follows:  
 9 28.16 The corporation formed under sections  
 10 twenty-eight point eleven (28.11),  
 11 twenty-eight point fourteen (28.14) and twenty-eight  
 12 point fifteen (28.15) is hereby authorized to accept  
 13 grants of money or property from the federal government  
 14 or any other source and may upon its own order use its

15 money, property or other resources for any of the  
16 purposes herein.

- WINKELMAN of Calhoun, District 26
- STANLEY of Linn, District 45
- FISHER of Greene, District 56
- NORPEL of Jackson, District 52
- EGENES of Story, District 33
- CAMPBELL of Washington, District 89
- SCHWIEGER of Black Hawk, District 40
- KNOBLAUCH, of Carroll, District 28
- STRAND of Poweshiek, District 68
- TROWBRIDGE of Floyd, District 9
- DRAKE of Muscatine, District 71
- UBAN of Black Hawk, District 38
- LAWSON of Cerro Gordo, District 17
- KNOKE of Pottawattamie, District 79

- 1 Amend House File 47 by adding after line six the
- 2 following new section:
- 3 "Sec. 2. Chapter one hundred eighty-two (182),
- 4 Code 1971, is repealed."

SCHROEDER of Pottawattamie, District 54

- 1 Amend House File 73 as follows:
- 2 1. Page 39, by striking from line 9 the words ", et seq"
- 3 and inserting in lieu thereof the words "through section
- 4 four hundred fifty-five A point thirty-two (455A.32), in-
- 5 clusive".
- 6 2. Page 39, by striking lines 28 and 29 and inserting
- 7 in lieu thereof the following:
- 8 "this chapter [(together with such other functions as may
- 9 be hereafter assigned to it from time to time by act of the
- 10 legislature)],"
- 11 3. Page 46, by inserting in line 34 after the word "of"
- 12 the words "sections thirty (30) through forty (40) of".
- 13 4. Page 47, by inserting in line 7 after the word "by"
- 14 the words "sections thirty (30) through forty (40) of".

VARLEY of Adair, District 84

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, January 21, 1971.

# JOURNAL OF THE HOUSE

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Eleventh Calendar Day—Eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JANUARY 21, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Martin Mosier, pastor of the Billy Sunday Tabernacle, Sioux City, Iowa.

The Journal of Wednesday, January 20, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty-two civics class freshman students from Central Webster High School, accompanied by their teacher, Jim Ainslie. By Cochran of Webster, District 29.

## PETITION FILED

The following petition was received and placed on file:

By Hansen of Black Hawk, District 37, from eighteen residents of Cedar Falls and Waterloo, Iowa, protesting any kind of tax increase.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 12, 34, 37, 41 and 42, under Rule 35.

## INTRODUCTION OF BILLS

**House File 79**, by Trowbridge and Grassley, a bill for an act relating to the canvassing of the votes by the board of supervisors.

Read first time and referred to committee on **county government**.

**House File 80**, by Christensen, a bill for an act relating to liens on real estate owned by old age assistance recipients.

Read first time and referred to committee on **state government**.

**House File 81**, by Uban, a bill for an act relating to assessment of agricultural property.

Read first time and referred to committee on **ways and means**.

**House File 82**, by Doyle, a bill for an act providing a penalty for the unlawful use of temporary and instructional driving permits.

Read first time and referred to committee on **law enforcement**.

**House File 83**, by Camp (Shaff), a bill for an act to legalize and validate the proceedings of the City Council of the City of DeWitt, Iowa, in connection with an election for the issuance of swimming pool bonds and declaring the validity of said election and that bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations of said city.

Read first time and referred to committee on **judiciary**.

**House File 84**, by committee on county government, a bill for an act to increase cost of filing of a mechanic's lien.

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

**House File 85**, by committee on county government, a bill for an act relating to fees charged by county recorders.

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

**House File 86**, by committee on county government, a bill for an act relating to deposits of public funds.

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

**House File 87**, by committee on county government, a bill for an act relating to notification of property owners regarding assessment rolls.

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

#### PROOF OF PUBLICATION

Published copy of House File 83 and verified proof of publication of said bill in the The DeWitt Observer, DeWitt, Iowa, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

## HOUSE CONCURRENT RESOLUTION 7

By Varley and Cochran

*Be It Resolved by the House, the Senate Concurring:* That a joint convention of the two houses of the Sixty-fourth General Assembly be held on Wednesday, January 27, 1971, at 10:45 a.m.

*Be It Further Resolved:* That Governor Robert D. Ray be invited to present his budget message at this joint convention of the two houses of the General Assembly and that the Speaker of the House and the President of the Senate be designated to deliver the invitation to him.

Laid over under Rule 25.

ANNOUNCEMENTS BY THE SPEAKER  
ADVISORY COMMITTEE ON  
FUNCTIONAL CLASSIFICATIONS OF HIGHWAYS

Speaker Harbor announced the appointment of the following Representatives to the advisory committee on functional classifications of highways in accordance with chapter 1126, section 8, Acts of the Sixty-third General Assembly, Second Session:

Representative Theodore R. Ellsworth, Dubuque  
Representative Perry L. Christensen, Kent

## BICENTENNIAL COMMISSION

Speaker Harbor announced the appointment of the following Representatives to the bicentennial commission in accordance with chapter 1286, Acts of the Sixty-third General Assembly, Second Session:

Representative A. Gordon Stokes, LeMars  
Representative Charles E. Knoblauch, Sr., Carroll

## SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

MR. SPEAKER: Your committee appointed to determine the mileage for the members of the House submits the following supplemental report:

Name	Miles Round Trip
Herbert L. Campbell .....	220
Sonja Egenes .....	94
Henry C. Mollett .....	280
Marion D. Siglin .....	112
A. Gordon Stokes .....	440
Clair Strand .....	110
Delbert L. Trowbridge .....	314

Respectfully submitted,  
LUVERN W. KEHE  
CLYDE REX  
NORMAN G. RODGERS



## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 3, a bill for an act relating to blood donors.

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

Senate File 29, a bill for an act relating to parent-child relationship.

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

Senate File 36, a bill for an act relating to increasing the cost of filing of a mechanic's lien.

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

Senate File 38, a bill for an act relating to fees charged by county recorders.

CARROLL A. LANE, Secretary

CONSIDERATION OF BILLS  
BUSINESS PENDING CALENDAR

The House resumed consideration of **Senate File 1**, a bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties.

## MOTION TO RECONSIDER PREVAILS

Tieden of Clayton, District 14, called up for consideration his motion to reconsider filed on January 19, 1971, and found on page 116 of the House Journal.

Tieden of Clayton, District 14, moved to reconsider the vote by which the Jesse, et al., amendment was adopted on January 19, 1971.

A non-record roll call was requested.

The ayes were 66, nays 31.

The motion prevailed.

Jesse of Polk, District 58, offered the following amendment filed by Jesse of Polk, District 58; Knoke of Pottawattamie, District 79; and Kelly of Woodbury, District 22:

Amend Senate File 1 as follows:

1. Page 7, by striking all of lines 11 and 12, and the words "not less than" from line 13, and by inserting in lieu thereof the following:

"similarly control the substance under this Act after the expiration of"

2. Page 7, by inserting between lines 21 and 22, the words "actions together with the board's"

3. Page 7, by adding after the period (.) in line 23 the following:

"If within sixty days after the next regular general assembly convenes, the general assembly has not made the corresponding changes in this Act, the temporary control of those substances by the board shall be nullified and the control of those substances shall revert to that contained in the Act."

The amendment was lost.

Hansen of Black Hawk, District 37, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

1. Page 6, by striking on line 14 the words "additions to".
2. Page 7, by inserting on line 8 after the word "any" the word "new" and striking the words "rescheduled, or deleted".
3. Page 7, by striking lines 11 through 23 and by inserting in lieu thereof the following: "similarly control the new substance under this act after the expiration of 30 days from publication in the Federal Register of a final order designating a new substance as a controlled substance, unless within that 30-day period, the board objects to the new designation. In that case, the board shall publish the reasons for objection and afford all interested parties an opportunity to be heard. All the conclusion of the hearing, the board shall announce its decision, which shall be final unless altered by statute. Upon publication of objection to new substance delegation under this Act by the board, control under this Act is stayed until the board publishes its decision. If a substance is controlled by the board under this paragraph the control shall be temporary and, if within sixty days after the next regular session of the general assembly convenes it has not made the corresponding changes in this Act, the temporary control of the substance so controlled by the board shall be nullified."

The amendment was adopted.

Hansen of Black Hawk, District 37, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

Page 16, line 13, strike the word "methoprobamate" and insert in lieu thereof the word "meprobamate".

The amendment was adopted.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

1. Page 22, line 2, by inserting after the word "board." the words "A practitioner who engages in dispensing any controlled substance to his patients shall keep records of receipt and disbursements of such drugs, including dispensing or other disposition, and information as to controlled substances stolen, lost, or destroyed. In every case the records of controlled substance received shall show the date of receipt, the name and address of the person from whom received, and the kind and quantity of drugs received. The record of all controlled substances dispensed or otherwise disposed of, shall show the date of dispensing, the name and address of the person to whom or for whose use, or the owner and species of animal for which the drugs were dispensed and the kind and quantity of drugs.

Every such record shall be kept for a period of two years from the date of the transaction recorded. Records of controlled substances lost, destroyed or stolen, shall contain a detailed list of the kind and quantity of such drugs and the date of the discovery of such loss, destruction, or theft."

2. Page 22, line 10, by striking the word "pharmacist" and inserting the word "pharmacy".

The amendment was adopted.

Kelly of Woodbury, District 22, offered the following amendment filed by him and moved its adoption :

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

1. Page 22, line 20, by striking the word "When" and inserting in lieu thereof the words "Except when".

2. Page 22, line 25, by inserting after the word "written" the words "or oral".

The amendment was adopted.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him and moved its adoption :

Amend Senate File 1, as amended and passed by the Senate and reprinted, as follows:

1. Page 23, line 31, by striking the words "consort with,".

The amendment was adopted.

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw the amendment filed by Knoke, et al., on January 20, 1971, and found on pages 122 and 123 of the House Journal.

#### MOTION TO RECONSIDER PREVAILS

Rex of Hamilton, District 31, called up for consideration the

motion to reconsider filed by him on January 19, 1971, and found on page 116 of the House Journal.

Rex of Hamilton, District 31, moved to reconsider the vote by which amendments 41, 42 and 43 of the committee amendment were adopted on January 19, 1971.

Roll call was requested by Kreamer of Polk, District 63, and Hansen of Black Hawk, District 37.

On the question "Shall the vote by which amendments 41, 42 and 43 were adopted be reconsidered?"

The ayes were, 67:

Alt	Fisher, C. R.	Mendenhall	Sorg
Anania	Freeman	Menefee	Stanley
Andersen	Goode	Millen	Stokes
Bennett	Grassley	Miller	Strand
Bergman	Hamilton	Moffitt	Stromer
Camp	Hansen	Mollett	Strothman
Campbell	Hill	Nielsen	Taylor
Christensen	Holden	Norpel	Tieden
Clark	Kehe	Nystrom	Trowbridge
Curtis	Kelly	Pellett	Uban
Den Herder	Knoke	Pelton	Varley
Drake	Kreamer	Pierson	Waugh
Dunton	Kruse	Rex	Welden
Edelen	Lawson	Roorda	Winkelman
Egenes	Lipsky	Schroeder	Wirtz
Ellsworth	Logemann	Schwieger	Mr. Speaker
Fischer, H. O.	McElroy	Siglin	

The nays were, 32:

Blouin	Husak	McCormick	Schmeiser
Bray	Jesse	Middleswart	Schwartz
Cochran	Johnston	Monroe	Scott
Dougherty	Kennedy	Patton	Skinner
Doyle	Kinley	Priebe	Small
Ewell	Knoblauch	Radl	Wells
Franklin	Larson	Rodgers	Willits
Gluba	Mayberry	Sargisson	Wyckoff

Absent or not voting, 1:

Shaw

The motion to reconsider amendments 41, 42 and 43 of the committee amendment prevailed.

#### AMENDMENT WITHDRAWN

Rex of Hamilton, District 31, asked and received unanimous consent to withdraw amendments 41, 42 and 43 of the committee amendment filed by the committee on judiciary on January 14, 1971.

Pelton of Clinton, District 74, offered the following amendment from the floor and moved its adoption:

Amend Senate File 1 as amended, passed, and reprinted as follows:

Page 27, by striking lines 28 through 35.

Page 28, by striking lines 1 through 35.

Page 29A, by striking lines 1 through 31 and add the following new section:

**“Sec. 407. GATHERINGS WHERE CONTROLLED SUBSTANCES  
UNLAWFULLY USED—PENALTIES.**

It is unlawful for any person to knowingly or intentionally sponsor, promote or aid or assist in the sponsoring or promoting of a meeting, gathering or assemblage where a controlled substance is distributed, used or possessed, in violation of this act.

Any person who violates this section and where the controlled substance is any one other than marijuana is guilty of a public offense and upon conviction shall be punished by imprisonment in the penitentiary for not to exceed five years or by a fine of not to exceed ten thousand dollars or by both such imprisonment and fine.

Any person who violates this section, and where the controlled substance is marijuana only, is guilty of a public offense and upon conviction shall be punished by imprisonment in the county jail for not to exceed one year or by a fine of not to exceed one thousand dollars or by both such fine and imprisonment.

The district court shall grant an injunction barring a meeting, gathering, or assemblage if upon hearing the court finds that the sponsors or promoters of the meeting, gathering, or assemblage have not taken reasonable means to prevent the unlawful distribution, use or possession of a controlled substance. Further injunctive relief may be granted against all persons furnishing goods or services to such meeting, gathering, or assemblage.

The district court may, upon application and a showing of one or more of the grounds provided in section 639.3 of the Code, grant to the state or governmental subdivision thereof a writ of attachment, ex parte, without bond, in an amount necessary to secure the payment of any fine that may be imposed and the payment of costs. The reasonable expense to the state and governmental subdivisions thereof to provide the necessary law enforcement resulting from a meeting, gathering or assemblage held in violation of this section may be taxed as costs in the criminal action.

Roll call was requested by Pelton of Clinton, District 74, and Cochran of Webster, District 29.

On the question "Shall the amendment be adopted?"

The ayes were, 96:

Alt	Franklin	McElroy	Schwartz
Anania	Freeman	Mendenhall	Schwieger
Andersen	Gluba	Menefee	Scott
Bennett	Goode	Middleswart	Shaw
Bergman	Grassley	Millen	Siglin
Blouin	Hamilton	Miller	Skinner
Bray	Hansen	Moffitt	Sorg
Camp	Hill	Mollett	Stanley
Campbell	Holden	Monroe	Stokes
Christensen	Husak	Nielsen	Strand
Clark	Jesse	Norpel	Stromer
Cochran	Kelly	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Kinley	Pellett	Trowbridge
Dougherty	Knoblauch	Pelton	Uban
Doyle	Knoke	Pierson	Varley
Drake	Kreamer	Priebe	Waugh
Dunton	Kruse	Radl	Welden
Edelen	Larson	Rex	Wells
Egenes	Lawson	Rodgers	Willits
Ellsworth	Lipsky	Roorda	Winkelman
Ewell	Logemann	Sargisson	Wirtz
Fischer, H. O.	Mayberry	Schmeiser	Wyckoff
Fisher, C. R.	McCormick	Schroeder	Mr. Speaker

The nays were, 2:

Johnston            Small

Absent or not voting, 2:

Kehe                Strothman

The amendment was adopted.

Speaker pro tempore Millen in the chair at 11:20 a.m.

Jesse of Polk, District 58, asked and received unanimous consent to withdraw the amendment filed by him on January 18, 1971, and found on page 105 of the House Journal.

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw the amendment filed by him on January 18, 1971, and found on page 107 of the House Journal.

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the amendment filed by him and Hansen of Black Hawk, District 37, on January 20, 1971, and found on page 124 of the House Journal.

Skinner of Polk, District 60, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended as passed by the Senate and reprinted, as follows:

1. Pages 29A and 29B by striking all of lines 32 through

41, lines 1 through 9 on page 30 and inserting in lieu thereof the following:

Sec. 408. JOINT CRIMINAL TRIALS. Joint trials for violations of this Act are permitted pursuant to the following procedure. The County Attorney may make application by motion to the court for joint trials within thirty days after arraignment. The court after hearing may order joint trials in those cases where the County Attorney affirmatively shows that the substantial evidence involves common questions of law and fact pertaining to all defendants whom it is alleged violated the same provisions in the same transaction or series of transactions. The several charges shall be set out in separate counts and each accused person shall be convicted or acquitted upon each count by separate verdict. Each accused person shall thereafter be sentenced upon each verdict of guilty. The court may consider such separate verdicts of guilty returned at the same time as one offense for the purpose of sentencing as provided in this chapter.

Roll call was requested by Kreamer of Polk, District 63, and Hansen of Black Hawk, District 37.

On the question "Shall the amendment be adopted?"

The ayes were, 39:

Anania	Gluba	Middleswart	Schmeiser
Blouin	Husak	Miller	Schwartz
Bray	Jesse	Monroe	Scott
Cochran	Johnston	Norpel	Skinner
Dougherty	Kennedy	Patton	Small
Doyle	Kinley	Pierson	Uban
Dunton	Knoblauch	Priebe	Wells
Edelen	Larson	Radl	Willits
Ewell	Mayberry	Rodgers	Wyckoff
Franklin	McCormick	Sargisson	

The nays were, 56:

Alt	Freeman	Mendenhall	Stokes
Andersen	Goode	Menefee	Strand
Bennett	Grassley	Moffitt	Stromer
Bergman	Hamilton	Nielsen	Strothman
Camp	Hansen	Nystrom	Taylor
Campbell	Holden	Pellett	Tieden
Christensen	Kehe	Pelton	Trowbridge
Clark	Kelly	Rex	Varley
Curtis	Knoke	Roorda	Waugh
Den Herder	Kreamer	Schroeder	Welden
Drake	Kruse	Shaw	Winkelman
Egenes	Lawson	Siglin	Wirtz
Ellsworth	Logemann	Sorg	Speaker
Fischer, H. O.	McElroy	Stanley	pro tempore
Fisher, C. R.			

Absent or not voting, 5:

Harbor	Lipsky	Mollett	Schwieger
Hill			

The amendment lost.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on January 19, 1971, and found on page 118 of the House Journal.

Uban of Black Hawk, District 38, offered the following amendment filed by him :

Amend Senate File 1, as amended and passed by the Senate and reprinted, by adding to Division V the following new section:

"Any peace officer who arrests any person for a violation of this Act, or charges any person with a violation of this Act subsequent to the person's arrest, shall within five days after the arrest or the filing of the charge, whichever is later, report the arrest and the charge filed to the department. The peace officer or any other peace officer or law enforcement agency which makes or obtains any quantitative or qualitative analysis of any substance seized in connection with the arrest of the person charged, shall report to the department the results of the analysis at the time the arrest is reported or at such later time as the results of the analysis become available."

Uban of Black Hawk, District 38, offered the following amendment to his amendment and moved its adoption:

Amend the Uban amendment of January 18, to Senate File 1, by inserting after the word "arrests" in line 4, the following: "for any crime, any known user of the drugs described in Schedule I, II, III, IV, or who arrests".

The amendment to the amendment was adopted.

Uban of Black Hawk, District 38, offered the following amendment to his amendment and moved its adoption:

Amend the Uban amendment to Senate File 1, filed January 18, 1971, by adding the following paragraph:

"This information is for the exclusive use of the division of narcotic and drug enforcement, in the department of public safety, and shall not be a matter of public record."

The amendment to the amendment was adopted.

Uban of Black Hawk, District 38, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Jesse of Polk, District 58, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1 as follows:

1. Page 30, line 4, by striking the words "shall not", and inserting in lieu thereof the word "may".
2. Page 30, by striking all of lines 6 and 7 and the words "not ex parte" and inserting in lieu thereof the words "if it appears".



The amendment was adopted.

Schwieger of Black Hawk, District 40, asked and received unanimous consent to withdraw the amendment filed by him on January 18, 1971, and found on page 106 of the House Journal.

Doyle of Woodbury, District 21, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, by inserting in page 30, after the period in line 21, the words "When a person is placed on probation under this subsection, his appearance bond may be discharged at the discretion of the court."

The amendment was adopted.

Doyle of Woodbury, District 21, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, by inserting in page 31, after the period in line 13, the words "A person committed under this subsection shall be considered a state patient."

Roll call was requested by Monroe of Des Moines, District 92, and Doyle of Woodbury, District 21.

On the question "Shall the amendment be adopted?"

The ayes were, 50:

Anania	Ewell	Logemann	Scott
Andersen	Fisher, C. R.	Mayberry	Skinner
Bennett	Franklin	McElroy	Small
Blouin	Gluba	Moffitt	Stanley
Bray	Husak	Monroe	Stokes
Christensen	Jesse	Nielsen	Tieden
Cochran	Johnston	Norpel	Uban
Curtis	Kelly	Priebe	Waugh
Dougherty	Kennedy	Rodgers	Wells
Doyle	Kinley	Sargisson	Willits
Dunton	Knoblauch	Schmeiser	Winkelman
Edelen	Knoke	Schwartz	Wyckoff
Egenes	Larson		

The nays were, 44:

Alt	Hamilton	Mollett	Sorg
Bergman	Hansen	Nystrom	Strand
Camp	Harbor	Pellett	Stromer
Campbell	Hill	Pierson	Strothman
Clark	Holden	Radl	Taylor
Den Herder	Kehe	Rex	Trowbridge
Drake	Kreamer	Roorda	Varlev
Ellsworth	Kruse	Schroeder	Welden
Fischer, H. O.	Mendenhall	Schwieger	Wirtz
Freeman	Menefee	Shaw	Speaker
Goode	Miller	Siglin	pro tempore
Grassley			

Absent or not voting, 6:

Lawson	McCormick	Patton	Pelton
Lipsky	Middleswart		

The amendment was adopted.

Doyle of Woodbury, District 21, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, by inserting in section one hundred one (101) the following new subsection:

“ ‘Possess’ means either actual or constructive possession.”

The amendment lost.

#### MOTION TO RECONSIDER PREVAILS

Kreamer of Polk, District 63, moved to reconsider the vote by which the amendment filed by Jesse of Polk, District 58, on January 19, 1971, and found on page 118 of the House Journal, was adopted on January 21, 1971.

A non-record roll call was requested.

The ayes were 57, nays 41.

The motion prevailed.

Jesse of Polk, District 58, offered the following amendment filed by him:

Amend Senate File 1 as follows:

1. Page 30, line 4, by striking the words “shall not”, and inserting in lieu thereof the word “may”.
2. Page 30, by striking all of lines 6 and 7 and the words “not ex parte” and inserting in lieu thereof the words “if it appears”.

Jesse of Polk, District 58, offered the following amendment to the amendment, from the floor, and moved its adoption:

Amend the Jesse amendment filed January 19 as follows:

Strike amendment 2 and insert the following:

“Page 30, by striking all in line 6 after the word “indicted” and all of line 7, and the words “not ex parte,” in line 8 and inserting in lieu thereof the words “if it appears”.

The amendment to the amendment was adopted.

Jesse of Polk, District 58, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

## MOTION TO RECONSIDER PREVAILS

Bray of Scott, District 77, moved to reconsider the vote by which the Uban amendment as amended was adopted on January 21, 1971.

The motion prevailed.

Bray of Scott, District 77, moved to reconsider the vote by which the Uban amendment to the Uban amendment, filed on January 18, 1971, was adopted on January 21, 1971.

The motion prevailed.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment to his amendment filed on January 18, 1971.

Uban of Black Hawk, District 38, offered from the floor the following amendment to his amendment, filed by him and Bray of Scott, and moved its adoption:

Amend the Uban amendment of January 18, to Senate File 1, by inserting after the word "arrests" in line 4, the following:

"for any crime, any known unlawful user of the drugs described in Schedule I, II, III, IV, or who arrests".

The amendment to the amendment was adopted.

Uban of Black Hawk, District 38, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Pelton of Clinton, District 74, offered the following amendment filed by him and moved its adoption:

Amend Senate File 1, as amended, passed and reprinted, as follows:

1. Page 7, by inserting in line 28 after the number "(212)" the words "of this Act"
2. Page 17, by inserting in line 31 after the number "(17A)" the words "of the Code".
3. Page 20, by inserting in line 10 after the number "(303)" the words "of this Act"
4. Page 21, by inserting in line 25 after the number "(304)" the words "of this Act"
5. Page 24B, by inserting in line 45 after the number "(308)" the words "of this Act"
6. Page 27, by inserting in line 9 after the number "(1)" the words "of this Act"
7. Page 27, by inserting in line 14 after the second number "(1)" the words "of this Act"
8. Page 27, by inserting in line 17 after the number "(1)" the words "of this Act"
9. Page 27, by inserting in line 19 after the number "(1)" the words "of this Act"

10. Page 27, by inserting in line 24 after the number "(3)" the words "of this Act"
11. Page 27, by inserting in line 27 after the number "(3)" the words "of this Act"
12. Page 30, by inserting in line 18 after the number "(3)" the words "of this Act"
13. Page 32A, by inserting in line 18 after the number "(3)" the words "of this Act"
14. Page 32A, by inserting in line 34 after the number "(3)" the words "of this Act"
15. Page 33, by inserting in line 26 after the number "(8)" the words "of the Code."
16. Page 34, by inserting in line 32 after the number "(501)" the words "of this Act"
17. Page 45, by inserting in line 18 after the number "(8)" the words "of the Code"
18. By renumbering the sections and cross references in accordance with the foregoing amendments.

The amendment was adopted.

Hansen of Black Hawk, District 37, asked and received unanimous consent that the Chief Clerk be authorized to correct the title of Senate File 1.

Hansen of Black Hawk, District 37, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 1)

The ayes were, 99:

Alt	Freeman	McCormick	Schwieger
Anania	Gluba	McElroy	Scott
Andersen	Goode	Mendenhall	Shaw
Bennett	Grassley	Menefee	Siglin
Bergman	Hamilton	Middleswart	Skinner
Blouin	Hansen	Miller	Sorg
Bray	Harbor	Moffitt	Stanley
Camp	Hill	Mollett	Stokes
Campbell	Holden	Monroe	Strand
Christensen	Husak	Nielsen	Stromer
Clark	Jesse	Norpel	Strothman
Cochran	Johnston	Nystrom	Taylor
Curtis	Kehe	Patton	Tieden
Den Herder	Kelly	Pellet	Trowbridge
Dougherty	Kennedy	Pelton	Uban
Doyle	Kinley	Pierson	Varley
Drake	Knoblauch	Priebe	Waugh
Dunton	Knoke	Radl	Welden
Edelen	Kreamer	Rex	Wells
Egenes	Kruse	Rodgers	Willits
Ellsworth	Larson	Roorda	Winkelman
Ewell	Lawson	Sargisson	Wirtz
Fischer, H. O.	Lipsky	Schmeiser	Wyckoff
Fisher, C. R.	Logemann	Schroeder	Speaker
Franklin	Mayberry	Schwartz	pro tempore

The nays were, 1:

Small

Absent or not voting, none.

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

EXPLANATION OF VOTE  
(Senate File 1)

I voted against the drug abuse bill because I was convinced that section 407 as presently written could seriously violate the rights of innocent citizens.

ARTHUR A. SMALL, JR., District 69

REPORTS OF COMMITTEE

Fischer of Grundy, District 35, from the committee on commerce, submitted the following reports:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 2**, a bill for an act relating to warehouse inspection fees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 21**, a bill for an act relating to the use of eminent domain for individual drainage rights, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 23**, a bill for an act relating to the definition of pipeline and pipeline company, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 24**, a bill for an act to exempt certain electric utility projects from petition requirements, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 25**, a bill for an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation, begs leave to report

it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

**Also :**

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 29**, a bill for an act relating to the payment of subsequent damages to property owners, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

**Also :**

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 32**, a bill for an act to remove references to the granting of a franchise to an electric utility company by the county board of supervisors, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

#### AMENDMENT FILED

- 1 Amend House File 15 by adding the following:
- 2 Sec. 3. Section two hundred forty-nine A point three
- 3 (249A.3), subsection two (2), paragraph "a", Code 1971, is
- 4 amended as follows:
- 5 a. Individuals and families whose incomes and resources
- 6 are such that they are eligible or ineligible for old-age
- 7 assistance, aid to dependent children, aid to the disabled,
- 8 or aid to the blind, but who are not actually receiving
- 9 such public assistance.

GOODE of Davis, District 98

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Friday, January 22, 1971.

# JOURNAL OF THE HOUSE

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Twelfth Calendar Day—Ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, JANUARY 22, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Wayne M. Hoffman, pastor of the Westminster Presbyterian Church, Waterloo, Iowa.

Small of Johnson, District 69, asked and received unanimous consent to correct the Journal.

The Journal of January 21, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Ninety-nine members of the Central Junior High Chorus, LeMars Community School, LeMars, Iowa, accompanied by Mr. Moeller, Mr. and Mrs. Murray and Mrs. Swanson. By Stokes of Plymouth, District 2.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 2, 21, 23, 24, 25, 29 and 32, under Rule 35.

## INTRODUCTION OF BILLS

**House File 88**, by Knoblauch, Rodgers, Schmeiser, Taylor, Middleswart, Doyle, McCormick and Ellsworth, a bill for an act relating to deduction of debts for inheritance tax purposes.

Read first time and referred to committee on **ways and means**.

**House File 89**, by Mendenhall, a bill for an act relating to the maximum property tax levy for the county general fund.

Read first time and referred to committee on **ways and means**.

**House File 90**, by Mendenhall, a bill for an act relating to penalties for misuse of firearms.

Read first time and referred to committee on **law enforcement**.

**House File 91**, by Mendenhall, a bill for an act authorizing a property tax levy for county civil defense purposes.

Read first time and referred to committee on **ways and means**.

**House File 92**, by Mayberry, Holden, Jesse and Lipsky (Tapscott, Walsh, Potgeter and Robinson), a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

Read first time and referred to committee on **social services**.

**House File 93**, by Hamilton, a bill for an act relating to hunting and fishing on private property and providing a penalty.

Read first time and referred to committee on **conservation and recreation**.

**House File 94**, by Alt, Dougherty, Stokes, Edelen and Dunton, a bill for an act relating to savings and loan associations.

Read first time and referred to committee on **commerce**.

**House File 95**, by Mendenhall, a bill for an act relating to the contribution ceiling under the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

**House File 96**, by Drake, Fisher of Greene and Shaw (Curran, Smith and Neu), a bill for an act relating to the late vehicle registration penalty.

Read first time and referred to committee on **transportation**.

**House File 97**, by Anania and Fischer of Grundy (Briles, Lamborn and Gaudineer), a bill for an act relating to eligibility for unemployment compensation for veterans.

Read first time and referred to committee on **state government**.

**House File 98**, by Welden, a bill for an act limiting payment of state aid to schools.

Read first time and referred to committee on **schools**.

**House File 99**, by Fischer of Grundy and Skinner, a bill for an act relating to granting of leaves of absence for staff members of the board of regents institutions.

Read first time and referred to committee on **higher education**.



## CAPITOL PLANNING COMMISSION

Speaker Harbor announced the following appointments to the capitol planning commission:

Representative Don D. Alt, Des Moines, to fill the unexpired term of Representative William E. Darrington; term expiring April 30, 1973.

Representative Luvern W. Kehe, Waverly, to fill the unexpired term of Representative Fred B. Hanson; term expiring April 30, 1971.

## ADDITIONAL COPIES

Varley of Adair, District 84, asked and received unanimous consent to have 250 additional copies printed of House File 73.

## MOTION TO RECONSIDER

(Senate File 1)

I move to reconsider the vote by which Senate File 1 passed the House on January 21, 1971.

COCHRAN of Webster, District 29

## MOTION TO RECONSIDER

MR. SPEAKER: I move to reconsider the vote by which the Doyle amendment to Senate File 1, page 31, line 13, filed January 18, 1971, was adopted.

EGENES of Story, District 33

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 31, a bill for an act relating to the interest rates on judgments and decrees.

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

Senate File 35, a bill for an act relating to rates of interest.

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

Senate File 37, a bill for an act providing counties to become associated with the Iowa state association.

CARROLL A. LANE, Secretary

## SENATE MESSAGES CONSIDERED

**Senate File 3**, a bill for an act relating to blood donors.

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

**Senate File 29**, a bill for an act relating to the standard of proof for termination of the parent-child relationship.

Read first time and referred to committee on **judiciary**.

**Senate File 36**, a bill for an act to increase cost of filing of a mechanic's lien.

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

**Senate File 38**, a bill for an act relating to fees charged by county recorders.

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

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 6

Lipsky of Linn, District 46, called up for consideration **House Concurrent Resolution 6**, filed on January 19, 1971, and found on page 111 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 7

Varley of Adair, District 84, called up for consideration **House Concurrent Resolution 7**, filed on January 21, 1971, and found on page 128 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### HOUSE FILE 34 REREFERRED

Drake of Muscatine, District 71, asked and received unanimous consent that **House File 34** be rereferred to the committee on **state government**.

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

The House resumed consideration of **House File 17**, a bill for an act relating to the Iowa development commission corporation.

Winkelman of Calhoun, District 26, offered the following amendment filed by Winkelman, et al., and moved its adoption:

Amend **House File 17** by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section twenty-eight point eleven (28.11), Code 1971, is amended by striking the section and inserting in lieu thereof the following:

"The Iowa development commission is hereby authorized to form a corporation under the provisions of chapter five hundred four (504) of the Code for the purpose of receiving and disbursing funds from public

or private sources to be used to further the overall development and well-being of the state.”

Sec. 2. Sections twenty-eight twelve (28.12) and twenty-eight point thirteen (28.13), Code 1971, are hereby repealed.

Sec. 3. Section twenty-eight point fourteen (28.14), Code 1971, is amended to read as follows:

28.14 The incorporators of the corporation formed under sections twenty-eight point eleven (28.11), twenty-eight point fifteen (28.15) and twenty-eight point sixteen (28.16), shall be:

1. The chairman of the Iowa development commission.
2. The director of the Iowa development commission.
3. A member of the Iowa development commission

selected by the chairman.

Sec. 4. Section twenty-eight point fifteen (28.15), Code 1971, is amended to read as follows:

28.15 The board of directors of the corporation formed under sections twenty-eight point eleven (28.11), twenty-eight point fourteen (28.14) and twenty-eight point sixteen (28.16) shall be the members of the Iowa development commission or their successors in office.

Sec. 5. Section twenty-eight point sixteen (28.16), Code 1971, is amended to read as follows:

28.16 The corporation formed under section twenty-eight point eleven (28.11), twenty-eight point fourteen (28.14) and twenty-eight point fifteen (28.15) is hereby authorized to accept grants of money or property from the federal government or any other source and may upon its own order use its money, property or other resources for any of the purposes herein.

The amendment was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 17)

The ayes were, 91:

Alt	Dougherty	Grassley	Knoke
Anania	Doyle	Hamilton	Kreamer
Andersen	Drake	Hansen	Kruse
Bergman	Edelen	Hill	Larson
Blouin	Egenes	Holden	Lawson
Bray	Ellsworth	Husak	Mayberry
Camp	Ewell	Jesse	McCormick
Campbell	Fischer, H. O.	Johnston	McElroy
Christensen	Fisher, C. R.	Kehe	Mendenhall
Clark	Franklin	Kelly	Menefee
Cochran	Freeman	Kennedy	Middleswart
Curtis	Gluba	Kinley	Miller
Den Herder	Goode	Knoblauch	Moffitt

Monroe	Roorda	Sorg	Varley
Nielsen	Sargisson	Stanley	Waugh
Norpel	Schmeiser	Stokes	Welden
Nystrom	Schroeder	Strand	Wells
Pellett	Schwartz	Stromer	Willits
Pierson	Schwieger	Strothman	Winkelman
Priebe	Scott	Taylor	Wirtz
Radl	Shaw	Tieden	Wyckoff
Rex	Siglin	Trowbridge	Mr. Speaker
Rodgers	Small	Uban	

The nays were, none.

Absent or not voting, 9:

Bennett	Logemann	Mollett	Pelton
Dunton	Millen	Patton	Skinner
Lipsky			

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

#### HOUSE FILE 15 DEFERRED

**House File 15**, a bill for an act relating to eligibility of welfare recipients, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by him and moved its adoption:

Amend House File 15, page 2, line 5, by striking the words "five hundred dollars for a single person or one" and inserting in lieu thereof the words "one thousand dollars for a single person or two".

The amendment was adopted.

Holden of Scott, District 75, asked and received unanimous consent to withdraw the amendment filed by the committee on social services on January 19, 1971, and found on page 118 of the House Journal.

Holden of Scott, District 75, asked and received unanimous consent that **House File 15** be deferred and that the bill retain its place on the calendar.

#### SENATE FILE 3 SUBSTITUTED FOR HOUSE FILE 41

Middleswart of Warren, District 93, asked and received unanimous consent to substitute **Senate File 3** for **House File 41**.

**Senate File 3**, a bill for an act relating to blood donors, was taken up for consideration.

Middleswart of Warren, District 93, moved that the bill be read

a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 3)

The ayes were, 92:

Alt	Franklin	Mayberry	Schwieger
Anania	Freeman	McCormick	Scott
Andersen	Gluba	McElroy	Shaw
Bergman	Goode	Mendenhall	Siglin
Blouin	Grassley	Menefee	Small
Bray	Hamilton	Middleswart	Sorg
Camp	Hansen	Millen	Stanley
Campbell	Hill	Miller	Stokes
Christensen	Holden	Moffitt	Strand
Clark	Husak	Monroe	Stromer
Cochran	Jesse	Nielsen	Strothman
Curtis	Johnston	Norpel	Taylor
Den Herder	Kehe	Nystrom	Tieden
Dougherty	Kelly	Pellet	Trowbridge
Doyle	Kennedy	Pierson	Uban
Drake	Kinley	Priebe	Varley
Dunton	Knoblauch	Radl	Waugh
Edelen	Knoke	Rodgers	Wells
Egenes	Kreamer	Roorda	Willits
Ellsworth	Kruse	Sargisson	Winkelman
Ewell	Larson	Schmeiser	Wirtz
Fischer, H. O.	Lawson	Schroeder	Wyckoff
Fisher, C. R.	Lipsky	Schwartz	Mr. Speaker

The nays were, none.

Absent or not voting, 8:

Bennett	Mollett	Pelton	Skinner
Logemann	Patton	Rex	Welden

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

#### HOUSE FILE 41 WITHDRAWN

Middleswart of Warren, District 93, asked and received unanimous consent to withdraw **House File 41** from further consideration by the House.

**House File 42**, a bill for an act relating to shorthand notes of court reporters, with report of committee recommending passage, was taken up for consideration.

Doyle of Woodbury, District 21, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 42)

The ayes were, 91:

Alt	Franklin	McElroy	Scott
Anania	Freeman	Mendenhall	Shaw
Andersen	Gluba	Menefee	Siglin
Bergman	Goode	Middleswart	Small
Blouin	Hamilton	Millen	Sorg
Bray	Hansen	Miller	Stanley
Camp	Hill	Moffitt	Stokes
Campbell	Holden	Monroe	Strand
Christensen	Husak	Nielsen	Stromer
Clark	Jesse	Norpel	Strothman
Cochran	Johnston	Nystrom	Taylor
Curtis	Kehe	Pellett	Tieden
Den Herder	Kelly	Pierson	Trowbridge
Dougherty	Kennedy	Priebe	Uban
Doyle	Knoblauch	Radl	Varley
Drake	Knoke	Rex	Waugh
Dunton	Kreamer	Rodgers	Welden
Edelen	Kruse	Roorda	Willits
Egenes	Larson	Sargisson	Winkelman
Ellsworth	Lawson	Schmeiser	Wirtz
Ewell	Lipsky	Schroeder	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker
Fisher, C. R.	McCormick	Schwieger	

The nays were, none.

Absent or not voting, 9:

Bennett	Logemann	Patton	Skinner
Grassley	Mollett	Pelton	Wells
Kinley			

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

#### HOUSE FILE 37 DEFERRED

**House File 37**, a bill for an act authorizing a public agency to dispose of an interest in property, with report of committee recommending passage, was taken up for consideration.

Winkelman of Calhoun, District 26, moved that House File 37 be rereferred to the committee on state government.

Blouin of Dubuque, District 49, moved, as a substitute motion, that House File 37 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 70, nays 14.

The motion prevailed and House File 37 was deferred.

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of **House Files 84, 85 and 86**.

## SENATE FILE 36 SUBSTITUTED FOR HOUSE FILE 84

Rex of Hamilton, District 31, asked and received unanimous consent to substitute **Senate File 36** for **House File 84**.

**Senate File 36**, a bill for an act to increase cost of filing of a mechanic's lien, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 36)

The ayes were, 88:

Alt	Franklin	Mendenhall	Shaw
Anania	Freeman	Menefee	Siglin
Andersen	Gluba	Middleswart	Small
Bergman	Goode	Millen	Sorg
Blouin	Hamilton	Miller	Stanley
Bray	Hansen	Moffitt	Stokes
Camp	Hill	Monroe	Strand
Campbell	Holden	Nielsen	Stromer
Christensen	Johnston	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kinley	Pierson	Trowbridge
Den Herder	Knoblauch	Priebe	Uban
Dougherty	Knoke	Radl	Varley
Doyle	Kreamer	Rex	Waugh
Drake	Kruse	Rodgers	Welden
Dunton	Larson	Roorda	Wells
Edelen	Lawson	Sargisson	Willits
Egenes	Lipsky	Schroeder	Winkelman
Ellsworth	Mayberry	Schwartz	Wirtz
Fischer, H. O.	McCormick	Schwieger	Wyckoff
Fisher, C. R.	McElroy	Scott	Mr. Speaker

The nays were, 4:

Husak	Jesse	Kennedy	Schmeiser
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Absent or not voting, 8:

Bennett	Grassley	Mollett	Pelton
Ewell	Logemann	Patton	Skinner

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

## HOUSE FILE 84 WITHDRAWN

Rex of Hamilton, District 31, asked and received unanimous consent to withdraw **House File 84** from further consideration by the House.

## SENATE FILE 38 SUBSTITUTED FOR HOUSE FILE 85

Rex of Hamilton, District 31, asked and received unanimous consent to substitute **Senate File 38** for **House File 85**.

**Senate File 38**, a bill for an act relating to fees charged by county recorders, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 38)

The ayes were, 75:

Alt	Gluba	Middleswart	Shaw
Anania	Grassley	Millen	Siglin
Andersen	Hamilton	Miller	Small
Bergman	Hansen	Monroe	Sorg
Camp	Hill	Nielsen	Stanley
Christensen	Holden	Norpel	Stokes
Clark	Kehe	Nystrom	Strand
Cochran	Knoblauch	Pellett	Stromer
Curtis	Knoke	Pierson	Strothman
Den Herder	Kreamer	Priebe	Tieden
Dougherty	Kruse	Radl	Trowbridge
Doyle	Larson	Rex	Varley
Drake	Lawson	Rodgers	Waugh
Dunton	Lipsky	Roorda	Wells
Edelen	Mayberry	Sargisson	Winkelman
Egenes	McCormick	Schroeder	Wirtz
Ellsworth	McElroy	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Freeman	Menefee	Scott	

The nays were, 17:

Blouin	Goode	Kelly	Schmeiser
Bray	Husak	Kennedy	Taylor
Campbell	Jesse	Kinley	Welden
Fischer, H. O.	Johnston	Moffitt	Willits
Franklin			

Absent or not voting, 8:

Bennett	Logemann	Patton	Skinner
Ellwell	Mollett	Pelton	Uban

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

## HOUSE FILE 85 WITHDRAWN

Rex of Hamilton, District 31, asked and received unanimous consent to withdraw **House File 85** from further consideration by the House.

**House File 86**, a bill for an act relating to deposits of public funds, was taken up for consideration.



Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 86)

The ayes were, 85:

Alt	Freeman	McCormick	Schwieger
Anania	Gluba	McElroy	Scott
Andersen	Goode	Mendenhall	Shaw
Bergman	Grassley	Menefee	Siglin
Blouin	Hamilton	Middleswart	Stanley
Bray	Hansen	Millen	Stokes
Camp	Hill	Miller	Strand
Campbell	Holden	Monroe	Strothman
Christensen	Husak	Nielsen	Taylor
Clark	Jesse	Norpel	Tieden
Cochran	Johnston	Nystrom	Trowbridge
Curtis	Kehe	Pellett	Uban
Den Herder	Kelly	Priebe	Varley
Dougherty	Kennedy	Radl	Waugh
Doyle	Kinley	Rex	Welden
Drake	Knoblauch	Rodgers	Wells
Dunton	Knoke	Roorda	Willits
Edelen	Kreamer	Sargisson	Winkleman
Ellsworth	Kruse	Schmeiser	Wirtz
Fischer, H. O.	Larson	Schroeder	Wyckoff
Fisher, C. R.	Lawson	Schwartz	Mr. Speaker
Franklin			

The nays were, 2:

Pierson                      Stromer

Absent or not voting, 13:

Bennett	Logemann	Mollett	Skinner
Egenes	Mayberry	Patton	Small
Ewell	Moffitt	Pelton	Sorg
Lipsky			

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

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Joint Resolution 1.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

**BILL SIGNED BY THE SPEAKER**

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House Joint Resolution 1.

**HOUSE JOINT RESOLUTION  
SENT TO THE SECRETARY OF THE STATE**

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 22nd day of January, 1971, sent to the Secretary of State for deposit and official distribution: **House Joint Resolution 1.**

ELIZABETH R. MILLER, Chairman

Report adopted.

**AMENDMENTS FILED.**

- 1 Amend Senate File 1, as amended, passed and reprinted, by
- 2 adding to the end of section 407 as contained in the amendment
- 3 filed by Pelton on January 21, 1971, found on page 133 of the
- 4 House Journal, the following:
- 5 "Court costs incurred in the prosecution of any person
- 6 charged with violation of this section shall be taxed against
- 7 the defendants who are found guilty of violating this section.
- 8 If no defendant is found guilty of violating this section, or
- 9 if the court costs are not satisfied by the defendants, the
- 10 court costs shall be paid by the state of Iowa."

PRIEBE of Kossuth, District 6

- 1 Amend the amendment to Senate File 1, filed by Doyle of
- 2 Woodbury on January 18, to line 13, page 31, by striking the
- 3 word "A" and inserting in lieu thereof the words "An
- 4 indigent".

EGENES of Story, District 33  
CLARK of Lee, District 100

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, January 25, 1971.

# JOURNAL OF THE HOUSE

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Fifteenth Calendar Day—Tenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, JANUARY 25, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Hugh Shiveley, pastor of the First Baptist Church, Grinnell, Iowa.

The Journal of Friday, January 22, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Waugh of Monona, District 27, on request of Andersen of Woodbury, District 23; Ewell of Black Hawk, District 39, for January 25, 26, and 27 on request of Cochran of Webster, District 29; Bennett of Polk, District 59, on request of Blouin of Dubuque, District 49; Freeman of Buena Vista, District 15, on request of Strand of Poweshiek, District 68.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-eight fifth grade students from Dunlap School, Des Moines, Iowa, accompanied by their teacher, Betty Roberson. By Anania of Polk, District 65.

Ten Boy Scouts from Troop 320, First Congregational Church, Marshalltown, Iowa, accompanied by their leader, Ed Adams. By Miller of Marshall, District 36.

## PETITIONS FILED

The following petitions were received and placed on file:

By Willits of Polk, District 57, from fifty-five residents favoring a property tax freeze for three years or until such time as some additional means is devised to raise funds for school taxes.

By Stanley of Linn, District 45, from six hundred sixty-four residents of Linn County opposing the legalization of abortion.

## INTRODUCTION OF BILLS

**House File 100**, by Sorg, Camp, Lawson, Mendenhall, Stokes, Kreamer and Winkelman, a bill for an act relating to bank offices.

Read first time and referred to committee on **commerce**.

**House File 101**, by Doyle, a bill for an act relating to attorneys and counselors.

Read first time and referred to committee on **judiciary**.

**House File 102**, by Mayberry, a bill for an act relating to unemployment compensation benefits.

Read first time and referred to committee on **state government**.

**House File 103**, by committee on county government, a bill for an act relating to the dates of settlement with county treasurers and boards of supervisors.

Read first time and placed on the calendar.

**House File 104**, by Schroeder, Logemann, Christensen, Kehe, Knoke, Rex, Schmeiser and Radl, a bill for an act relating to county liability on property bought at a tax sale.

Read first time and referred to committee on **county government**.

**House File 105**, by Alt (Conklin), a bill for an act relating to the tort liability of school districts and other governmental subdivisions.

Read first time and referred to committee on **judiciary**.

**House File 106**, by Stromer (Ollenburg), a bill for an act relating to temporary registration of snowmobiles.

Read first time and referred to committee on **conservation and recreation**.

**House File 107**, by Stokes, Dougherty and Strand (Van Gilst and Sullivan), a bill for an act relating to the use of school lunch facilities by senior citizen organizations.

Read first time and referred to committee on **schools**.

**House File 108**, by Goode, a bill for an act to enable the State of Iowa to secure the benefit of funds allotted to this state by the federal government for street and highway work, to authorize the state highway commission to cooperate with the federal government in the expenditure of such funds, and to provide a means for making prompt payment on such work.

Read first time and referred to committee on **transportation**.

## SENATE MESSAGES CONSIDERED

**Senate File 31**, a bill for an act relating to the interest rates on judgments and decrees.

Read first time and referred to committee on **judiciary**.

**Senate File 35**, a bill for an act relating to the rates of interest and interest penalty for the redemption of real property.

Read first time and referred to committee on **county government**.

**Senate File 37**, a bill for an act to permit counties to become associated with the Iowa state association of counties.

Read first time and referred to committee on **county government**.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 63, a bill for an act relating to the dates of settlement with county treasurers and boards of supervisors.

CARROLL A. LANE, Secretary

## HOUSE CONCURRENT RESOLUTION 8

By Dunton, Middleswart,  
Den Herder and Holden

*Whereas*, Iowa was one of the pioneer states in establishing a public program of vocational rehabilitation, in cooperation with the Federal Government, to restore handicapped men and women to useful lives and remunerative employment; and

*Whereas*, the Iowa vocational rehabilitation program administered by the State Department of Public Instruction is currently observing the fiftieth anniversary of its inception in 1921; and

*Whereas*, the history of the Iowa vocational rehabilitation program during the past fifty years is filled with achievements of thousands of disabled men and women who have overcome their handicaps and often have turned their handicaps into vocational assets; and

*Whereas*, in this, the Golden Year of the public vocational rehabilitation program in Iowa, new opportunities for rehabilitation are being extended to the severely disabled and others who can benefit from self-help services; and

*Whereas*, the opening of the expanded vocational rehabilitation center on the Capitol grounds and the Commemorative Program to be held there on February 4, 1971, is another milestone in providing greater opportunities for enabling handicapped citizens to become personally independent and self supporting; now, therefore,

*Be It Resolved by the House, the Senate Concurring*, That the Sixty-fourth General Assembly recognizes the contributions that rehabilitated men and women have made and are continuing to make to our society and

congratulates the Iowa State Department of Public Instruction and its Vocational Rehabilitation Branch upon the GOLDEN ANNIVERSARY of their vocational rehabilitation program; and

*Be It Further Resolved*, that the Chief Clerk of the House of Representatives be directed to forward copies of this resolution to the Iowa State Department of Public Instruction, the President of the Iowa Rehabilitation Association, and to the Regional Director of the United States Department of Health, Education, and Welfare, Kansas City, Missouri.

Laid over under Rule 25.

### ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Schroeder of Pottawattamie, District 54, called up for consideration **House Concurrent Resolution 3**, filed on January 13, 1971, and found on page 65 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

### CONSIDERATION OF BILLS REGULAR CALENDAR

**House File 87**, a bill for an act relating to notification of property owners regarding assessment rolls, was taken up for consideration.

Menefee of Fayette, District 19, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 87)

The ayes were, 62:

Alt	Holden	Monroe	Siglin
Andersen	Husak	Nielsen	Skinner
Cochran	Kinley	Norpel	Small
Curtis	Knoblauch	Nystrom	Stanley
Den Herder	Knoke	Patton	Stokes
Dougherty	Kreamer	Pelton	Strand
Drake	Kruse	Pierson	Stromer
Dunton	Larson	Rex	Strothman
Edelen	Mayberry	Roorda	Taylor
Egenes	McElroy	Sargisson	Tieden
Ellsworth	Mendenhall	Schmeiser	Trowbridge
Gluba	Menefee	Schroeder	Uban
Goode	Middleswart	Schwartz	Varley
Hamilton	Millen	Schwieger	Wyckoff
Hansen	Miller	Scott	Mr. Speaker
Hill	Mollett		

The nays were, 28:

Anania	Doyle	Kennedy	Rodgers
Bergman	Fischer, H. O.	Logemann	Sorg
Blouin	Fisher, C. R.	McCormick	Welden
Bray	Franklin	Moffitt	Wells
Campbell	Grassley	Pellett	Willits
Christensen	Jesse	Priebe	Winkelman
Clark	Johnston	Radl	Wirtz

Absent or not voting, 10:

Bennett	Freeman	Lawson	Shaw
Camp	Kehe	Lipsky	Waugh
Ewell	Kelly		

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

**RECONSIDERATION OF VOTE**  
(Senate File 1)

Cochran of Webster, District 29, called up for consideration the motion to reconsider, filed on January 22, 1971, and found on page 145 of the House Journal, and moved to reconsider the vote by which **Senate File 1**, a bill for an act relating to the regulation and control of certain substances, passed the House on January 21, 1971.

A non-record roll call was requested.

The ayes were 87, nays none.

The motion prevailed.

Cochran of Webster, District 29, moved that the vote by which Senate File 1 was placed on its last reading be reconsidered.

The motion prevailed.

Pelton of Clinton, District 74, moved to reconsider the vote by which the amendment filed by him on January 21, 1971, and found on page 133 of the House Journal, was adopted.

The motion prevailed.

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw his amendment, filed on January 21, 1971.

Pelton of Clinton, District 74, offered the following amendment filed by him:

Amend Senate File 1, as amended, passed and reprinted, as follows:

1. Page 27, by striking lines 28 through 35.
2. Page 28, by striking lines 1 through 35.
3. Page 29A, by striking lines 1 through 31 and

inserting the following new section:

**"Sec. 407. GATHERINGS WHERE CONTROLLED SUBSTANCES UNLAWFULLY USED—PENALTIES.**

It is unlawful for any person to sponsor, promote, or aid, or assist in the sponsoring or promoting of a meeting, gathering, or assemblage with the knowledge or intent that a controlled substance be there distributed, used or possessed, in violation of this Act.

Any person who violates this section and where the controlled substance is any one other than marijuana is

guilty of a public offense and upon conviction shall be punished by imprisonment in the penitentiary for not to exceed five years or by a fine of not to exceed ten thousand dollars or by both such imprisonment and fine.

Any person who violates this section, and where the controlled substance is marijuana only, is guilty of a public offense and upon conviction shall be punished by imprisonment in the county jail for not to exceed one year or by fine of not to exceed one thousand dollars or by both such fine and imprisonment.

The district court shall grant an injunction barring a meeting, gathering, or assemblage if upon hearing the court finds that the sponsors or promoters of the meeting, gathering, or assemblage have not taken reasonable means to prevent the unlawful distribution, use or possession of a controlled substance. Further injunctive relief may be granted against all persons furnishing goods or services to such meeting, gathering, or assemblage.

The district court may, upon application and a showing of one or more of the grounds provided in section 639.3 of the Code, grant to the state or governmental subdivision thereof a writ of attachment, ex parte, without bond, in an amount necessary to secure the payment of any fine that may be imposed and the payment of costs. The reasonable expense to the state and governmental subdivisions thereof to provide the necessary law enforcement resulting from a meeting, gathering or assemblage held in violation of this section may be taxed as costs in the criminal action.

Small of Johnson, District 69, offered the following amendment to the amendment from the floor and moved its adoption:

Amend the Pelton amendment to Senate File 1, filed January 21, to pages 27, 28, and 29A, by inserting after the word "person" in line 9, the words ", for commercial purposes,".

Roll call was requested by Small of Johnson, District 69, and Johnston of Johnson, District 70.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 16:

Bray	Johnston	McCormick	Schwartz
Franklin	Kennedy	Patton	Skinner
Gluba	Larson	Radl	Small
Husak	Mayberry	Schmeiser	Wyckoff



The nays were, 75:

Alt	Fisher, C. R.	Millen	Siglin
Anania	Goode	Miller	Sorg
Andersen	Grassley	Moffitt	Stanley
Bergman	Hamilton	Mollett	Stokes
Blouin	Hansen	Monroe	Strand
Campbell	Hill	Nielsen	Stromer
Christensen	Holden	Norpel	Strothman
Clark	Kelly	Nystrom	Taylor
Cochran	Kinley	Pellett	Tieden
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kreamer	Priebe	Varley
Doyle	Kruse	Rodgers	Welden
Drake	Lipsky	Roorda	Wells
Dunton	Logemann	Sargisson	Willits
Edelen	McElroy	Schroeder	Winkelman
Egenes	Mendenhall	Schwieger	Wirtz
Ellsworth	Menefee	Scott	Mr. Speaker
Fischer, H. O.	Middleswart	Shaw	

Absent or not voting, 9:

Bennett	Freeman	Kehe	Rex
Camp	Jesse	Lawson	Waugh
Ewell			

The amendment to the amendment lost.

Priebe of Kossuth, District 6, offered the following amendment filed by him:

Amend Senate File 1, as amended, passed and reprinted, by adding to the end of section 407 as contained in the amendment filed by Pelton on January 21, 1971, found on page 133 of the House Journal, the following:

"Court costs incurred in the prosecution of any person charged with violation of this section shall be taxed against the defendants who are found guilty of violating this section. If no defendant is found guilty of violating this section, or if the court costs are not satisfied by the defendants, the court costs shall be paid by the state of Iowa."

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw his amendment.

Priebe of Kossuth, District 6, offered the following amendment to the amendment from the floor and moved its adoption:

Amend Senate File 1, as amended, passed and reprinted, by adding to the end of section 407 as contained in the amendment filed by Pelton on January 21, 1971, found on page 133 of the House Journal, the following:

"Court costs and court-appointed attorney fees incurred in the prosecution of any person charged with violation of this Act shall be taxed against the defendants who are found guilty of violating this section. If no defendant is found guilty of violating this section, or if the court costs and court-appointed attorney fees are not satisfied by the

defendants, the court costs and court-appointed attorney fees shall be paid by the state of Iowa."

Roll call was requested by Priebe of Kossuth, District 6, and Johnston of Johnson, District 70.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 52:

Anania	Holden	Mollett	Skinner
Bergman	Husak	Monroe	Small
Blouin	Jesse	Patton	Sorg
Bray	Johnston	Pellett	Stanley
Christensen	Kennedy	Priebe	Stokes
Cochran	Kinley	Radl	Strothman
Den Herder	Knoblauch	Rodgers	Taylor
Dougherty	Larson	Roorda	Tieden
Doyle	Logemann	Sargisson	Uban
Dunton	Mayberry	Schmeiser	Wells
Edelen	McCormick	Schwartz	Willits
Franklin	Middleswart	Scott	Winkelman
Gluba	Moffitt	Siglin	Wyckoff

The nays were, 40:

Alt	Goode	McElroy	Schroeder
Andersen	Grassley	Mendenhall	Schwieger
Campbell	Hamilton	Menefee	Shaw
Clark	Hansen	Millen	Strand
Curtis	Hill	Miller	Stromer
Drake	Kelly	Nielsen	Trowbridge
Egenes	Knoke	Nystrom	Varley
Ellsworth	Kreamer	Pelton	Welden
Fischer, H. O.	Kruse	Pierson	Wirtz
Fisher, C. R.	Lipsky	Rex	Mr. Speaker

Absent or not voting, 8:

Bennett	Ewell	Kehe	Norpel
Camp	Freeman	Lawson	Waugh

The amendment to the amendment was adopted.

Pelton of Clinton, District 74, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Egenes of Story, District 33, called up for consideration her motion to reconsider the vote, filed January 22, 1971, by which the amendment filed by Doyle of Woodbury, District 21, to page 31, line 13, of Senate File 1, was adopted on January 21, 1971.

The motion prevailed.

Egenes of Story, District 33, asked and received unanimous consent to withdraw the amendment filed by her on January 22, 1971, and found on page 154 of the House Journal.

Doyle of Woodbury, District 21, asked and received unanimous consent to withdraw the amendment filed by him to page 31, line 13, of Senate File 1 and found on page 137 of the House Journal.

Egenes of Story, District 33, offered the following amendment from the floor, filed by her and Doyle of Woodbury, District 21, and moved its adoption:

Amend Senate File 1, as amended and passed by the Senate and reprinted, by inserting in page 31, after the period in line 13, the following: "A person committed under this subsection who is not possessed of sufficient income or estate to enable him to make payment of the costs of such treatment in whole or in part shall be considered a state patient. The determination of ability to pay shall be made by the court within criteria set by the state department of health. The court shall require the patient, or his parent, guardian, or custodian to complete under oath a detailed financial statement. The court may enter appropriate orders requiring the patient to reimburse the state agency charged with the costs."

The amendment was adopted.

Hansen of Black Hawk, District 37, offered the following amendment from the floor and moved its adoption:

Amend the title to Senate File 1, as amended and passed by the Senate and reprinted, by striking all of the title after the word "control" in line 1 and inserting in lieu thereof the following: "of certain drugs and other substances affecting the public health, herein designated as controlled substances, and providing procedures for enforcement and penalties.

The amendment was adopted.

Hansen of Black Hawk, District 37, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 1)

The ayes were, 94:

Alt	Doyle	Hansen	Kruse
Anania	Drake	Hill	Larson
Andersen	Dunton	Holden	Lipsky
Bergman	Edelen	Husak	Logemann
Blouin	Egenes	Jesse	Mayberry
Bray	Ellsworth	Johnston	McCormick
Campbell	Fischer, H. O.	Kehe	McElroy
Christensen	Fisher, C. R.	Kelly	Mendenhall
Clark	Franklin	Kennedy	Menefee
Cochran	Gluba	Kinley	Middleswart
Curtis	Goode	Knoblauch	Millen
Den Herder	Grassley	Knoke	Miller
Dougherty	Hamilton	Kreamer	Moffitt

Mollett	Rex	Skinner	Uban
Monroe	Rodgers	Small	Varley
Nielsen	Roordra	Sorg	Welden
Norpel	Sargisson	Stanley	Wells
Nystrom	Schmeiser	Stokes	Willits
Patton	Schroeder	Strand	Winkelman
Pellett	Schwartz	Stromer	Wirtz
Pelton	Schwieger	Strothman	Wyckoff
Pierson	Scott	Taylor	Mr. Speaker
Priebe	Shaw	Tieden	
Radl	Siglin	Trowbridge	

The nays were, none.

Absent or not voting, 6:

Bennett	Ewell	Lawson	Waugh
Camp	Freeman		

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

#### AMENDMENTS FILED

1 Amend House File 37 by adding the following new sections:

2 Sec. 2. Section two hundred ninety-seven point twenty-two  
3 (297.22), Code 1971, is amended by adding the following new  
4 paragraph:

5 "The board of directors of any school corporation may,  
6 subject to sections two hundred ninety-seven point twenty-three  
7 (297.23) and two hundred ninety-seven point twenty-four (297.24)  
8 of the Code, sell, lease, or dispose of real estate upon which a  
9 structure has been erected by students as part of a regular course  
10 of study. The board may also, subject to sections two hundred  
11 ninety-seven point twenty-three (297.23) and two hundred ninety-  
12 seven point twenty-four (297.24) of the Code, sell or dispose of  
13 other property exceeding the limits specified in this section,  
14 which has been constructed or reconstructed by students as a  
15 part of a regular course of study."

16 Sec. 3. Any sales of property described by section two (2)  
17 of this Act, made prior to the effective date of this Act, which  
18 were made in the manner authorized by section two (2) of this Act,  
19 shall be deemed to have been made in compliance with the provi-  
20 sions of this Act and to this extent the provisions of this Act  
21 are retroactive.

22 Sec. 4. This Act, being deemed of immediate importance,  
23 shall take effect and be in force from and after its publication  
24 in The Telegraph-Herald, a newspaper published in Dubuque, Iowa,  
25 and in The Cascade Pioneer-Advertiser, a newspaper published in

Page 2

1 Cascade, Iowa.

BLOUIN of Dubuque, District 49

1 Amend House File 37 as follows:

2 Strike all of lines 6 through 11 and insert the following:

3 "A local unit of government may sell, lease, give or  
4 grant any interest in real property to any other local unit

5 of government provided that the real property is within the  
6 jurisdiction of the grantor and grantee."

ANDERSEN of Woodbury, District 23

1 Amend House File 49 as follows:

2 1. Page 1, by striking from line 11 the word "*shall*" and  
3 inserting in lieu thereof the word "*may*".

4 2. Page 1, by striking from line 11 the word "*approximately*"  
5 and inserting in lieu thereof the words "*at least*".

MIDDLESWART of Warren, District 93

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, January 26, 1971.

# JOURNAL OF THE HOUSE

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Sixteenth Calendar Day—Eleventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JANUARY 26, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Sister Mary Agnes, president of Mount Mercy College, Cedar Rapids, Iowa.

The Journal of Monday, January 25, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Anania of Polk, District 65, on request of Blouin of Dubuque, District 49; Bennett of Polk, District 59, for January 26, 27 and 28, 1971, on request of Kinley of Polk, District 66.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-eight fifth and sixth grade students from Monroe School, Des Moines, Iowa, accompanied by their teachers, Mrs. Blum and Mrs. Burkhart. By Polk County delegation.

Forty-eight fifth grade students from St. Mary's School, Martensdale, Iowa, accompanied by their teachers, Mr. Harvey, Mrs. Beitz and Mrs. Morris. By Middleswart of Warren, District 93.

## ADOPTION OF HOUSE RESOLUTION 3

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of **House Resolution 3** and moved its adoption:

## HOUSE RESOLUTION 3

By Cochran and Varley

*Whereas*, the membership of the House of Representatives of the Sixty-fourth General Assembly has learned with great sorrow of the passing of Mr. Vernon A. Ewell of Omaha, Nebraska, father of Representative Vernon A. Ewell, the gentleman from Black Hawk County, now therefore,

*Be It Resolved*, that each member of the House hereby wishes to express to Mr. Ewell our personal sympathy in the loss of his father, Mr. Vernon Ewell.

Motion prevailed and the resolution was adopted.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 8

Dunton of Keokuk, District 88, called up for consideration **House Concurrent Resolution 8**, filed on January 25, 1971, and found on pages 157 and 158 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution 6, commending General Joseph G. May, Colonel Eric P. Berner, and the Iowa National Guard on the inauguration.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 7, providing for Governor Robert D. Ray to be invited to present his budget message at a joint convention on January 27, 1971.

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

House File 86, a bill for an act relating to deposits of public funds.

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

House File 87, a bill for an act relating to notification of property owners.

CARROLL A. LANE, Secretary

#### SENATE MESSAGE CONSIDERED

**Senate File 63**, a bill for an act relating to the dates of settlement with county treasurers and boards of supervisors.

Read first time and referred to committee on **county government**.

#### INTRODUCTION OF BILLS

**House File 109**, by Mendenhall, Pierson, Menefee, Tieden and Waugh, a bill for an act relating to the method of selection and term of office of the members of the state board of public instruction and the state superintendent of public instruction.

Read first time and referred to committee on **schools**.

**House File 110**, by Mendenhall, a bill for an act relating to benefits afforded and premiums charged to accident and health insurance subscribers.

Read first time and referred to committee on **commerce**.

**House File 111**, by Bray, Gluba and Willits (Tapscott), a bill for an act relating to the referendum for approval of low-rent housing projects.

Read first time and referred to committee on **human and industrial relations**.

**House File 112**, by Kehe, Millen, Edelen, Goode, Welden and Mendenhall, a bill for an act authorizing the use of bid bonds in lieu of certified or cashiers' checks.

Read first time and referred to committee on **commerce**.

**House File 113**, by Alt, Hill and Kreamer (Milligan and Carlson), a bill for an act relating to the establishment of a municipal tax relief fund.

Read first time and referred to committee on **ways and means**.

**House File 114**, by Menefee, a bill for an act relating to specifications and standards for cheese and cheese products.

Read first time and referred to committee on **agriculture**.

#### HOUSE FILE 97 AND HOUSE FILE 102 REREFERRED

The Speaker announced that **House File 97** and **House File 102** previously referred to the committee on state government are referred to committee on **human and industrial relations**.

#### HOUSE FILE 8 REREFERRED

Alt of Polk, District 61, asked and received unanimous consent that **House File 8** be rereferred to the committee on **appropriations**.

#### HOUSE FILE 21 REREFERRED

Holden of Scott, District 75, asked and received unanimous consent that **House File 21** be rereferred to the committee on **commerce**.

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

**House File 23**, a bill for an act relating to the definition of pipe-



line and pipeline company, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 23)

The ayes were, 89:

Alt	Goode	Middleswart	Scott
Andersen	Hamilton	Millen	Shaw
Bergman	Hansen	Miller	Siglin
Blouin	Hill	Moffitt	Small
Bray	Holden	Mollett	Sorg
Campbell	Husak	Monroe	Stanley
Christensen	Johnston	Nielsen	Stokes
Clark	Kehe	Norpel	Strand
Cochran	Kelly	Nystrom	Strothman
Curtis	Kennedy	Patton	Taylor
Den Herder	Kinley	Pellett	Tieden
Dougherty	Knoke	Pelton	Trowbridge
Doyle	Kreamer	Pierson	Uban
Drake	Kruse	Priebe	Varley
Dunton	Larson	Rex	Waugh
Edelen	Lipsky	Rodgers	Welden
Egenes	Logemann	Roorda	Wells
Ellsworth	Mayberry	Sargisson	Willits
Fischer, H. O.	McCormick	Schmeiser	Winkelman
Fisher, C. R.	McElroy	Schroeder	Wirtz
Franklin	Mendenhall	Schwartz	Wyckoff
Freeman	Menefee	Schwieger	Mr. Speaker
Gluba			

The nays were, none.

Absent or not voting, 11:

Anania	Ewell	Knoblauch	Skinner
Bennett	Grassley	Lawson	Stromer
Camp	Jesse	Radl	

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

**House File 25**, a bill for an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 25)

The ayes were, 88:

Alt	Goode	Middleswart	Scott
Andersen	Hamilton	Millen	Shaw
Bergman	Hansen	Miller	Siglin
Blouin	Hill	Moffitt	Sorg
Bray	Holden	Mollett	Stanley
Campbell	Husak	Monroe	Stokes
Christensen	Johnston	Nielsen	Strand
Clark	Kehe	Norpel	Stromer
Cochran	Kelly	Nystrom	Strothman
Curtis	Kennedy	Patton	Taylor
Den Herder	Kinley	Pellett	Tieden
Dougherty	Knoke	Pelton	Trowbridge
Doyle	Kreamer	Pierson	Uban
Drake	Kruse	Priebe	Varley
Dunton	Larson	Rex	Waugh
Edelen	Lipsky	Rodgers	Welden
Egenes	Logemann	Roorda	Wells
Ellsworth	Mayberry	Sargisson	Willits
Fischer, H. O.	McCormick	Schmeiser	Winkelman
Fisher, C. R.	McElroy	Schroeder	Wirtz
Franklin	Mendenhall	Schwartz	Wyckoff
Freeman	Menefee	Schwieger	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Anania	Ewell	Jesse	Radl
Bennett	Gluba	Knoblauch	Skinner
Camp	Grassley	Lawson	Small

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

**House File 29**, a bill for an act relating to the payment of subsequent damages to property owners, with report of committee recommending passage, was taken up for consideration.

Stromer of Hancock, District 8, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 29)

The ayes were, 90:

Andersen	Drake	Hamilton	Kruse
Bergman	Dunton	Hansen	Larson
Blouin	Edelen	Hill	Lipsky
Bray	Egenes	Holden	Logemann
Campbell	Ellsworth	Husak	Mayberry
Christensen	Fischer, H. O.	Johnston	McCormick
Clark	Fisher, C. R.	Kehe	McElroy
Cochran	Franklin	Kelly	Mendenhall
Curtis	Freeman	Kennedy	Menefee
Den Herder	Gluba	Kinley	Middleswart
Dougherty	Goode	Knoblauch	Millen
Doyle	Grassley	Kreamer	Miller

Moffitt	Rex	Small	Uban
Monroe	Rodgers	Sorg	Varley
Nielsen	Rorda	Stanley	Waugh
Norpel	Sargisson	Stokes	Welden
Nystrom	Schmeiser	Strand	Wells
Patton	Schroeder	Stromer	Willits
Pellett	Schwartz	Strothman	Winkelman
Pelton	Schwieger	Taylor	Wirtz
Pierson	Scott	Tieden	Wyckoff
Priebe	Shaw	Trowbridge	Mr. Speaker
Radl	Siglin		

The nays were, 1:

Knoke

Absent or not voting, 9:

Alt	Camp	Jesse	Mollett
Anania	Ewell	Lawson	Skinner
Bennett			

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

**House File 24**, a bill for an act to exempt certain electric utility projects from petition requirements, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 24)

The ayes were, 84:

Alt	Grassley	Middleswart	Scott
Andersen	Hamilton	Millen	Shaw
Bergman	Hansen	Miller	Siglin
Campbell	Hill	Moffitt	Stanley
Christensen	Holden	Mollett	Stokes
Cochran	Husak	Nielsen	Strand
Curtis	Kehe	Norpel	Stromer
Den Herder	Kelly	Nystrom	Strothman
Dougherty	Kinley	Patton	Taylor
Doyle	Knoke	Pellett	Tieden
Drake	Kreamer	Pelton	Trowbridge
Dunton	Kruse	Pierson	Uban
Edelen	Larson	Priebe	Varley
Egenes	Lawson	Rex	Waugh
Ellsworth	Lipsky	Rodgers	Welden
Fischer, H. O.	Logemann	Rorda	Wells
Fisher, C. R.	Mayberry	Sargisson	Willits
Franklin	McCormick	Schmeiser	Winkelman
Freeman	McElroy	Schroeder	Wirtz
Gluba	Mendenhall	Schwartz	Wyckoff
Goode	Menefee	Schwieger	Mr. Speaker

The nays were, 7:

Blouin	Clark	Monroe	Small
Bray	Kennedy	Radl	

Absent or not voting, 9 :

Anania	Ewell	Johnston	Skinner
Bennett	Jesse	Knoblauch	Sorg
Camp			

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

**House File 32**, a bill for an act to remove references to the granting of a franchise to an electric utility company by the county board of supervisors, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 32)

The ayes were, 88 :

Alt	Goode	Menefee	Shaw
Andersen	Grassley	Middleswart	Siglin
Bergman	Hamilton	Millen	Small
Blouin	Hansen	Miller	Sorg
Campbell	Hill	Moffitt	Stanley
Christensen	Holden	Nielsen	Stokes
Clark	Husak	Norpel	Strand
Cochran	Johnston	Nystrom	Stromer
Curtis	Kehe	Patton	Strothman
Den Herder	Kelly	Pellett	Taylor
Dougherty	Kennedy	Pelton	Tieden
Doyle	Kinley	Pierson	Trowbridge
Drake	Knoke	Radl	Uban
Dunton	Kreamer	Rex	Varley
Edelen	Kruse	Rodgers	Waugh
Egenes	Larson	Roorde	Welden
Ellsworth	Lawson	Sargisson	Wells
Fischer, H. O.	Logemann	Schmeiser	Willits
Fisher, C. R.	Mayberry	Schroeder	Winkelman
Franklin	McCormick	Schwartz	Wirtz
Freeman	McElroy	Schwieger	Wyckoff
Gluba	Mendenhall	Scott	Mr. Speaker

The nays were, 1 :

Monroe

Absent or not voting, 11 :

Anania	Camp	Knoblauch	Priebe
Bennett	Ewell	Lipsky	Skinner
Bray	Jesse	Mollett	

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

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 3, 36 and 38.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 3, 36 and 38.

## REPORTS OF COMMITTEE

Strothman of Henry, District 90, from the committee on agriculture, submitted the following reports:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 47**, a bill for an act relating to the registration of animals, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

Also:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 50**, a bill for an act relating to the sale and resale of cattle, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be indefinitely postponed**.

CHARLES F. STROTHMAN, Chairman

Also:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 55**, a bill for an act relating to restaurants and grocery stores' meat and poultry inspection licenses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be indefinitely postponed**.

CHARLES F. STROTHMAN, Chairman

Also:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 71**, a bill for an act making hemp a noxious weed, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

## AMENDMENT FILED

1 Amend House File 15 by adding the following:  
2 Sec. 3. Section two hundred forty-nine A point three  
3 (249A.3), subsection two (2), paragraph "a", Code 1971,  
4 is amended as follows:  
5 a. Individuals and families whose incomes and re-  
6 sources are such that they are eligible for old-age  
7 assistance, aid to dependent children, aid to the  
8 disabled, or aid to the blind, but who are not actually  
9 receiving such public assistance. *A person who is sixty-*  
10 *five years of age or older and who is not receiving*  
11 *old-age assistance shall be eligible to receive benefits*  
12 *under this Act if he meets eligibility and resource*  
13 *requirements as defined in subsection four (4), paragraph*  
14 *"a"*.

GOODE of Davis, District 98

On motion by Varley of Adair, District 84, the House adjourned until 10:30 a.m., Wednesday, January 27, 1971.

# JOURNAL OF THE HOUSE

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Seventeenth Calendar Day—Twelfth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JANUARY 27, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Douglas Reed, pastor of the United Methodist Church, Center Chapel, Indianola, Iowa.

The Journal of Tuesday, January 26, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Cochran of Webster, District 29, on request of Priebe of Kossuth, District 6.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-one senior Y-Teen girls, sponsored by the Town and Country Y.W.C.A., Laurens, Iowa, accompanied by their leader, Mrs. Bonnie Grossnickle. By Wirtz of Palo Alto, District 16.

Seventy-five ninth grade students from Oskaloosa Junior High School, Oskaloosa, Iowa, accompanied by their teachers, Mrs. Lois Scharff and Curt Fry. By Pierson of Mahaska, District 87.

## PETITION FILED

The following petition was received and placed on file:

By Dougherty of Monroe, District 94, from forty-three teachers from Marion County, Pella Education Association, Pella, Iowa, supporting Senate File 52, relating to collective bargaining in public employment.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 47 and 71, under Rule 35.

## HOUSE CONCURRENT RESOLUTION 9

By Lawson

*Whereas*, Iowa's future will be vitally affected by all segments of higher education, including regent institutions, area community colleges and private colleges and universities; and

*Whereas*, the Iowa legislature has assumed varying degrees of financial responsibility in all of the above named areas at a time of serious cost elevation; and

*Whereas*, the Iowa Code makes no mention of the relationship between regent institutions and area community colleges, and is entirely silent on the subject of private colleges and universities; and

*Whereas*, the Iowa legislature has not altered its fundamental approach to higher education since adoption of the Land Grant College Policy of 1869; and

*Whereas*, the consequences of a lack of legislative policy in this area will be financial distress for the taxpayer and, ultimately, a weaker educational program for Iowa's young; and

*Whereas*, a higher education policy will both set limits on legislative responsibility, and provide security to institutions knowing that they can depend on legislative support; and

*Whereas*, a policy should be adopted which clearly defines the role of each type of institution receiving legislative support, with particular attention to types of program offered, numbers and cost of students served, and entrance and graduation requirements, as well as speaking to overlapping offerings by two-year, four-year and graduate institutions of all types in Iowa, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, that a study committee made up of members of the House and the Senate, and an equal number of public members who are not representatives of the institutions involved and who are selected by the Governor, be instructed to develop legislative proposals for an Iowa Master Plan for Higher Education during the interim and to deliver them to the Second Regular Session of the Sixty-fourth General Assembly.

Laid over under Rule 25.

## INTRODUCTION OF JOINT RESOLUTIONS

**House Joint Resolution 6**, by Hill, Shaw, Logemann, Nystrom, Schwieger, Monroe, Pelton, Roorda, Tieden, Winkelman, Kreamer, Skinner, Johnston and Knoke, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

**House Joint Resolution 7**, by Schwieger, Shaw, Grassley, Roorda, Tieden, Varley, Hill and Willits, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected state officials.



Read first time and referred to committee on **constitutional amendments and reapportionment**.

#### INTRODUCTION OF BILLS

**House File 115**, by Holden, a bill for an act relating to the storage and safekeeping of narcotic, depressant, stimulant, counterfeit, and hallucinogenic drugs.

Read first time and referred to committee on **law enforcement**.

**House File 116**, by Mayberry and Franklin, a bill for an act relating to the advertisement of meat and poultry products.

Read first time and referred to committee on **agriculture**.

**House File 117**, by Kehe, Millen, Edelen, Goode, Welden and Mendenhall, a bill for an act to provide for the payment of interest by public corporations on contracts for public improvement when final payment is delayed on a completed contract.

Read first time and referred to committee on **state government**.

**House File 118**, by Nystrom and Rex, a bill for an act relating to the mill levy rate for certain cemeteries.

Read first time and referred to committee on **ways and means**.

**House File 119**, by Drake, a bill for an act relating to election precincts.

Read first time and referred to committee on **state government**.

**House File 120**, by Stokes, a bill for an act relating to computation of net income of a corporation.

Read first time and referred to committee on **ways and means**.

**House File 121**, by committee on ways and means, a bill for an act to provide limitations on the property tax levy for general fund expenditures of school corporations, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts.

Read first time and referred to committee on **appropriations**.

**House File 122**, by Knoke, Mollett and Schroeder (Griffin), a bill for an act relating to the number of official county newspapers.

Read first time and referred to committee on **county government**.

**House File 123**, by Varley, Lawson, Blouin, Cochran, Miller, Rodgers, McCormick and Dougherty (Lavery, Erskine, Curran and

Smith), a bill for an act to prohibit the discharge of sewage from residences into open ditches along the right-of-way of any highway or public road, and to provide penalties therefor.

Read first time and referred to committee on **environmental preservation**.

**House File 124**, by Mendenhall, a bill for an act relating to the termination of insurance agency contracts.

Read first time and referred to committee on **commerce**.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 8

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 8**, filed on January 20, 1971, and found on pages 120 and 121 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

Christensen of Union, District 95, moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed Christensen of Union, District 95; Moffitt of Appanoose, District 96; and Wells of Linn, District 44.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that it had performed its duty. The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President of the Senate was escorted to the Speaker's station, the Secretary of the Senate to the Chief Clerk's desk, and the members of the Senate were seated throughout the chamber.

#### JOINT CONVENTION

In accordance with law and House Concurrent Resolution 7 duly adopted, the joint convention was called to order, President Jepsen presiding.

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

Senator Lamborn of Jackson 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 Brownlee of Palo Alto, Van Drie of Story and Miller of Des Moines on the part of the Senate and Representatives Pierson of Mahaska, Clark of Lee and Patton of Buchanan on the part of the House.

The committee waited upon Governor Ray and escorted him to the Speaker's station. President Jepsen then presented Governor Ray, who delivered the following budget address:

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES, LADIES AND GENTLEMEN:

This is the third and final message in a series of three messages with which I have come to you—and to all the people of Iowa—during a 15-day period, pursuant to both the legal and moral obligation which is laid upon me at the outset of my second term as Governor of the state.

In my message on the condition of the state, I identified some landmarks of the past two years in the social, economic and political life of Iowa, and took a reckoning of our position at the close of that biennium. In my inaugural address, I identified some of the challenges and opportunities which will confront us during the next two years.

In both of those addresses, I told you that specific proposals for meeting certain of those challenges would be included in the budget message, which I am now presenting. Both earlier messages emphasized that Iowa stands at a uniquely crucial crossroads swept by sharp winds of change which we cannot ignore, and that the decisions we must make concerning the paths that we shall follow will importantly determine the kind of place Iowa will be during this decade and the balance of this century. My recommendations for some of these crucial decisions will form the substance of this morning's message.

At the inauguration, I called the impending decisions "difficult, even hazardous", and I repeat that warning to you now. But it has not been my custom or practice to avoid the difficult or hazardous issues and the decisions affecting them. I will not avoid them today. Rather I will give to you a bold new program to meet head-on the financial problems with which we are faced.

We must act wisely and promptly—to prevent today's taxpayer from becoming the first of America's *natural resources* to be exhausted. This can all too easily happen in a social climate in which—when some people learn that money won't buy everything—they start using credit cards. Government isn't the only institution affected by that climate. There is, for example, the case of the two fathers who were discussing their respective sons away at college. One father asked: "What does your boy plan to be when he graduates?" The other father replied: "Judging by the letters he writes home, I'd say he is preparing for a career as a professional fundraiser."

But it would be totally unfair to single out college students or other groups as the only practitioners of a casual attitude toward spending, which—in fact—permeates much of our whole society. It is this widespread psychological climate of carefree spending against which I have taken a stand in Iowa's budget for the past and now for the next biennium, and

against which I hope that you—as legislators—will take an equally firm stand in the appropriations bills that you pass. You and I, together, have a responsibility to do what we can to end the myth that the answer to every problem is more spending. This simply isn't true. But it will take persistence and even stubbornness to prove the point, because some minds are like concrete: all mixed up and permanently set. It is your job and mine to un-mix and un-set the concrete minds hardened for a generation in the mold that spending solves everything.

In our determination to end the philosophy of free public spending, we cannot, on the other hand, accept a meat ax approach which could destroy effective government. In our kind of society, government is important. The quality of government goes a long way in determining the performance of the entire society. If government is inefficient, resources are wasted and taxes are unnecessarily high. If government assumes too many functions, individual and private, performance deteriorates. If government assumes too little responsibility, private economic power may be exercised in ways detrimental to society as a whole; disparities in wealth and income may become too great; and public services worthy of a great and wealthy people may not be provided.

Budgets and appropriations in the government sector are tools by which we strive to achieve the major objectives of growth, stability, equity, and efficiency.

In presenting to you the results of my budget-making efforts, I must emphasize that it is not realistic—or even possible—to plan for government of the State of Iowa as though it operated in a vacuum and in isolation from the whole society and—especially from other levels of government: federal, county, municipal and school. Today all levels of government are intricately inter-connected, and all of them tap the same source of funds—the taxpayer.

For example, the whole economy of Iowa—and hence, the prospective income and expenses of all state and local public agencies in Iowa—will be greatly affected by the consequences which flow from President Nixon's federal budget, scheduled for presentation to the Congress day after tomorrow. The President has already said that his budget for the year beginning July 1, 1971, will be aimed at stimulating the economy: such posture by the government based in Washington will certainly increase both the revenues and costs of the whole nation, including every segment of Iowa state government, and every Iowa county, municipality, and school district.

The scope and thrust of the federal budget is, then, one of the many influences on Iowa public finance over which you and I have no control—certainly no direct control, but which—nonetheless—significantly determines the dollar volume of revenue that will actually be received by Iowa government.

President Nixon in his State of the Union Message last Friday evening gave powerful impetus to the cause that I, as Governor, and other governors and many mayors, have long promoted when he proposed a \$16 billion investment in renewing the role of state and local government—with \$5 billion of this in new and unrestricted funds, to be used as the states and localities see fit. You of the legislature have expressed your support of this approach by resolution calling upon Congress to act affirmatively.

The President in making his recommendation showed good understanding of the financial difficulties which entrap state and municipal governments.

The \$5 billion alone, it is estimated, would produce for Iowa more than \$70 million a year, which is equivalent to the proceeds of a one-cent sales tax.

Revenue-sharing must be recognized as an important and necessary goal. It goes to the heart of the over-all problem of American public finance, which is the imbalance among the financial resources and the responsibilities of federal, state, and local government. The President's proposal would start to redress that balance by diverting a small portion of federal tax collections to state and local purposes. It is a massive attempt to strengthen the levels of government closest to the people.

By enabling the states to spend money on those programs for which they feel the most acute need, the plan strengthens local initiative and slows down distant centralization of power.

As desirable and desperately needed as federal revenue sharing is, the reluctance of Congress indicates this relief will not appear overnight. Therefore, we must face the fact that state and local government in Iowa is being pinched with increased costs and restricted or lowered revenues. In other words, let us hope for the best—but be prepared regardless of what happens. When revenue sharing does become a reality, it will be imperative that the benefits derived therefrom be immediately passed on to our citizens.

For Iowa, the worst is not as bad as it might be. Most states during the last two years raised taxes. I insisted that we not raise taxes and we didn't. Yet all the way from Maine to Hawaii, states today are in a critical financial bind. For instance, New Hampshire was only able to pay the salaries of state employees Christmas Eve after collecting increased liquor revenue during the approaching holiday season. Last November, with the fiscal year only five months underway, neighboring Missouri was already running a \$35 million deficit. Michigan faces a deficit of \$158 million this year. Wisconsin is facing a minimum \$340 million revenue gap. The Commonwealth of Pennsylvania is \$300 million in the red. And the list goes on and on.

The total picture places our own problems in perspective and reminds us what "Old Jake", the hobo, said: "I felt sorry for myself who had no shoes until I met a man who had no feet."

Only a bare financial cupboard was left for my administration when we began two years ago. There was no rainy day fund or nestegg—no surplus.

Economic factors, including the efforts to curb inflation, brought about a business slump nationally that resulted in our gross national product dropping in 1970 for the first time in more than twenty years.

In Iowa, painfully low hog prices aggravated the economic sluggishness which was quickly reflected in reduced receipts from important revenue sources like the sales tax.

Fortunately, we had initiated some tight fiscal controls two years ago which have allowed Iowa to escape the nearly catastrophic financial plight of many other states.

Our spending has been kept within the budgets, but revenues as estimated by the best experts upon which you relied—and upon which I relied—will be less than predicted. These experts could not foresee the strikes which hit the truck industry and General Motors. The drop in hog prices, the withholding of spending by citizens in general, and the effect these and other economic factors would have upon the income of the state.

But I want to tell you that Iowa state government's bills are being paid—and will be paid.

The decrease in tax receipts is compensated for in the budget and revenue plan outlined in the information presented to you today and in the detailed budgets that will be forthcoming in case the economy does not improve sufficiently to pick up the slack.

I am submitting to you legislators a plan that is bold and answers squarely the challenge of meeting our needs on a reasonable revenue basis that our people can understand, can live with and benefit from, and which will let them plan for themselves and their families, without the fear of being priced from their homes because of unchecked property tax. The revenue proposal that I offer to you today brings new hope for a stabilized taxation program in Iowa.

It is not only new and bold, it makes sense. Here is what it does:

1. It realistically stops property taxes from increasing—taxes that have been skyrocketing during recent years.
2. It avoids the raising of many taxes that have been recommended by various sources.
3. It shifts the burden of financing a substantial part of local education from the slow-growing base of property to the progressive base of income.
4. It will gear school financing to the state's economic growth.
5. It answers the problem not for just a year or two, but for a decade or more. It is a permanent solution.
6. It will allow the state to share its revenue with our cities and towns and to meet current and pressing needs such as drug abuse and environmental control.
7. It will return to our local communities more than 72 percent of the money the state collects.

We must ease the heavy burden of taxation that now presses upon the owners and renters of real property—a burden so onerous that it jeopardizes our whole life—by squeezing our farmer who tills the soil for his living, by inequitably afflicting the elderly who are hemmed in with retirement or very limited income, the young, the physically handicapped, the wage-earner, the salaried employee, the poor, all of whom require decent housing at a reasonable cost. This is overwhelmingly important.

In order to halt the cancerous growth of property taxes, there **MUST** be a shift to taxation of a different form more closely correlated with economic growth.

It is impossible to devise a meaningful budget for 1971-73, or to pass meaningful appropriations for that period, without coming to grips with the basics of tax restructuring. We would be courting disaster if we limited financial planning to only a two-year period and content ourselves with one-shot, short-range, patch-work tax schemes and windfalls. The financial plan I suggest to you today is not that kind of a program. It is a plan for a decade.

The General Assembly in its wisdom a year ago recognized this need and through its tax study committee studiously researched ideas and proposals. I am sure the committee's desire was, as mine is, to permanently cure the state's property tax dilemma so it will not return to bug us again and again.

The legislative tax study committee has made recommendations for considerable change in Iowa's tax structure. Much work and effort went into their proposal and I have not overlooked or failed to see the reasons and understanding of that which went into their plan.

I compliment the committee on having supportive data for their rec-

ommendations—not just conclusions without reasoning. I have incorporated some of their valuable suggestions in the plan that I unfold to you today. While both proposals move toward a desired 80 percent foundation plan geared to state economic growth, I found that phasing into such a program can avoid a drastic increase in taxes on our citizens.

My proposal avoids adding more sales tax which bears heaviest on low income families. It avoids the local income tax that has been proposed which, although it certainly has some logic, presents some serious inequities and mechanical problems. The taxpayer must be thought of and never lost sight of as we analyze plans, and develop tax restructuring for improvement over our existing system.

As you analyze my proposal you will find the primary goal is to arrest the upward spiral of the property taxes levied for school operational purposes. This we do in the 1971-72 school year by appropriating \$30 million—or \$45 per student—in additional school aid. Schools will only be allowed to levy the dollar amount of property taxes of the previous year.

The second year, an additional \$24 million is appropriated for aid to local schools. This injection of state funds, when coupled with a uniform levy of 27½ mills, will put into effect a foundation plan which will fund 70 percent of average per pupil costs. Again the property tax levy in dollars—not the school budgets—will be frozen at the present level.

The third year, the school aid fund will grow by a percentage equal to the economic growth rate of state taxes. In addition, each school can spend the money generated by the growth in the property tax base. The foundation program will then be at the 75 percent level with a uniform 27½ mill levy.

The fourth year, the 1974-75 school year, the goal of an 80 percent foundation plan will be reached.

A uniform levy of 30 mills, plus aid provided by the state, will guarantee each school district, regardless of its local resources, funds to finance 80 percent of the computed average per pupil cost of instruction in Iowa's public schools. The remainder will be by additional district levy.

Every child in this state has a right to a good education regardless of the amount of property valuation where he lives. This plan assures such opportunity.

Before a school district can exceed the state computed average, it must justify to the state school budget review committee the necessity for such an increase. The committee, if it approves the increase, can finance the need from a \$5.5 million state fund provided. If it approves but cannot finance the need, the committee can authorize a limited increase in the district's levy.

Should the committee disapprove the request, the district may still submit the question of increase to its citizens, and if they vote their approval then the increase will be allowed.

This provides safeguards for the taxpayers, yet at the same time provides safety-valves for schools having special needs or unusual circumstances.

It would be much easier, more politically expedient, to come before you with a program and a budget—and leave it up to you to finance. So—to finance this new program for education, for reducing the property tax burden, and to provide funds for other essentials, I recommend restoring the full 100 percent personal income tax rate which has existed in the past in Iowa, and revisions in the rates that will make our income tax more progressive.

Corporations, as well as individual property owners, will benefit significantly from a stabilized property tax. Accordingly, I recommend that corporate income tax rates, now at 4, 6 and 8 percent, be adjusted to 6, 8 and 10 percent. And I ask also that an addition be made to the luxury tax on cigarettes of 3 cents per pack.

Implementation of this budget will stop the property tax increases that bear so heavily on farm families, young married couples buying a home, our workers, our business community and, most of all, on our elderly whose retired or limited income will not stretch to cover the cost of increased crippling taxes on their homes. It effectively shifts much of the cost of education from the slow-growing property tax base to more responsive income taxes.

It will allow school boards and educators to plan ahead, for they will know far in advance what they can count on.

In planning ahead, I also recommend you take action to see that all units of government are put on a uniform fiscal year basis. This will simplify budgeting and make it understandable.

Because this program phases into a foundation plan, it provides both time and funds for school boards to initiate those efficiencies—which will include reorganization of some school districts—so Iowa's public schools can learn to live within the growth rates of the taxes which finance them. This will be made easier because enrollments are now declining. That trend, census figures indicate, will continue for some time.

There will be those, I am sure, who will say I have gone too far, that too much money is being given to support education, cities and towns, public agencies, and to stop property taxes. There will also be those who say I have not gone far enough, that the sales tax and other taxes should have been increased to provide an elimination or a roll-back of property taxes, or that schools need far more money.

However, I find little appeal in lifting one crushing burden from Iowa taxpayers only to have it immediately replaced by another. Iowa has three major sources of revenue—the taxes on property, sales and incomes. What I have achieved in this program is the stabilization of one—the property tax—the elimination of the necessity of boosting another—the sales tax—and have made reasonable increases in the third—the income tax.

We have also been able to construct this system without eliminating the agricultural land tax credit and homestead credit. And even though property taxes will basically freeze, we will be maintaining a double homestead exemption for our low-income elderly.

In addition to the benefits I have already outlined, let me enumerate some other significant priorities which I have established.

I believe all of you here know my awareness and concern for the financial plight of our cities and towns. During the Sixty-third General Assembly we were able to give them more aid than ever before in the history of Iowa, and to open the door for direct and unrestricted revenue sharing. This was done through a grant of \$2 million.

In my budget I propose that this be increased to \$11 million for this biennium. Also, I recommend \$12 million state money to attract \$24 million in federal funds for pollution control, plus an additional \$3 million for retroactive sewage treatment funds to help those communities which forged ahead on their own before additional federal funding was available.

I have provided the necessary state money which, with the contributions made by local governments, will attract \$23 million in federal funds to speed up our war on crime. Between \$12 and \$13 million of this will go exclusively to the local communities..



Also, in the second year of the biennium, cities and towns will receive \$1.5 million in direct aid to replace, in full, for the first time, the monies and credits tax funds.

I could not in a budget message discuss in detail all the ways we will be assisting our local communities, but I would like you to realize there are many programs that do offer support to our cities and towns such as disaster relief, alcoholism treatment, drug abuse education, rehabilitation and treatment, local affairs assistance, community improvement, and our Youth Opportunity Program.

Many of these aids attract federal financing, such as the Youth Opportunity Program which produces 12 federal dollars for each state dollar invested and not only benefits our young people, but also the communities in which they reside.

You will find in the white budget summary sheet, Exhibit D, a line item entitled Extraordinary Program Development. Herein, funds are provided for special priorities such as additional environmental engineers and geological surveys to fight pollution; to combat drug abuse; to expand school lunch programs; to computerize highway safety and crime information records.

Also included are provisions for funds amounting to \$45 per pupil for those students not included in the general return of new state aid money. These funds shall go to the regular school boards in the districts where these children attend their non-public schools, to be used for educational purposes consistent with our laws and with the constitutional provisions of separation of church and state. If the money is not so expended, it shall revert to the state.

We have not slighted higher education. There will be no tuition increases at our state universities, and I recommend we expand our highly successful tuition grant program to help more needy Iowa young people who wish to attend Iowa's private colleges.

I cannot take time this morning to cover each item in this budget. However, the comptroller and I will be pleased to answer questions you might have and to explain in more detail items of particular interest and concern to you.

To arrive at this budget it was necessary to trim over 25 percent from the asking of the many agencies, boards and departments of government. There are not, nor will there ever be enough funds to finance every request that comes to a Governor. For example, we will not be able to expand educational television as requested or as we did during my first two years in office.

A year ago I expressed a sincere desire to help Still College of Osteopathic Medicine and Surgery in its endeavor to build a new school. During this past year, however, the ball game has changed. Instead of talking about \$1 million, the request now is for \$8 million state money and to have the state take over the operation of the school.

We have been priced out of the market to help.

As critical as our shortage of doctors is in Iowa, we cannot, in my opinion, accept the complete ownership and operation of another school. Still College has been a good citizen and it is my hope that it will be able to continue.

Many hundreds of hours have gone into the preparation of this budget and revenue plan. The plan provides for bridge years which apply not

only to education, but also to spending on the state level. Austerity in state government began two years ago. I am certainly not content now to stop looking for ways to streamline our government operations. One good way you can help is to enact the recommendations of my Governor's economy committee.

Federal laws, federal programs and state legislation continue to force an increase in the number of employees. To insure against burgeoning payrolls, we are going to have a rule in state government that when a state employee quits, *the vacancy will not be filled until it can be justified—to me!*

I have presented to you this morning a stabilized financial program for our state. And I have given to you my recommendations for traveling the financial bridge into the future.

Exactly what that future holds for each of us no human can foretell. We can only offer our best recommendations at this crossroads in time, forged from our experience and sense of history, and from our sensitivity for divining future wants and needs.

As we look ahead with expectation and anticipation we find reason for encouragement: an upswing in our economy; a checking of public spending; control and preservation of our environment, our natural resources and good quality of life; our determination to advance the healthy improvement of our state; the possibility of Congress following the President's lead in improving the welfare system and in providing for sharing of federal revenue; and a stabilizing revenue and financing program for the State of Iowa as outlined in this message and accompanying schedules.

If revenue sharing becomes a reality, then I shall insist immediate steps be taken to reduce taxes to benefit each Iowan within the framework of the tax structure I have proposed.

We have removed inequities, and offered procedures for constructive action that will stand the test of time for this decade. Overwhelmingly, with 72 percent of all money the state collects returning to the local level along with millions in federal funds that we are able to attract, *this is truly a "local aid" budget, with only a very modest growth in state expenditures.*

This is an important budget, to meet the needs of important times. Study it; question it; evaluate it.

Then, in the words of an old Roman poet, I ask you to "begin, be bold, and venture to be wise" in setting our state on the course of sound and progressive advancement—the course that my budget lays before you.

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

Varley of Adair, District 84, moved that the joint convention be now dissolved.

The motion prevailed.

The House reconvened, Speaker Harbor in the chair.

#### REPORTS OF COMMITTEES

Shaw of Scott, District 78, from the committee on constitutional amendments and reapportionment, submitted the following reports:

MR. SPEAKER: Your committee on constitutional amendments and re-apportionment, to whom was referred **House Joint Resolution 6**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELIZABETH SHAW, Chairman

Also:

MR. SPEAKER: Your committee on constitutional amendments and re-apportionment, to whom was referred **House Joint Resolution 7**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected officials, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELIZABETH SHAW, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 49**, a bill for an act relating to the assessment of real property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be indefinitely postponed**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 56**, a bill for an act relating to group insurance for elected county officials, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 79**, a bill for an act relating to the canvassing of the votes by the board of supervisors, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be indefinitely postponed**.

CLYDE REX, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 56 as follows:
- 2 1. By inserting in line 8 after the word "group" the
- 3 word "life".
- 4 2. By inserting in line 12 after the word "group"
- 5 the word "life".

ELLSWORTH of Dubuque, District 50

- 1 Amend Senate File 35, as amended and passed by the Senate,
- 2 as follows:
- 3 1. Page 1, by adding after line 18, the following new
- 4 section:

5 "Sec. 2. Section four hundred forty-six point seven  
6 (446.7), unnumbered paragraph one (1), Code 1971, is amended  
7 as follows:

8 446.7 ANNUAL TAX SALE. Annually, on the first Monday  
9 in December the treasurer shall offer at his office at public  
10 sale all lands, town lots, or other real property on which  
11 taxes of any description for the preceding year or years are  
12 delinquent, which sale shall be made for the total amount  
13 of taxes, interest, and costs due and unpaid thereon, includ-  
14 ing all prior suspended taxes, provided, however, that no  
15 property, against which the county holds a tax sale certi-  
16 ficate, shall be offered or sold. No interest or penalty  
17 on suspended taxes shall be included in the sale price, except  
18 that six percent interest per annum from the date of suspension  
19 shall be included as to taxes suspended under the provisions  
20 of section 427.8. *If the first Monday in December will also*  
21 *be the first day of December, the public sale may be held on*  
22 *November twenty-fourth."*

23 2. Page 1, by inserting in line 2 of the title following  
24 the word "property" the words "and the public sales of real  
25 property".

MILLEN of Van Buren, District 99

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Thursday, January 28, 1971.

# JOURNAL OF THE HOUSE

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Eighteenth Calendar Day—Thirteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JANUARY 28, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father William J. Muenster, pastor of the St. Mary's Catholic Church, Waverly, Iowa.

The Journal of Wednesday, January 27, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Christensen of Union, District 95, on request of Freeman of Buena Vista, District 15.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Thirty-two fifth grade students from Kirkwood School, Des Moines, Iowa, accompanied by their teacher, Miss Seidenfeld. By Kreamer of Polk, District 63.

## PETITION FILED

The following petition was received and placed on file:

By Wells of Linn, District 44, from seven hundred forty-one residents of Linn County opposing repeal of the abortion law.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 56 and House Joint Resolutions 6 and 7, under Rule 35.

## POINT OF PERSONAL PRIVILEGE

Ewell of Black Hawk, District 39, rose on a point of personal privilege and extended his sincere gratitude and thanks to the House for House Resolution 3 and their expressions of sympathy.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 8**, by Ellsworth, a joint resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## INTRODUCTION OF BILLS

**House File 125**, by Doyle (Kennedy), a bill for an act relating to penalties for unlawfully transporting intoxicating liquors.

Read first time and referred to committee on **law enforcement**.

**House File 126**, by Mayberry, a bill for an act relating to the soldiers relief commission.

Read first time and referred to committee on **county government**.

**House File 127**, by Fischer of Grundy, a bill for an act to prohibit the manufacture, distribution, possession, and use by unauthorized personnel of devices designed for the interception of wire or oral communications, and prescribing criminal penalties and rights to recovery in civil actions for violations of such prohibitions.

Read first time and referred to committee on **law enforcement**.

## ADOPTION OF HOUSE MEMORIAL RESOLUTIONS

Holden of Scott, District 75, offered the following House memorial resolution and moved its adoption :

## HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Riley Dietz of Scott County, who was a member of the Fifty-sixth, Fifty-seventh, Fifty eighth, Fifty-ninth, Sixtieth and Sixtieth Extra sessions of the General Assembly from Scott County, passed away on August 29, 1970; now, therefore,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Holden of Scott, District 75; Shaw of Scott, District 78, and Camp of Clinton, District 73.

McElroy of Fremont, District 82, offered the following House memorial resolution and moved its adoption :

## HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Harold E. Davidson of Page County, who was a member of the Thirty-eighth session of the General Assembly from Page County, passed away on January 21, 1971; now, therefore,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee McElroy of Fremont, District 82; Harbor of Mills, District 81, and Varley of Adair, District 84.

Rodgers of Dallas, District 85, offered the following House memorial resolution and moved its adoption :

## HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable John Brownlie of Madison County, who was a member of the Fifty-third, Fifty-fourth and Fifty-fifth sessions of the General Assembly from Madison County, passed away on September 15, 1970; now, therefore,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Rodgers of Dallas, District 85; Middleswart of Warren, District 93, and Siglin of Lucas, District 86.

## HOUSE CONCURRENT RESOLUTION 10

By Committee on Agriculture

*Whereas*, agriculture is eminently Iowa's largest and most important industry; and

*Whereas*, this industry is peculiarly subject to many devastating hazards, all of which are beyond the control of man, and any one of which hazards can sharply diminish or completely destroy the products of an entire season's labor and the investment of large sums of capital; and

*Whereas*, during the 1970 crop year about one fourth of the agricultural area of Iowa was seriously affected by either drought and/or Race T southern corn blight; and

*Whereas*, in excess of forty percent of all Iowa farms are operated by tenant farmers who must depend on each year's crops as security for the financing of the following season's operations; and

*Whereas*, a large proportion of owner operators and tenant operators are trained agricultural technicians, who will be lost to the industry if they are unable to secure adequate financial backing, and as a result of inflationary costs of farming and in view of the persistent "cost price squeeze" the Iowa farmer faces a financial crisis, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That we jointly and severally go on record as urging the State Department of Banking, landlords, banks, individuals of means, industrial and public and private lending institutions of this state to exercise all means at their disposal

to understand the serious nature of the problems faced by this segment of Iowa industry and earnestly seek fair and economically sound solutions to these critical problems.

Laid over under Rule 25.

### HOUSE CONCURRENT RESOLUTION 11

By Committee on Agriculture

*Whereas*, the President has recommended sweeping governmental reorganization at the federal level; and

*Whereas*, the midwest virtually stakes its entire future on the agricultural industry in the production of corn, beans, livestock and produce; and is in fact the "bread basket" of the nation; and

*Whereas*, a majority of Iowa Senators and Congressmen have expressed their concern for the future of the Department of Agriculture under the aforesaid plan of governmental reorganization, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That the General Assembly of the State of Iowa urges the Congress of the United States to retain the Department of Agriculture as an entity of cabinet status and that duties and responsibilities of the Secretary of Agriculture and his department be redefined and clarified with emphasis on local and regional control of crop production, acreage allotments, conservation practices and controls of environmental pollution; and

*Be It Further Resolved*, That copies of this resolution be transmitted to the President of the United States, President of the United States Senate, Speaker of the United States House of Representatives and to each member of the Iowa delegation to the Congress of the United States.

Laid over under Rule 25.

### CONSIDERATION OF BILLS REGULAR CALENDAR

#### SENATE FILE 63 SUBSTITUTED FOR HOUSE FILE 103

Rex of Hamilton, District 31, asked and received unanimous consent to substitute **Senate File 63** for **House File 103**.

**Senate File 63**, a bill for an act relating to the dates of settlement with county treasurers and boards of supervisors, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 63)

The ayes were, 93:

Alt	Curtis	Ellsworth	Hamilton
Anania	Den Herder	Ewell	Hansen
Andersen	Dougherty	Fisher, C. R.	Hill
Bergman	Doyle	Franklin	Holden
Blouin	Drake	Freeman	Husak
Bray	Dunton	Gluba	Jesse
Clark	Edelen	Goode	Johnston
Cochran	Egenes	Grassley	Kehe



Kelly	Miller	Roorda	Stromer
Kennedy	Moffitt	Sargisson	Strothman
Kinley	Mollett	Schmeiser	Taylor
Knoke	Monroe	Schroeder	Tieden
Kreamer	Nielsen	Schwartz	Trowbridge
Kruse	Norpel	Schwieger	Uban
Larson	Nystrom	Scott	Varley
Lipsky	Patton	Shaw	Waugh
Logemann	Pellett	Siglin	Welden
Mayberry	Pelton	Skinner	Wells
McCormick	Pierson	Small	Willits
McElroy	Priebe	Sorg	Winkelman
Mendenhall	Radl	Stanley	Wirtz
Menefee	Rex	Stokes	Wyckoff
Middleswart	Rodgers	Strand	Mr. Speaker
Millen			

The nays were, none.

Absent or not voting, 7:

Bennett	Campbell	Fischer, H. O.	Lawson
Camp	Christensen	Knoblauch	

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

#### HOUSE FILE 103 WITHDRAWN

Rex of Hamilton, District 31, asked and received unanimous consent to withdraw **House File 103** from further consideration by the House.

**House File 71**, a bill for an act making hemp a noxious weed, with report of committee recommending passage, was taken up for consideration.

Stromer of Hancock, District 8, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 71)

The ayes were, 72:

Alt	Freeman	Menefee	Schwartz
Anania	Goode	Middleswart	Schwieger
Andersen	Grassley	Millen	Scott
Bergman	Hamilton	Miller	Siglin
Camp	Hansen	Moffitt	Stanley
Campbell	Hill	Mollett	Stokes
Clark	Holden	Monroe	Strand
Cochran	Husak	Nielsen	Stromer
Curtis	Kehe	Norpel	Strothman
Den Herder	Kinley	Nystrom	Taylor
Dougherty	Knoke	Pellett	Tieden
Drake	Kreamer	Pierson	Trowbridge
Dunton	Kruse	Rex	Varley
Edelen	Lawson	Rodgers	Waugh
Egenes	Logemann	Roorda	Wells
Ellsworth	McCormick	Sargisson	Winkelman
Fischer, H. O.	McElroy	Schmeiser	Wirtz
Fisher, C. R.	Mendenhall	Schroeder	Mr. Speaker

The nays were, 21 :

Blouin	Jesse	Patton	Sorg
Bray	Johnston	Pelton	Uban
Doyle	Kennedy	Priebe	Welden
Ewell	Larson	Skinner	Willits
Franklin	Mayberry	Small	Wyckoff
Gluba			

Absent or not voting, 7 :

Bennett	Kelly	Lipsky	Shaw
Christensen	Knoblauch	Radl	

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

#### HOUSE FILE 47 DEFERRED

**House File 47**, a bill for an act relating to the registration of animals, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him :

Amend House File 47 by adding after line six the following new section :

“Sec. 2. Chapter one hundred eighty-two (182), Code 1971, is repealed.”

Winkelman of Calhoun, District 26, asked and received unanimous consent that **House File 47** be deferred and that the bill retain its place on the calendar.

#### HOUSE FILE 79 REREFERRED

Grassley of Butler, District 10, asked and received unanimous consent that **House File 79** be rereferred to the committee on county government.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 28, 1971, he approved and transmitted to the Secretary of State the following bills :

Senate File 3, an act relating to blood donors.

Senate File 36, an act to increase cost of filing of a mechanic's lien.

Senate File 38, an act relating to fees charged by county recorders.

#### REPORTS OF COMMITTEES

Fischer of Grundy, District 35, from the committee on commerce, submitted the following report :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 31**, a bill for an act relating to the condemnation of existing utility facilities by cities and towns, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following report:

MR. SPEAKER: Your committee on county government, to whom was referred **Senate File 37**, a bill for an act to permit counties to become associated with the Iowa state association of counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

- 1 Amend Senate File 37, as passed by the Senate, as follows:
- 2 Page 1, by striking lines 7 through 21, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 "To provide for membership in the Iowa state association of
- 5 counties, a nonprofit corporation organized under chapter
- 6 504A of the Code, for the purpose of maintaining a permanent
- 7 organization to secure cooperation among counties and county
- 8 officers in their effort to procure better and more efficient
- 9 methods of government. The board of supervisors may authorize
- 10 attendance at schools of instruction by county officers,
- 11 appointees, and employees as the schools are called by the
- 12 association and may authorize attendance at the annual
- 13 meeting of the association by duly certified representatives
- 14 of each county which is affiliated with the association. The
- 15 board of supervisors may appropriate from the county general
- 16 fund necessary funds to provide membership in the Iowa state
- 17 association of counties, provided that the method of assess-
- 18 ment shall be established on a basis whereby each county
- 19 shall pay not to exceed one cent per capita and one-hundredth
- 20 of one mill of each county's assessed valuation. The total
- 21 assessment collected from all of the member counties shall
- 22 not exceed seventy-five thousand dollars per annum. In
- 23 the event that more than seventy-five thousand dollars is
- 24 collected, the excess shall be refunded proportionately to
- 25 the counties from which payment is received. The association
- 26 shall keep and make such accounts as are required by the
- 27 auditor of state. The accounts shall be audited annually
- 28 and published in the auditor of state's biennial report.
- 29 The association shall annually publish an accounting of all
- 30 moneys expended in connection with expenses incurred by and
- 31 any salaries paid to legislative representatives or lobby-
- 32 ists of the association."

CLYDE REX, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 121**, a bill for an act to provide limitations on the property

tax levy for general fund expenditures of school corporations, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, begs leave to report it has had the same under consideration and instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

- 1 Amend House File 121 as follows:
- 2 1. Page 2, by striking lines 25 through 30, and renumbering
- 3 the remaining sections.
- 4 2. Page 3, by striking lines 26 through 35,
- 5 inclusive.
- 6 3. Page 4, by striking lines 1 through 9, in-
- 7 clusive, and inserting in lieu thereof the following:
- 8 "Sec. 7. There is appropriated from the general
- 9 fund of the state to the department of public instruc-
- 10 tion for the fiscal year beginning July 1, 1971 and
- 11 ending June 30, 1972, the sum of one hundred fifteen
- 12 million (115,000,000) dollars, plus an amount equal to
- 13 forty-five (45) dollars for each pupil enrolled in
- 14 public schools in the state, or so much thereof as may
- 15 be necessary. Of this amount, one hundred fifteen
- 16 million (115,000,000) dollars, or so much thereof as
- 17 may be necessary, shall be distributed to each of the
- 18 school districts in an amount equal to the amount of
- 19 state equalization aid distributed to each school dis-
- 20 trict for the fiscal year commencing July 1, 1970. The
- 21 remaining sum appropriated, or so much thereof as may
- 22 be necessary, shall be distributed on the basis of
- 23 forty-five (45) dollars for each pupil enrolled in a
- 24 public school in each school district, as determined by
- 25 1971 public school fall enrollment. The state comp-
- 26 troller shall issue warrants for the amount due each
- 27 school district on an equal quarterly basis."

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 37 as follows:
- 2 Strike all of lines six (6) through eleven (11) and insert:
- 3 "The counties, municipal corporations, school districts,
- 4 school merged areas or townships may sell, lease, exchange, give
- 5 or grant and accept any interest in real property to, with or
- 6 from any other of the aforesaid units of government provided
- 7 that the real property is within the jurisdiction of the
- 8 grantor and grantee."
- 9 Amend the title to House File 37 to read as follows:
- 10 "An Act authorizing local political subdivisions of government
- 11 to dispose of and accept interests in real property."

ANDERSEN of Woodbury, District 23

- 1 Amend the Schroeder amendment to House File 47, filed
- 2 January 20, 1971, by striking the word "six" in line 1, and
- 3 inserting the word "five".

SCHROEDER of Pottawattamie, District 54

1 Amend House File 47 by adding after line 5 the following  
2 new sections:

3 Sec. 2. Chapter one hundred eighty-two (182),  
4 Code 1971, is repealed.

5 Sec. 3. Section one hundred seventy-three point  
6 two (173.2), Code 1971, is amended by striking all of  
7 subsection ten (10).

8 Sec. 4. Section one hundred seventy-three point  
9 three (173.3), Code 1971, is amended to read as follows:

10 173.3 CERTIFICATION OF STATE AID ASSOCIATIONS.

11 On or before November 15 of each year the secretary of  
12 agriculture shall certify to the secretary of the state  
13 fair board the names of the various associations and  
14 societies which have qualified for state aid under the  
15 provisions of chapters 175 to 178, [180 to 184,] inclusive,  
16 180, 181, 183, 184 and 186, and which are entitled to  
17 representation in the convention as provided in  
18 section 173.2.

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, January 29, 1971.

# JOURNAL OF THE HOUSE

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Nineteenth Calendar Day—Fourteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, JANUARY 29, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend J. M. Steffenson, pastor of the Methodist Church, Williamsburg, Iowa.

The Journal of Thursday, January 28, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five fifth grade students from Percy Hoak School, Des Moines, Iowa, accompanied by their teacher, Miss Brady. By Polk County delegation.

## CONGRATULATIONS

Hansen of Black Hawk, District 37, rose on a point of personal privilege and on behalf of the House extended to the Honorable Theodore R. Ellsworth "Congratulations" on the birth of his first grandson.

## PETITION FILED

The following petition was received and placed on file:

By Stanley of Linn, District 45, from one hundred thirty-nine residents of Linn County opposing item number 21 of the tax study committee's report relating to taxation to meet the needs to run state government.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 31 and 121 and Senate File 37, under Rule 35.

## BILL INDEFINITELY POSTPONED

The Chief Clerk announced the following bill indefinitely postponed under Rule 43: House File 50.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION

Dunton of Keokuk, District 88, offered the following House memorial resolution and moved its adoption :

## HOUSE MEMORIAL RESOLUTION

*Whereas*, the Honorable Melvin R. Story who resided in Keokuk County, was a member of the Sixty-second session of the General Assembly from Black Hawk County, passed away on January 2, 1971; now therefore:

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare a suitable resolution commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Dunton of Keokuk, District 88; Schwieger of Black Hawk, District 40, and Uban of Black Hawk, District 38.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 8, a bill for an act relating to acquisition of bridges.

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

Senate File 28, a bill for an act relating to public recreation on private lands.

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

Senate File 59, a bill for an act relating to teachers pension systems.

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

Senate File 65, a bill for an act relating to taxation of mobile homes.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 8, congratulating the Iowa State Department of Public Instruction upon the Golden Anniversary of their vocational rehabilitation program.

CARROLL A. LANE, Secretary

## INTRODUCTION OF BILLS

**House File 128**, by Hamilton, a bill for an act to prohibit the operation of mobile units by banks and other financial institutions.

Read first time and referred to committee on **commerce**.

**House File 129**, by Welden, Fisher of Greene, Drake and Shaw (Curran, Smith, Milligan and Neu), a bill for an act to create a de-

partment of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, making an appropriation, and providing penalties.

Read first time and referred to committee on **state government**.

**House File 130**, by committee on agriculture, a bill for an act relating to brucellosis tests.

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

**House File 131**, by Rex and Menefee, a bill for an act relating to the authorization of assistant county attorneys and salaries therefor.

Read first time and referred to committee on **county government**.

**House File 132**, by Kelly, a bill for an act relating to the penalties for false use of credit cards and fraudulent use of wire services.

Read first time and referred to committee on **commerce**.

**House File 133**, by Monroe, Tieden, Schmeiser, Dunton and Fischer of Grundy (Miller, Kennedy, Griffin and Thordsen), a bill for an act relating to hunting-safety education and providing a penalty.

Read first time and referred to committee on **conservation and recreation**.

**House File 134**, by Moffitt, Hill, Radl, Willits, Alt, Miller, Pelton, Campbell and Pierson (Conklin), a bill for an act relating to, and providing criminal penalties for, the illegal termination of pregnancy.

Read first time and referred to committee on **judiciary**.

**House File 135**, by Andersen, Kennedy, McCormick and Lawson (Milligan, Glenn, DeKoster, Rabedaux and Potgeter), a bill for an act to provide for the establishment of a metropolitan service corporation.

Read first time and referred to committee on **cities and towns**.

#### HOUSE FILE 55 REREFERRED

Varley of Adair, District 84, moved that **House File 55** be referred to the committee on **agriculture**.

The motion prevailed.



## SPECIAL ORDER

(House File 121)

Varley of Adair, District 84, asked and received unanimous consent that **House File 121** be made a special order of business for 9:30 a.m., **Tuesday, February 2, 1971.**

## HOUSE CONCURRENT RESOLUTION 5 TABLED

Ewell of Black Hawk, District 39, called up for consideration **House Concurrent Resolution 5**, filed on January 14, 1971, and found on page 71 of the House Journal.

Millen of Van Buren, District 99, in the chair at 9:35 a.m.

Varley of Adair, District 84, moved that House Concurrent Resolution 5 be referred to the committee on constitutional amendments and reapportionment.

Fischer of Grundy, District 35, moved as a substitute motion that House Concurrent Resolution 5 be tabled.

Roll call was requested by Ewell of Black Hawk, District 39, and Jesse of Polk, District 59.

On the question "Shall House Concurrent Resolution 5 be tabled?"

The ayes were, 50:

Alt	Freeman	Menefee	Strand
Bergman	Goode	Miller	Stromer
Camp	Grassley	Mollett	Strothman
Campbell	Hamilton	Nielsen	Taylor
Christensen	Hansen	Nystrom	Tieden
Clark	Holden	Pellett	Trowbridge
Curtis	Kehe	Rex	Varley
Den Herder	Kelly	Roorda	Waugh
Drake	Knoke	Schroeder	Welden
Edelen	Kreamer	Schwieger	Winkelman
Ellsworth	Kruse	Siglin	Speaker
Fischer, H. O.	Logemann	Stanley	pro tempore
Fisher, C. R.	Mendenhall	Stokes	

The nays were, 40:

Anania	Hill	Mayberry	Sargisson
Andersen	Husak	McCormick	Schmeiser
Blouin	Jesse	Middleswart	Schwartz
Bray	Johnston	Monroe	Scott
Cochran	Kennedy	Norpel	Skinner
Dougherty	Kinley	Patton	Small
Doyle	Knoblauch	Pierson	Uban
Dunton	Larson	Priebe	Wells
Egenes	Lawson	Radl	Willits
Ewell	Lipsky	Rodgers	Wyckoff

Absent or not voting, 10:

Bennett	Harbor	Pelton	Sorg
Franklin	McElroy	Shaw	Wirtz
Gluba	Moffitt		

The motion prevailed.

AMENDMENT WITHDRAWN  
(House File 15)

Goode of Davis, District 98, asked and received unanimous consent to withdraw the amendment filed by him on January 21, 1971, and found on page 142 of the House Journal.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

The House resumed consideration of **House File 47**, a bill for an act relating to the registration of animals.

Schroeder of Pottawattamie asked and received unanimous consent to withdraw the following amendments filed by him: the amendment filed January 20, 1971, and found on page 125 of the House Journal; and the two amendments filed on January 28, 1971, and found on pages 196 and 197 of the House Journal.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 47)

The ayes were, 86:

Alt	Freeman	Mendenhall	Scott
Anania	Goode	Menefee	Siglin
Andersen	Grassley	Middleswart	Skinner
Bergman	Hamilton	Miller	Small
Blouin	Hansen	Moffitt	Stanley
Bray	Hill	Mollett	Stokes
Camp	Holden	Monroe	Strand
Campbell	Husak	Nielsen	Stromer
Christensen	Jesse	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Cochran	Kelly	Patton	Tieden
Curtis	Kennedy	Pellett	Trowbridge
Den Herder	Kinley	Pierson	Uban
Dougherty	Knoblauch	Radl	Waugh
Doyle	Knoke	Rex	Welden
Drake	Kreamer	Rodgers	Wells
Dunton	Kruse	Roorda	Willits
Edelen	Larson	Sargisson	Winkelman
Egenes	Lawson	Schmeiser	Wyckoff
Ellsworth	Logemann	Schroeder	Speaker
Fischer, H. O.	Mayberry	Schwartz	pro tempore
Fisher, C. R.	McCormick	Schwieger	

The nays, none.

Absent or not voting, 14:

Bennett	Harbor	Pelton	Sorg
Ewell	Johnston	Priebe	Varley
Franklin	Lipsky	Shaw	Wirtz
Gluba	McElroy		

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

#### CONSIDERATION OF JOINT RESOLUTIONS

**House Joint Resolution 6**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

**House Joint Resolution 6**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges of the district court and supreme court.

*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:

Article five (V), Constitution of the State of Iowa, is hereby amended by adding thereto the following new section:

“In addition to the legislative power of impeachment of judges as set forth in Article three (III), sections nineteen (19) and twenty (20) of the Constitution, the Supreme Court shall have power to retire judges for disability and to discipline or remove them for good cause, upon application by a commission on judicial qualifications. The General Assembly shall provide by law for the implementation of this section.”

Sec. 2. The foregoing proposed amendment, having been adopted and agreed to by the Sixty-third General Assembly, thereafter duly published, and now adopted and agreed to by the Sixty-fourth 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-two 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 joint resolution be adopted and agreed to?” (H.J.R. 6)

The yeas were, 92:

Alt	Freeman	McCormick	Schwieger
Anania	Gluba	Mendenhall	Scott
Andersen	Goode	Menefee	Shaw
Bergman	Grassley	Middleswart	Siglin
Blouin	Hamilton	Miller	Skinner
Bray	Hansen	Moffitt	Sorg
Camp	Hill	Mollett	Stanley
Campbell	Holden	Monroe	Stokes
Christensen	Husak	Nielsen	Strand
Clark	Jesse	Norpel	Stromer
Cochran	Johnston	Nystrom	Strothman
Curtis	Kehe	Patton	Taylor
Den Herder	Kelly	Pellet	Tieden
Dougherty	Kennedy	Pierson	Trowbridge
Doyle	Kinley	Priebe	Uban
Drake	Knoblauch	Radl	Waugh
Dunton	Knoke	Rex	Welden
Edelen	Kreamer	Rodgers	Wells
Egenes	Kruse	Roorda	Willits
Ellsworth	Larson	Sargisson	Winkelman
Ewell	Lawson	Schmeiser	Wyckoff
Fischer, H. O.	Logemann	Schroeder	Speaker
Fisher, C. R.	Mayberry	Schwartz	pro tempore
Franklin			

The nays were, none.

Absent or not voting, 8:

Bennett	Lipsky	Pelton	Varley
Harbor	McElroy	Small	Wirtz

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

**House Joint Resolution 7**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected state officials, with report of committee recommending passage, was taken up for consideration.

Willits of Polk offered the following amendment filed by him, from the floor, and moved its adoption:

Amend House Joint Resolution 7 as follows:

1. Page 3, by striking lines 2 through 26 inclusive and inserting in lieu thereof:

Sec. 2. The foregoing proposed amendments to the Constitution of the State of Iowa are hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly, and the Secretary of State is directed to cause the same to be published for three consecutive months previous to the date of said election as provided by law.

2. Page 2, by striking in line 4 the words and numerals "seventy-four (1974)" and inserting in lieu thereof "seventy-six (1976).

Roll call was requested by Kreamer of Polk, District 63, and Roorda of Jasper, District 67.

On the question "Shall the amendment be adopted?"

The ayes were, 34:

Blouin	Jesse	Middleswart	Schwartz
Bray	Johnston	Monroe	Scott
Cochran	Kehe	Norpel	Skinner
Dougherty	Kennedy	Patton	Small
Doyle	Kinley	Radl	Uban
Dunton	Knoblauch	Rodgers	Wells
Ewell	Larson	Sargisson	Willits
Franklin	Mayberry	Schmeiser	Wyckoff
Husak	McCormick		

The nays were, 60:

Alt	Freeman	Menefee	Sorg
Anania	Goode	Miller	Stanley
Andersen	Grassley	Moffitt	Stokes
Bergman	Hamilton	Mollett	Strand
Camp	Hansen	Nielsen	Stromer
Campbell	Hill	Nystrom	Strothman
Christensen	Holden	Pellett	Taylor
Clark	Kelly	Pierson	Tieden
Curtis	Knoke	Priebe	Trowbridge
Den Herder	Kreamer	Rex	Varley
Drake	Kruse	Roorda	Waugh
Edelen	Lawson	Schroeder	Welden
Egenes	Lipsky	Schwieger	Winkelman
Ellsworth	Logemann	Shaw	Speaker
Fischer, H. O.	Mendenhall	Siglin	pro tempore
Fisher, C. R.			

Absent or not voting, 6:

Bennett	Harbor	Pelton	Wirtz
Gluba	McElroy		

The amendment lost.

Skinner of Polk, District 60, moved that House Joint Resolution 7 be rereferred to the committee on constitutional amendments and reapportionment.

The motion lost.

Schwieger of Black Hawk, District 40, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

**House Joint Resolution 7**, a joint resolution proposing an amendment to the constitution of the state of Iowa relating to the terms of office of elected state officials.

*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 proposed for the election and terms of state officers

beginning with the general election in the year nineteen hundred seventy-four (1974):

Section two (2) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 2. The Governor shall be elected by the qualified electors at the time and place of voting for members of the General Assembly, and shall hold his office for four years from the time of his installation, and until his successor is elected and qualifies.”

Section three (3) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

“Sec. 3. There shall be a Lieutenant Governor who shall hold his office for the same term, and be elected at the same time as the Governor. In voting for Governor and Lieutenant Governor, the electors shall designate for whom they vote as Governor, and for whom as Lieutenant Governor. The returns of every election for Governor, and Lieutenant Governor, shall be sealed up and transmitted to the seat of government of the State, directed to the Speaker of the House of Representatives, who shall open and publish them in the presence of both Houses of the General Assembly.”

Section fifteen (15) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

“Sec. 15. The official term of the Governor, and Lieutenant Governor, shall commence on the second Monday of January next after their election, and continue until their successors are elected and qualify. The Lieutenant Governor, while acting as Governor, shall receive the same compensation as provided for Governor; and while presiding in the Senate, and between sessions such compensation and expenses as provided by law.”

Section twenty-two (22) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 22. A Secretary of State, an Auditor of State and a Treasurer of State shall be elected by the qualified electors at the same time that the governor is elected and for a four-year term commencing on the first day of January next after their election, and they shall perform such duties as may be provided by law.”

Section twelve (12) of Article five (V) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 12. The General Assembly shall provide, by law, for the

election of an Attorney General by the people, whose term of office shall be four years, and until his successor is elected and qualifies.”

Sec. 2. The foregoing proposed amendment, having been adopted and agreed to by the Sixty-third General Assembly, thereafter duly published, and now adopted and agreed to by the Sixty-fourth 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-two (1972) 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 joint resolution be adopted and agreed to?” (H.J.R. 7)

The yeas were, 57:

Alt	Goode	Menefee	Stanley
Andersen	Grassley	Miller	Stokes
Bergman	Hamilton	Moffitt	Strand
Campbell	Hansen	Mollett	Stromer
Christensen	Hill	Nielsen	Strothman
Clark	Holden	Nystrom	Taylor
Curtis	Kehe	Pellett	Tieden
Den Herder	Kelly	Pierson	Trowbridge
Drake	Knoke	Rex	Varley
Dunton	Kreamer	Roorda	Waugh
Edelen	Kruse	Schwieger	Welden
Egenes	Lawson	Shaw	Winkelman
Ellsworth	Lipsky	Siglin	Speaker
Fisher, C. R.	Logemann	Sorg	pro tempore
Freeman	Mendenhall		

The nays were, 38:

Anania	Gluba	Middleswart	Schroeder
Blouin	Husak	Monroe	Schwartz
Bray	Jesse	Norpel	Scott
Camp	Johnston	Patton	Skinner
Cochran	Kennedy	Priebe	Small
Dougherty	Kinley	Radl	Uban
Doyle	Knoblauch	Rodgers	Wells
Ewell	Larson	Sargisson	Willits
Fischer, H. O.	Mayberry	Schmeiser	Wyckoff
Franklin	McCormick		

Absent or not voting, 5:

Bennett	McElroy	Pelton	Wirtz
Harbor			

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

## CONSIDERATION OF BILLS

### HOUSE FILE 56 REREFERRED

**House File 56**, a bill for an act relating to group insurance for

elected county officials, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, offered the following amendment filed by him and moved its adoption:

Amend House File 56 as follows:

1. By inserting in line 8 after the word "group" the word "*life*".
2. By inserting in line 12 after the word "group" the word "*life*".

The amendment was adopted.

Cochran of Webster, District 29, moved that House File 56 be deferred and that the bill retain its place on the calendar.

The motion lost.

Ellsworth of Dubuque, District 50, asked and received unanimous consent that **House File 56** be rereferred to the committee on **county government**.

**House File 31**, a bill for an act relating to the condemnation of existing utility facilities by cities and towns, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 31)

The ayes were, 87:

Alt	Freeman	McCormick	Shaw
Anania	Goode	Mendenhall	Siglin
Andersen	Grassley	Menefee	Skinner
Bergman	Hamilton	Middleswart	Small
Blouin	Hansen	Miller	Sorg
Bray	Hill	Moffitt	Stanley
Camp	Holden	Mollett	Stokes
Campbell	Husak	Monroe	Strand
Christensen	Jesse	Nielsen	Stromer
Clark	Johnston	Norpel	Strothman
Cochran	Kelly	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Kinley	Pellett	Trowbridge
Dougherty	Knoblauch	Pierson	Uban
Doyle	Knoke	Rex	Varley
Drake	Kreamer	Rodgers	Waugh
Dunton	Kruse	Roorda	Welden
Egenes	Larson	Sargisson	Willits
Ellsworth	Lawson	Schmeiser	Winkelman
Ewell	Lipsky	Schroeder	Wyckoff
Fischer, H. O.	Logemann	Schwartz	Speaker
Fisher, C. R.	Mayberry	Scott	pro tempore

The nays were, none.



Absent or not voting, 13:

Bennett	Harbor	Pelton	Schwieger
Edelen	Kehe	Priebe	Wells
Franklin	McElroy	Radl	Wirtz
Gluba			

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

#### AMENDMENT FILED

- 1 Amend House File 121 as follows:
- 2 1. Page 2, lines 1, 7, 9, 17, 31 and 35 by striking the
- 3 word "corporation" and inserting in lieu thereof in each
- 4 line the word "district".
- 5 2. Page 3, line 11, by striking the word "corporation"
- 6 and inserting in lieu thereof the word "district".
- 7 3. Page 4, by striking Section 8 and inserting in lieu
- 8 thereof the following:
- 9 "Sec. 8. This Act, being deemed of immediate
- 10 importance, shall take effect and be in force from and
- 11 after its publication in The Sioux Center News, a newspaper
- 12 published in Sioux Center, Iowa, and in The DeWitt Observer,
- 13 a newspaper published in DeWitt, Iowa."
- 14 4. Amend the title, line 2, by striking the word
- 15 "corporations" and inserting in lieu thereof the word
- 16 "districts".

COMMITTEE ON WAYS AND MEANS  
ELMER DEN HERDER, Chairman

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, February 1, 1971.

# JOURNAL OF THE HOUSE

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Twenty-second Calendar Day—Fifteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, FEBRUARY 1, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend James Ransom, pastor of the United Presbyterian Church of Christ, LeMars, Iowa.

The Journal of Friday, January 29, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kehe of Bremer, District 12, on request of Hamilton of Cedar, District 72.

## PETITIONS FILED

The following petitions were received and placed on file:

By Sorg of Linn, District 47, from one hundred forty-one residents of Linn County opposing the removal of tax exemptions on church related nursing homes.

By Waugh of Monona, District 27, from twenty-nine residents of Monona County opposing any legislation which would result in cutting the longevity pay of highway employees and opposing the Merit System.

By Middleswart of Warren, District 93, and Dougherty of Monroe, District 94, from twelve employees of Marion County State Highway Maintenance Department, Knoxville, Iowa, favoring Senate File 84, relating to salaries of the State Highway Commission and other state employees and making an appropriation.

By Andersen of Woodbury, District 23, from twenty-two residents of Woodbury County opposing the new Merit System's grouping together most of the state's clerical workers under the classification of clerk.

By Stanley of Linn, District 45, from thirty-six residents of Linn County opposing the one hundred percent tax plan announced in Governor Ray's budget address.

## BILL INDEFINITELY POSTPONED

The Chief Clerk announced the following bill indefinitely postponed under Rule 43: House File 49.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 9**, by Grassley, Camp, Fischer of Grundy and Pelton, a joint resolution relating to the effective date of laws.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## INTRODUCTION OF BILLS

**House File 136**, by Shaw, Drake and Fisher of Greene (Neu, Curran and Thordsen), a bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.

Read first time and referred to committee on **commerce**.

**House File 137**, by Grassley and Trowbridge, a bill for an act relating to the costs of performing an autopsy.

Read first time and referred to committee on **judiciary**.

**House File 138**, by Shaw (Curran and Neu), a bill for an act relating to registration fees for motorboats.

Read first time and referred to committee on **ways and means**.

**House File 139**, by Mendenhall and Shaw, a bill for an act relating to income tax of nonresidents.

Read first time and referred to committee on **ways and means**.

**House File 140**, by Rex, a bill for an act relating to assignment of real estate mortgages by marginal entry.

Read first time and referred to committee on **county government**.

**House File 141**, by Norpel, a bill for an act relating to disclosure of information learned during the preparation of tax returns.

Read first time and referred to committee on **judiciary**.

**House File 142**, by Andersen, a bill for an act to require insurance agents to collect interest on past due insurance premiums.

Read first time and referred to committee on **commerce**.

**House File 143**, by Stokes and Strand (Sullivan and Van Gilst), a bill for an act relating to identification cards for persons sixty-five years of age or older.

Read first time and referred to committee on **county government**.

**House File 144**, by Shaw, Drake and Fisher of Greene (Curran), a bill for an act relating to the board of educational examiners.

Read first time and referred to committee on **schools**.

**House File 145**, by Rex and Hansen, a bill for an act to provide an excise tax on the sale of turkeys and providing a penalty for certain violations of this act.

Read first time and referred to committee on **agriculture**.

**House File 146**, by Shaw and Drake (Neu, Smith and Curran), a bill for an act relating to the internal structure of the department of agriculture.

Read first time and referred to committee on **agriculture**.

**House File 147**, by Shaw (Neu and Curran), a bill for an act relating to the marketing division of the department of agriculture.

Read first time and referred to committee on **agriculture**.

**House File 148**, by Fischer of Grundy and Schroeder (Mowry), a bill for an act relating to control of banks, and providing penalties for violations.

Read first time and referred to committee on **commerce**.

#### SENATE MESSAGES CONSIDERED

**Senate File 8**, a bill for an act relating to the acquisition of bridges.

Read first time and referred to committee on **commerce**.

**Senate File 28**, a bill for an act relating to public recreation on private lands.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 59**, a bill for an act relating to teachers pension systems.

Read first time and referred to committee on **schools**.

**Senate File 65**, a bill for an act relating to taxation of mobile homes.

Read first time and referred to committee on **county government**.

## PROOF OF PUBLICATION

Published copy of Senate File 129 and verified proof of publication of said bill in the Red Oak Express, Red Oak, Iowa, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

MOTION TO RECONSIDER  
(House Joint Resolution 7)

I move to reconsider the vote by which House Joint Resolution 7 passed the House on January 29, 1971.

DEWEY E. GOODE

CONSIDERATION OF BILLS  
REGULAR CALENDAR  
SENATE FILE 37 REFERRED TO COMMITTEE

**Senate File 37**, a bill for an act to permit counties to become associated with the Iowa state association of counties, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by the committee on county government and moved its adoption:

Amend Senate File 37, as passed by the Senate, as follows:

Page 1, by striking lines 7 through 21, inclusive, and inserting in lieu thereof the following:

"To provide for membership in the Iowa state association of counties, a nonprofit corporation organized under chapter 504A of the Code, for the purpose of maintaining a permanent organization to secure cooperation among counties and county officers in their effort to procure better and more efficient methods of government. The board of supervisors may authorize attendance at schools of instruction by county officers, appointees, and employees as the schools are called by the association and may authorize attendance at the annual meeting of the association by duly certified representatives of each county which is affiliated with the association. The board of supervisors may appropriate from the county general fund necessary funds to provide membership in the Iowa state association of counties, provided that the method of assessment shall be established on a basis whereby each county shall pay not to exceed one cent per capita and one-hundredth of one mill of each county's assessed valuation. The total assessment collected from all of the member counties shall not exceed seventy-five thousand dollars per annum. In the event that more than seventy-five thousand dollars is collected, the excess shall be refunded proportionately to the counties from which payment is received. The association shall keep and make such accounts as are required by the auditor of state. The accounts shall be audited annually

and published in the auditor of state's biennial report. The association shall annually publish an accounting of all moneys expended in connection with expenses incurred by and any salaries paid to legislative representatives or lobbyists of the association."

The amendment was adopted.

Fischer of Grundy, District 35, rose on a point of order and invoked Rule 31.

The Speaker ruled the point well taken and Senate File 37 was referred to the committee on ways and means.

#### REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 119**, a bill for an act relating to election precincts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Millen of Van Buren, District 99, from the committee on human and industrial relations, submitted the following report:

MR. SPEAKER: Your committee on human and industrial relations, to whom was referred **House File 97**, a bill for an act relating to eligibility for unemployment compensation for veterans, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

FLOYD H. MILLEN, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 83**, a bill for an act to legalize and validate the proceedings of the City Council of the City of DeWitt, Iowa, in connection with an election for the issuance of swimming pool bonds and declaring the validity of said election and that bonds issued thereby shall constitute valid and binding obligation of said city, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES H. PELTON, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 12 as follows:
- 2 1. Page 2, by inserting before line 1 the following:
- 3 Section 1. Section three hundred twenty-one point twenty
- 4 (321.20), unnumbered paragraph one (1), Code 1971, is amended
- 5 as follows:

6 Except as otherwise provided in this chapter, every owner  
 7 of a vehicle subject to registration hereunder shall make  
 8 application to the county treasurer, of the county of his  
 9 residence, or to the department, if a nonresident, for the  
 10 registration and issuance of a certificate of title thereof  
 11 upon the appropriate form or forms furnished by the department,  
 12 accompanied by a fee of [one dollar] *two dollars*, and every such  
 13 application shall bear the signature of the owner written with  
 14 pen and ink and said application shall contain:

15 Sec. 2. Section three hundred twenty-one point twenty-three  
 16 (321.23), subsection one (1), Code 1971, is amended as follows:

17 1. In the event the vehicle to be registered is a specially  
 18 constructed, reconstructed, or foreign vehicle, such fact shall  
 19 be stated in the application. A fee of [one dollar-fifty cents]  
 20 *two dollars* shall be paid by the person making such application  
 21 upon issuance of a certificate of title by the county treasurer.  
 22 With reference to every specially constructed or reconstructed  
 23 motor vehicle subject to registration the application shall be  
 24 accompanied by a statement from the department authorizing such  
 25 motor vehicle to be titled and registered in this state. The  
 26 department shall cause a physical inspection to be made of  
 27 all specially constructed or reconstructed motor vehicles, upon  
 28 application therefor by the owner thereof, to determine whether  
 29 such motor vehicle is in a safe operating condition and that  
 30 the integral component parts thereof are properly identified  
 31 and that the rightful ownership is established before issuing  
 32 such owner the authority to have the motor vehicle registered  
 33 and titled as herein provided. With reference to every  
 34 foreign vehicle which has been registered heretofore outside of  
 35 this state the owner shall surrender to the treasurer all  
 36 registration plates, registration cards, and certificates of  
 37 title, or, if vehicle to be registered is from a nontitle state,  
 38 such evidence of foreign registration and ownership as may be  
 39 prescribed by the department except as provided in subsection  
 40 2 hereof.

41 2. Page 2, line 1, by striking the numeral "1" and inserting  
 42 in lieu thereto the numeral "3".

43 3. Page 3, line 3, by striking the numeral "2" and inserting  
 44 in lieu thereto the numeral "4".

45 4. Page 3, by inserting after line 14 the following:

46 Sec. 5. Section three hundred twenty-one point forty-seven  
 47 (321.47), Code 1971, is amended as follows:

48 321.47 TRANSFERS BY OPERATION OF LAW. In the event  
 of the

49 transfer of ownership of any vehicle by operation of law as  
 50 upon inheritance, devise or bequest, order in bankruptcy,  
 51 insolvency, replevin, foreclosure or execution sale, or when-  
 52 ever the engine of a motor vehicle is replaced by another engine,  
 53 or whenever a vehicle is sold to satisfy an artisan's lien as  
 54 provided in chapter 577, or is sold to satisfy a landlord's  
 55 lien as provided in chapter 570, or a storage lien as provided  
 56 in chapter 579, or repossession is had upon default in perform-  
 57 ance of the terms of a security agreement, the treasurer of

58 the county in which the last certificate of title to any such  
59 vehicle was issued, upon the surrender of the prior certificate  
60 of title or the manufacturer's or importer's certificate, or  
61 when that is not possible, upon presentation of satisfactory  
62 proof to the county treasurer of ownership and right of  
63 possession to such vehicle and upon payment of a fee of [one  
64 dollar fifty cents] *two dollars* and the presentation of an  
65 application for registration and certificate of title, may  
66 issue to the applicant a registration card for such vehicle and  
67 a certificate of title thereto. The person or persons entitled  
68 under the laws of descent and distribution of an intestate's  
69 property to the possession and ownership of a vehicle owned in  
70 whole or in part by a decedent, upon filing an affidavit stating  
71 the name and date of death of the decedent, the right to  
72 possession and ownership of the persons filing said affidavit,  
73 and that there has been no administration of the said decedent's  
74 estate, which instrument shall also contain an agreement to  
75 indemnify any creditors of the decedent who would be entitled  
76 to levy execution upon said motor vehicle to the extent of  
77 the value of said motor vehicle, shall be entitled upon ful-  
78 filling the other requirements of this chapter, to the issuance  
79 of a registration card for the interest of the decedent in such  
80 vehicle and a certificate of title thereto. No requirement  
81 of either chapter 450 or 451 shall be considered satisfied by  
82 the filing of the affidavit provided for in this section. If,  
83 from the records in the office of the county treasurer, there  
84 appear to be any lien or liens on such vehicles, such certificate  
85 of title shall contain a statement of such liens unless the  
86 application is accompanied by proper evidence of their satisfac-  
87 tion or extinction. Evidence of extinction may consist of, but  
88 is not limited to, an affidavit of the applicant stating that  
89 a security interest was foreclosed as provided in Uniform  
90 Commercial Code, chapter 554, Article 9, Part 5.

91 5. Page 3, line 15, by striking the numeral "3" and insert-  
92 ing in lieu thereto the numeral "6".

93 6. Page 3, line 28, by striking the numeral "4" and insert-  
94 ing in lieu thereto the numeral "7".

95 7. Page 4, by inserting after line 16 the following:

96 Sec. 8. Section three hundred twenty-one point one hundred  
97 nine (321.109), subsection one (1), Code 1971, is amended as  
98 follows:

99 1. The annual fee for all motor vehicles including vehicles  
100 designated by manufacturers as station wagons, except motor  
101 trucks, hearses, motorcycles, and motor bicycles, shall be  
102 equal to one percent of the value as fixed by the department  
103 plus forty cents for each one hundred pounds or fraction thereof  
104 of weight of vehicle, as fixed by the department. The weight  
105 of a motor vehicle, fixed by the department for registration  
106 purposes, shall include the weight of a battery, heater,  
107 bumpers, spare tire, and wheel. Provided, however, that for  
108 any new vehicle purchased in this state by a nonresident for  
109 removal to his state of residence the purchaser may make  
110 application to the county treasurer in the county of purchase



111 for a transit plate for which a fee of five dollars shall be  
 112 paid. And provided, however, that for any used vehicle held  
 113 by a registered dealer and not currently registered in this  
 114 state, or for any vehicle held by an individual and currently  
 115 registered in this state, when purchased in this state by a  
 116 nonresident for removal to his state of residence, the purchaser  
 117 may make application to the county treasurer in the county of  
 118 purchase for a transit plate for which a fee of three dollars  
 119 shall be paid. The county treasurer shall issue a nontransfer-  
 120 able certificate of registration for which no refund shall be  
 121 allowed; and the transit plates shall be void thirty days after  
 122 issuance. Such purchaser may apply for a certificate of title  
 123 by surrendering the manufacturer's or importer's certificate  
 124 or certificate of title, duly assigned as provided in this  
 125 chapter. In this event, the treasurer in the county of purchase  
 126 shall, when satisfied with the genuineness and regularity of  
 127 the application, and upon payment of a fee of [seventy-five  
 128 cents] *two dollars*, issue a certificate of title in the name  
 129 and address of such nonresident purchaser delivering the same  
 130 to the person entitled thereto as provided in this chapter.

131 8. Page 4, line 17, by striking the numeral "5" and  
 132 inserting in lieu thereto the numeral "9".

KEHE of Bremer, District 12

1 Amend House File 26 as follows:

- 2 1. By inserting in line 9 after the
- 3 comma the word "and".
- 4 2. By striking from lines 10 and 11
- 5 the words and figures "and four hundred
- 6 sixty-nine point thirty-one (469.31),".

HOLDEN of Scott, District 75

1 Amend House File 121 as follows:

- 2 1. Page 2, by striking all of line 4 and inserting in
- 3 lieu thereof the following "budgets in excess of the
- 4 general fund budget raised".
- 5 2. Page 2, by striking from line 11 the words "general
- 6 fund expenditures" and inserting in lieu thereof the words
- 7 "a general fund budget".
- 8 3. Page 2, by striking from line 21 the words "general
- 9 fund expenditures" and inserting in lieu thereof the words
- 10 "a general fund budget".
- 11 4. Page 2, by striking from line 23 the words "general
- 12 fund expenditures" and inserting in lieu thereof the words
- 13 "a general fund budget".
- 14 5. Page 2, by striking from line 32 the words "general
- 15 fund" and from line 33 the word "expenditures" and insert-
- 16 ing in lieu thereof the words "a general fund budget".
- 17 6. Page 3, by striking from line 4 the words "general fund"
- 18 and from line 5 the word "expenditures" and inserting in
- 19 lieu thereof the words "a general fund budget".
- 20 7. Page 3, by striking from line 8 the words "general
- 21 fund" and from line 9 the word "expenditures" and insert-
- 22 ing in lieu thereof the words "a general fund budget".

23 8. Further amend House File 121 by adding the following new  
24 section:

25 "When determining the 1971 fall enrollment, all  
26 shared-time students shall be counted for a portion of a  
27 student equal to the amount of time these students spend  
28 in public schools."

BLOUIN of Dubuque, District 49

1 Amend House File 121 as follows:

2 1. Page 2, line 4, by inserting after the  
3 word "expenditures" the following: "that will  
4 result in a millage rate".

5 2. Page 2, line 4, by inserting after the  
6 word "the" the words "rate for".

7 3. Page 3, by striking all of lines 13  
8 through 25.

SMALL of Johnson, District 69

1 Amend House File 121 as follows:

2 Page 2, by striking Section 1, lines 1 through 8 in-  
3 clusive and inserting in lieu thereof the following:  
4 "Section 1. A school district of this state shall not  
5 certify for the fiscal year commencing July 1, 1971 an  
6 amount of money to be raised by property taxes for the  
7 general fund budget in excess of the amount received by  
8 the district for the general fund budget raised by property  
9 taxes for the fiscal year commencing July 1, 1970 unless,  
10 because of special circumstances, the school district  
11 receives permission from the school budget review committee.  
12 Special circumstances for the purpose of this section are  
13 circumstances which would materially affect the district's  
14 fiscal status, including but not limited to increases in  
15 enrollment which would require significant expenditures  
16 in addition to the forty-five dollars per pupil received  
17 in additional state aid."

WELDEN of Hardin, District 32

HANSEN of Black Hawk, District 37

ELLSWORTH of Dubuque, District 90

1 Amend the committee on appropriations amendment to  
2 House File 121, filed January 28, 1971, by striking from  
3 lines 18 through 20 the words "in an amount equal to  
4 the amount of state equalization aid distributed to  
5 each school district for the fiscal year commencing  
6 July 1, 1970" and inserting in lieu thereof the words  
7 "in the state as state equalization aid, pursuant to  
8 the provisions of chapter four hundred forty-two (442)  
9 of the Code".

HANSEN of Black Hawk, District 37

1 Amend House File 121 as follows:

2 By adding the following new section:

3 "When computing 1971 fall enrollment, shared time  
4 students shall be counted on a full time equivalency  
5 basis."

TAYLOR of Dubuque, District 51

1 Amend House File 121 as follows:

2 1. Page 3, by striking lines 13 through 20, and inserting in  
3 lieu thereof:

4 "Sec. 6. If the income tax allotted to the county treas-  
5 urer for any school district, pursuant to Sections 442.5 and  
6 442.7, Code 1970, should not be as great for the 1971-1972  
7 school year as it was for the 1970-71 school year, the state  
8 comptroller shall pay the higher amount equal to the 1970-71  
9 payments."

10 2. Page 3, by striking in line 24, the words "revert to"  
11 and inserting in lieu thereof the words "be paid from".

UBAN of Black Hawk, District 38

1 Amend House File 121 as follows:

2 1. Page 2, line 4, by adding after the word "of"  
3 the following words: "(1), an amount computed by  
4 multiplying the projected fall 1971 enrollment by the  
5 1970-1971 per pupil cost in that school corporation,  
6 (2),"

7 2. Page 2, line 5, by adding after the numerals  
8 "1970," the following words: "whichever is greater,"

WILLITS of Polk, District 57

1 Amend House File 134 by striking all after the enact-  
2 ing clause and inserting in lieu thereof the following:

3 Section 1. No pregnancy shall be intentionally  
4 terminated in this state unless preformed:

5 a. With the consent of the pregnant female  
6 person, and;

7 b. By a physician licensed to practice  
8 pursuant to chapters 148, 150, or 150A of the Code, and;

9 c. To save the life of the pregnant female  
10 person, or, within twenty (20) weeks from the commencement  
11 of the pregnancy, and;

12 d. Within a licensed hospital, or, if the  
13 period of gestation is less than twelve (12) weeks, in  
14 a clinic approved by the Department of Health for the  
15 purposes of this act, and;

16 e. Upon a pregnant female person who has  
17 been a resident of this state for at least sixty (60)  
18 days immediately preceding such termination of pregnancy.

19 Sec. 2. Nothing in this act shall require any hospital,  
20 clinic, or person to participate in a termination of  
21 pregnancy, nor shall any hospital, clinic, or person be  
22 liable for such refusal.

23 Sec. 3. Any person who knowingly violates this act  
24 shall be imprisoned in the penitentiary for a term not  
25 exceeding five (5) years and be fined a sum not exceeding  
26 ten thousand dollars (\$10,000.00).

27 Sec. 4. Section one hundred forty-seven point  
28 fifty-six (147.56), subsection six (6), Code 1971, is  
29 amended as follows:

30 6. Procurement or aiding or abetting in the  
31 procurement of a [criminal abortion] *unlawful termination*  
32 *of pregnancy.*

33 Sec. 5. Section seven hundred seventy-three point  
34 thirty-eight (773.38), subsection five (5), Code 1971,  
35 is amended as follows:

36 5. An attempt to [commit an unlawful mis-  
37 carriage of a woman] *unlawfully terminate a pregnancy*,  
38 and the homicide resulting from such attempt.

39 Sec. 6. Chapter seven hundred one (701), Code 1971 ,  
40 is repealed.

41 Sec. 7. Section seven hundred twenty-five point  
42 five (725.5), Code 1971, is amended as follows :

43 725.5 Obscene literature—articles for  
44 immoral use. Whoever sells, or offers for sale, or gives  
45 away, or has in his possession with intent to sell, loan,  
46 or give away any obscene, lewd, indecent, lascivious,  
47 or filthy book, pamphlet, paper, drawing, lithograph,  
48 engraving, picture, photograph, writing, card, postal  
49 card, model, cast, or any instrument or article of  
50 indecent or immoral use, [or any medicine, article, or  
51 thing designed or intended for procuring abortion or  
52 preventing conception,] or advertises the same for sale,  
53 or writes or prints any letter, circular, handbill, card,  
54 book, pamphlet, advertisement, or notice of any kind,  
55 giving information, directly or indirectly, when, where,  
56 how, or by what means any of the articles or things  
57 hereinbefore mentioned can be purchased, or otherwise  
58 obtained or made, shall be guilty of a misdemeanor and  
59 be fined not more than one thousand nor less than fifty  
60 dollars, or be imprisoned in the county jail not more  
61 than one year, or both.

PELTON of Clinton, District 74

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, February 2, 1971.

# JOURNAL OF THE HOUSE

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Twenty-third Calendar Day—Sixteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, FEBRUARY 2, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Dean Chapman, pastor of the Grandview United Methodist Church, Dubuque, Iowa.

The Journal of Monday, February 1, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twelve senior sociology class students from East Greene High School, Grand Junction, Iowa, accompanied by their superintendent, Russell Mahaffey, and their teacher, Mrs. Robert Neal. By Fisher of Greene, District 56.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 83, 97 and 119, under Rule 35.

## PETITIONS FILED

The following petitions were received and placed on file:

By Doyle of Woodbury, District 21, and Kelly of Woodbury, District 22, from the Woodbury County Bar Association opposing judicial redistricting and the judges redistricting proposal and favoring House File 150 relating to the determination of number of district court judgeships and the filling of vacancies.

By Wells of Linn County, District 44, from thirty-six residents of Linn County opposing the one hundred percent tax plan announced in Governor Ray's budget address.

By Wirtz of Palo Alto, District 16, from twenty-seven residents of Palo Alto County; Hansen of Black Hawk, District 37, from five hundred eleven residents of Black Hawk County; Knoblauch of Carroll, District 28, from four hundred fifty-five residents of Car-

roll County; Uban of Black Hawk, District 38, from four hundred eighty-one residents of Black Hawk County; Uban of Black Hawk, District 38, and Husak of Tama, District 41, from sixty residents of Black Hawk County; Harbor of Mills, District 81, from ninety-eight members of the Holy Rosary Catholic Church, Glenwood, Iowa, opposing legislation to legalize abortion in Iowa.

By Stokes of Plymouth, District 2, from eighty members of the Iowa State Nurses Association, sixty-two opposing abortion and eighteen favoring abortion in various degrees.

By Scott of Cerro Gordo, District 18, from eighty-four members of the Hampton Education Association opposing House File 121 relating to property tax freeze.

#### HOUSE CONCURRENT RESOLUTION 12

By Small and Gluba

*Be It Resolved by the House of Representatives, the Senate Concurring,* That the General Assembly of the State of Iowa request the United States Congress and President of the United States to remove all military personnel from Southeast Asia by July 1, 1971.

Laid over under Rule 25.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 70, a bill for an act relating to unemployment compensation for veterans.

CARROLL A. LANE, Secretary

#### INTRODUCTION OF BILLS

**House File 149**, by Grassley, Camp, Fischer of Grundy and Pelton, a bill for an act relating to the publication of Acts of the General Assembly.

Read first time and referred to committee on **state government**.

**House File 150**, by Doyle, Kelly, Shaw, Curtis, Den Herder, Freeman, Schwieger, Wirtz, Priebe, Waugh and Sargisson, a bill for an act relating to the determination of number of district court judgeships and the filling of vacancies.

Read first time and referred to committee on **judiciary**.

**House File 151**, by Fischer of Grundy, a bill for an act relating to

electric transmission lines and the power of eminent domain exercised by electric utilities.

Read first time and referred to committee on **commerce**.

**House File 152**, by Fischer of Grundy, a bill for an act relating to pipeline companies and the power of eminent domain exercised by pipeline companies.

Read first time and referred to committee on **commerce**.

**House File 153**, by Schroeder, Kruse, Millen, Pierson, Mendenhall, Hamilton, Campbell, Logemann, Tieden, Schmeiser, Nielsen, Grassley, Stromer, Christensen, Knoke and Knoblauch, a bill for an act relating to embezzled county funds.

Read first time and referred to committee on **county government**.

**House File 154**, by Stromer, a bill for an act relating to the rate of any special assessment for cities and towns.

Read first time and referred to committee on **cities and towns**.

**House File 155**, by committee on higher education, a bill for an act relating to trespass on public property and providing penalties for violations.

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

**House File 156**, by Ellsworth, Holden, Skinner, Shaw and Doyle (Thordsen, Sullivan, Kennedy, Van Drie and Walsh), a bill for an act relating to private employment agency fees and appeals from decisions of the labor commissioner.

Read first time and referred to committee on **human and industrial relations**.

#### ANNOUNCEMENT BY THE CHIEF CLERK

The following is on file in the office of the Chief Clerk:

The Honorable William H. Harbor  
Speaker of the House  
Local

Dear Mr. Speaker:

The House committee on ethics for the Sixty-fourth General Assembly, as provided for under chapter 107, Acts of the Sixty-second General Assembly, submits the enclosed Code of Ethics and rules for lobbyists to the House of Representatives.

Respectfully yours,  
RICHARD W. WELDEN  
Ethics Committee Chairman

**HOUSE CODE OF ETHICS**  
Members of the House of Representatives

Recognizing that service in the General Assembly is a part-time endeavor and that members of the General Assembly are honorable individuals who are active in the affairs of their localities and elsewhere, and that it is necessary for them to maintain a livelihood and sources of income apart from their legislative compensation, the following rules are adopted pursuant to chapter one hundred seven (107), Acts of the Sixty-second General Assembly, to assist the members in the conduct of their legislative affairs.

1. While taking into account the fact that legislative service is only part-time, no member of the House shall accept economic or investment opportunity under circumstances where he knows, or should know, that there is a reasonable possibility that the opportunity is being afforded him with intent to influence his conduct in the performance of his official duties.

2. No member of the House may charge to or accept from a person, corporation, partnership, or corporation known to have a legislative interest, a price, fee, compensation, or other consideration for the sale or lease of any property or the furnishing of services which is in excess of that which such member would ordinarily charge another.

3. No member of the House, in order to further his own economic interests, or those of any other person, may disclose or use confidential information acquired in the course of his official duties.

4. A member of the House may appear before a state agency in any representation case, except that he shall not appear before a state agency if the matter is subject to legislative review. Whenever a member of the House appears before a state agency he shall carefully avoid all conduct which might in any way lead members of the general public to conclude that he is using his official position to further his professional success or general interest.

5. In order to permit the General Assembly to function effectively, members of the House will, of necessity, be required to vote on bills and participate in committee work which will affect their employment and other areas in which they may have a monetary interest. Action on bills and in committee work which specifically deal with a member's specific employment or specific investment, as opposed to a profession, trade, or business in general, should be avoided. In making a decision relating to his activity on particular bills or in committee work which are subject to this code, the following factors should be considered:

a. Whether a substantial threat to his independence of judgment has been created by the conflict situation.

b. The effect of his participation on public confidence in the integrity of the legislature.

c. Whether his participation is likely to have any significant effect on the disposition of the matter.

d. The need for his particular contribution, such as special knowledge of the subject matter, to the effective functioning of the legislature.

He may, however, decide to participate in a manner contrary to the economic interest which creates the conflict situation, but if he abstains, he should disclose that fact to his legislative body.

6. Members of the House are urged to familiarize themselves with chapter one hundred seven (107), Acts of the Sixty-second General Assembly, and chapter seven hundred thirty-nine (739) of the Code.



7. Members of the House shall not charge any amount or item to any charge account to be paid for by any lobbyist or any organization he represents.

8. Complaints against any member of the House or any lobbyist operating in the House shall be in writing, made under oath and filed with the ethics committee of the House. If the ethics committee determines that the complaint sets out an apparent violation of the law or code of ethics or rules regulating lobbyists, it shall set the matter for hearing, notify the accused of his right to appear in person, to be represented by counsel, to present statements and evidence and to cross-examine witnesses. The committee shall hold a hearing and consider all relevant evidence and shall make its recommendations to the House.

9. Advisory opinions may be rendered as set out in Sec. 12, chapter one hundred seven (107), Acts of the Sixty-second General Assembly upon request of a member of the General Assembly.

#### Lobbyists

1. Each individual wishing to lobby in the House or attempt to influence legislation on a regular basis shall, on or before the day his lobbying activity begins, personally register his name and address and each company, firm, corporation, union, association, or cause for which he wishes to lobby with the chief clerk of the House. In addition, he shall register with the chief clerk the numbers of the bills with regard to which he intends to lobby, together with the name of each company, association or cause respectively involved. As such information is received it shall, from time, be distributed to the individual members of the House whose clerks may then record such information on their copies of the related bills.

2. All federal, state, and local employees or officials representing the official positions of their agencies are required to present to the chief clerk of the House a letter of authorization from their department or agency heads prior to any lobbying activity by them. Such employees or officials who wish to lobby in opposition to the official policy may do so by registering as a lobbyist and need not submit a letter of authorization.

3. Lobbyists shall not be permitted on the floor of the House while it is in session.

4. Lobbyists are prohibited from providing to members of the House and members may not accept, open-end accounts paid for by the lobbyist or his employer.

5. No fee or bonus shall be paid to any lobbyist with reference to any legislative action that is conditioned wholly or in part upon the results attained by the lobbyist.

6. No lobbyist, or employer of a lobbyist, shall offer economic or investment opportunity or promise of employment to any member of the House with intent to influence his conduct in the performance of his official duties.

#### CONSIDERATION OF BILLS REGULAR CALENDAR

**House File 83**, a bill for an act to legalize and validate the proceedings of the City Council of the City of DeWitt, Iowa, in connection with an election for the issuance of swimming pool bonds and declaring the validity of said election and that bonds issued pursuant to and authorized thereby shall constitute valid and binding ob-

ligations of said city, with report of committee recommending passage, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 83)

The ayes were, 90:

Alt	Gluba	Menefee	Scott
Anania	Goode	Middleswart	Siglin
Andersen	Grassley	Miller	Small
Bergman	Hamilton	Moffitt	Sorg
Blouin	Hansen	Mollett	Stanley
Bray	Hill	Monroe	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Husak	Norpel	Stromer
Christensen	Jesse	Nystrom	Strothman
Clark	Johnston	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kennedy	Pelton	Trowbridge
Den Herder	Kinley	Pierson	Uban
Dougherty	Knoke	Priebe	Varley
Doyle	Kreamer	Rex	Waugh
Drake	Kruse	Rodgers	Welden
Dunton	Lawson	Roorda	Wells
Edelen	Lipsky	Sargisson	Willits
Egenes	Logemann	Schmeiser	Winkelman
Ellsworth	Mayberry	Schroeder	Wirtz
Ewell	McCormick	Schwartz	Wyckoff
Franklin	McElroy	Schwieger	Mr. Speaker
Freeman	Mendenhall		

The nays were, 1:

Radl

Absent or not voting, 9:

Bennett	Kehe	Larson	Shaw
Fischer, H. O.	Knoblauch	Millen	Skinner
Fisher, C. R.			

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

#### SPECIAL ORDER

(House File 121)

The hour of 9:30 a.m. having arrived, the Speaker announced the special order of business for the consideration of **House File 121**, a bill for an act to provide limitations on the property tax levy for general fund expenditures of school corporations, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts.

Welden of Hardin, District 32, offered the following amendment filed by Welden, et al. :

Amend House File 121 as follows:

Page 2, by striking section 1, lines 1 through 8 inclusive and inserting in lieu thereof the following:

"Section 1. A school district of this state shall not certify for the fiscal year commencing July 1, 1971, an amount of money to be raised by property taxes for the general fund budget in excess of the amount received by the district for the general fund budget raised by property taxes for the fiscal year commencing July 1, 1970, unless because of special circumstances, the school district receives permission from the school budget review committee. Special circumstances for the purposes of this section are circumstances which would materially affect the district's fiscal status, including but not limited to increases in enrollment which would require significant expenditures in addition to the forty-five dollars per pupil received in additional state aid."

Division of the amendment was requested.

Division 1 to be lines 1 through 11, and division 2 to be lines 12 through 17.

Welden of Hardin, District 32, moved the adoption of division 1, lines 1 through 11, of the amendment.

A non-record roll call was requested.

The ayes were 56, nays 39.

Division 1 of the amendment was adopted.

Welden of Hardin, District 32, moved the adoption of division 2, lines 12 through 17, of the amendment.

A non-record roll call was requested.

The ayes were 58, nays 39.

Division 2 of the amendment was adopted.

Den Herder of Sioux, District 1, offered the following amendment filed by the committee on ways and means and moved its adoption:

Amend House File 121 as follows:

1. Page 2, lines 1, 7, 9, 17, 31 and 35 by striking the word "corporation" and inserting in lieu thereof in each line the word "district".

2. Page 3, line 11, by striking the word "corporation" and inserting in lieu thereof the word "district".

3. Page 4, by striking Section 8 and inserting in lieu thereof the following:

"Sec. 8. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Sioux Center News, a newspaper published in Sioux Center, Iowa, and in The DeWitt Observer, a newspaper published in DeWitt, Iowa."

4. Amend the title, line 2, by striking the word "corporations" and inserting in lieu thereof the word "districts".

The amendment was adopted.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations:

Amend House File 121 as follows:

1. Page 2, by striking lines 25 through 30, and renumbering the remaining sections.

2. Page 3, by striking lines 26 through 35, inclusive.

3. Page 4, by striking lines 1 through 9, inclusive, and inserting in lieu thereof the following:

"Sec. 7. There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1971 and ending June 30, 1972, the sum of one hundred fifteen million (115,000,000) dollars, plus an amount equal to forty-five (45) dollars for each pupil enrolled in public schools in the state, or so much thereof as may be necessary. Of this amount, one hundred fifteen million (115,000,000) dollars, or so much thereof as may be necessary, shall be distributed to each of the school districts in an amount equal to the amount of state equalization aid distributed to each school district for the fiscal year commencing July 1, 1970. The remaining sum appropriated, or so much thereof as may be necessary, shall be distributed on the basis of forty-five (45) dollars for each pupil enrolled in a public school in each school district, as determined by 1971 public school fall enrollment. The state controller shall issue warrants for the amount due each school district on an equal quarterly basis."

Division of the amendment was requested.

Camp of Clinton, District 73, moved the adoption of amendment 1, lines 1 through 3, of the committee amendment.

Roll call was requested by Skinner of Polk, District 60, and Cochran of Webster, District 29.

On the question "Shall amendment 1 of the committee amendment be adopted?"

The ayes were, 86:

Alt	Gluba	Menefee	Schwieger
Anania	Goode	Middleswart	Shaw
Andersen	Hamilton	Millen	Siglin
Bennett	Hansen	Miller	Skinner
Bergman	Hill	Moffitt	Small
Blouin	Holden	Mollett	Stanley
Bray	Husak	Monroe	Strand
Camp	Jesse	Nielsen	Stromer
Campbell	Johnston	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Kinley	Pellett	Trowbridge
Dougherty	Knoblauch	Pelton	Uban
Doyle	Knoke	Priebe	Varley
Dunton	Kreamer	Rex	Waugh
Edelen	Kruse	Rodgers	Welden
Egenes	Larson	Roorda	Wells
Ellsworth	Lawson	Sargisson	Willits
Ewell	Lipsky	Schmeiser	Winkelman
Fischer, H. O.	McCormick	Schroeder	Wirtz
Fisher, C. R.	McElroy	Schwartz	Mr. Speaker
Franklin	Mendenhall		

The nays were, 11:

Christensen	Kelly	Pierson	Stokes
Cochran	Logemann	Radl	Wyckoff
Freeman	Mayberry	Scott	

Absent or not voting, 3:

Drake	Grassley	Sorg
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Amendment 1 of the committee amendment was adopted.

Dunton of Keokuk, District 88, offered the following amendment to the committee amendment, filed by him and Priebe of Kossuth, District 6, and moved its adoption:

Amend the amendment filed by the committee on appropriations of January 28, 1971, by striking from line thirteen (13) the words "forty-five (45) and inserting in lieu thereof the words "fifty-five (55)" and also striking from line twenty-three (23) the words "forty-five (45)" and inserting in lieu thereof the words "fifty-five (55)".

Roll call was requested by Gluba of Scott, District 76, and Skinner of Polk, District 60.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 30:

Anania	Ewell	Larson	Schwartz
Bennett	Franklin	Mayberry	Schwieger
Blouin	Gluba	McCormick	Scott
Bray	Hill	Monroe	Skinner
Clark	Jesse	Patton	Small
Doyle	Johnston	Priebe	Uban
Dunton	Kennedy	Schmeiser	Willits
Ellsworth	Kinley		

The nays were, 69:

Alt	Hamilton	Millen	Sorg
Andersen	Hansen	Miller	Stanley
Bergman	Holden	Moffitt	Stokes
Camp	Husak	Mollett	Strand
Campbell	Kehe	Nielsen	Stromer
Christensen	Kelly	Norpel	Strothman
Cochran	Knoblauch	Nystrom	Taylor
Curtis	Knoke	Pellett	Tieden
Den Herder	Kreamer	Pelton	Trowbridge
Dougherty	Kruse	Pierson	Varley
Drake	Lawson	Radl	Waugh
Edelen	Lipsky	Rex	Welden
Egenes	Logemann	Rodgers	Wells
Fischer, H. O.	McElroy	Roorda	Winkelman
Fisher, C. R.	Mendenhall	Sargisson	Wirtz
Freeman	Menefee	Schroeder	Wyckoff
Goode	Middleswart	Siglin	Mr. Speaker
Grassley			

Absent or not voting, 1:

Shaw

The amendment to the amendment lost.

(House File 121 and amendments 2 and 3, lines 4 through 27, of the amendment filed by the committee on appropriations on January 28, 1971, pending at adjournment.)

#### MOTION TO RECONSIDER

(Welden Amendment to House File 121)

I move to reconsider the vote by which the Welden amendment to House File 121 was adopted on February 2, 1971.

ARTHUR A. SMALL, JR.

#### REPORTS OF COMMITTEES

Strothman of Henry, District 90, from the committee on agriculture, submitted the following reports:

**MR. SPEAKER:** Your committee on agriculture, to whom was referred **House File 39**, a bill for an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement procedures, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 39 as follows:

1. Page 2, line 7, by inserting after the word "Iowa" the word "aerial".
2. Page 2, line 16, by inserting after the word "secretary" the following: "and posts bond in amount to be determined by the secretary,".
3. Page 2, line 17, by striking all after the word "commission" and all of lines 18 and 19, and inserting in lieu thereof a period.

4. Page 2, line 26, by inserting after the word "secretary" the following: "before one-half damaged crop is harvested and".

5. Page 3, by striking all of lines 3 and 4 and inserting in lieu thereof the following: "3. One member shall be a person experienced in adjusting crop losses."

6. Page 3, by striking all of lines 5 through line 15 and the words "as evidence in court" from line 16, and inserting in lieu thereof the following: "The claim investigation committee shall conduct its investigation of such claim under the direction of the secretary and report its findings to him. Such report shall be admissible as evidence in any court in this state. If the claimant is successful and is awarded damages, the aerial applicator shall pay the expenses of the investigation committee as determined by the secretary."

CHARLES F. STROTHMAN, Chairman

Also:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 114**, a bill for an act relating to specifications and standards for cheese and cheese products, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

Millen of Van Buren, District 99, from the committee on human and industrial relations, submitted the following report:

MR. SPEAKER: Your committee on human and industrial relations, to whom was referred **House File 63**, a bill for an act to provide compensation for the public representatives serving on the committee on child labor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

FLOYD MILLEN, Chairman

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 86 and 87 and Senate File 63.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 86 and 87 and Senate File 63.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of February, 1971, sent to the Governor for his approval: House Files 86 and 87.

ELIZABETH R. MILLER, Chairman

Report adopted.

## AMENDMENTS FILED

- 1 Amend House File 48, page 3, line 30, by
- 2 striking the word "twelve" and inserting in lieu
- 3 thereof the word "fourteen".

SCHROEDER of Pottawattamie, District 54

- 1 Add the following new section to House File 48:
- 2 Sec. 4. This Act, being deemed of immediate
- 3 importance, shall take effect and be in force
- 4 from and after its publication in Neola Gazette-
- 5 Reporter, a newspaper published in Neola, Iowa,
- 6 and in Council Bluffs Nonpareil, a newspaper
- 7 published in Council Bluffs, Iowa.

SCHROEDER of Pottawattamie, District 54

- 1 Amend House File 119 as follows:
- 2 1. Page 2, by striking from lines 7
- 3 through 11, inclusive, the words "*In estab-*
- 4 *lishing precinct boundaries, each precinct*
- 5 *shall be contained wholly within an existing*
- 6 *legislative district as established by law.*
- 7 *Any changes of precinct boundaries made be-*
- 8 *tween January 25, 1971, and the date this Act*
- 9 *becomes effective are invalid."*
- 10 2. Page 2, by inserting before the
- 11 period in line 27 the following:
- 12 "*and the boundaries of each precinct so*
- 13 *established shall follow the boundaries of*
- 14 *areas for which official population figures*
- 15 *are available from the most recent federal*
- 16 *decennial census. Every precinct shall be*
- 17 *contained wholly within an existing legisla-*
- 18 *tive district as established by law, and where*
- 19 *an unavoidable conflict arises between this*
- 20 *requirement and the requirement that the popu-*
- 21 *lations of any two precincts shall be as*
- 22 *nearly equal as possible, the requirement that*
- 23 *each precinct shall be contained wholly within*
- 24 *an existing legislative district shall take*
- 25 *precedence".*
- 26 3. Page 2, by inserting before the
- 27 period in line 35 the following:
- 28 "*provided that where a county board has*



29 *not later than March 15, 1971 established new*  
30 *or revised precinct boundaries which comply*  
31 *with all requirements of this section, other*  
32 *than that relating to boundaries of existing*  
33 *legislative districts, and the new or revised*  
34 *precinct boundaries are certified to the*  
35 *secretary of state not later than March 18,*  
36 *1971, the precincts so established shall be*  
37 *valid”.*

38 4. Page 3, by inserting before the  
39 period in line 2 the words “, or after March  
40 15, 1971 in the case of precincts established  
41 or revised on or before that date in compli-  
42 ance with this section”.

43 5. Page 3, by inserting after line 2 the  
44 following:

45 *Nothing in this section shall prohibit a*  
46 *board of supervisors which has complied with*  
47 *the applicable requirements of this section by*  
48 *December thirty-first of any year following a*  
49 *year in which the federal decennial census is*  
50 *taken, from thereafter changing the boundaries*  
51 *of any precinct in the manner and within the*  
52 *limitations provided by this section at any*  
53 *time prior to or during the year in which the*  
54 *next federal decennial census is taken, if*  
55 *the board concludes that the changes in pre-*  
56 *inct boundaries are necessary to best serve*  
57 *the voters affected.*

58 6. Page 3, by striking from lines 8  
59 through 13, inclusive, the words “*In estab-*  
60 *lishing precinct boundaries, each precinct*  
61 *shall be contained wholly within an exist-*  
62 *ing legislative district as established by*  
63 *law. Any changes of precinct boundaries made*  
64 *between January 25, 1971, and the date this*  
65 *Act becomes effective are invalid.”*

66 7. Page 3, by inserting before the  
67 period in line 16 the following:

68 *“and the boundaries of each precinct*  
69 *shall follow the boundaries of areas for which*  
70 *official population figures are available from*  
71 *the most recent federal decennial census.*  
72 *Every precinct shall be contained wholly*  
73 *within an existing legislative district”.*

74 8. Page 3, by striking line 20 and  
75 inserting in lieu thereof the following:

76 “decennial census, except that:”.

77 9. Page 3, by inserting after line 29  
78 the following:

79 1. *A city council may establish a pre-*  
80 *inct having a total population in excess of*  
81 *three thousand five hundred, and which is*  
82 *substantially larger in population than other*

83 *precincts in the same city, if the precinct*  
84 *so established encompasses any building or*  
85 *facility, including but not limited to build-*  
86 *ings or facilities such as college dormi-*  
87 *tories and military installations, where a*  
88 *disproportionately large number of the persons*  
89 *enumerated as residents in the most recent*  
90 *federal decennial census are not eligible or*  
91 *are not registered to vote in that precinct,*  
92 *provided that no precinct established under*  
93 *this subsection may be so utilized as to*  
94 *violate any requirement of law that members*  
95 *of any public body be elected from districts*  
96 *of equal population.*

97 2. *If in any area of the city it is not*  
98 *possible to devise a contiguous precinct hav-*  
99 *ing a population of less than three thousand*  
100 *five hundred by the most recent federal*  
101 *decennial census, because one or more of the*  
102 *smallest population units for which census*  
103 *data are available are composed of noncontig-*  
104 *uous territory, the city council may utilize*  
105 *other reliable and documented indicators of*  
106 *population distribution in establishing pre-*  
107 *cincts within that area.*

108 3. *Where an unavoidable conflict arises*  
109 *between the requirements of this section*  
110 *relating to population of precincts and the*  
111 *requirement that each precinct be contained*  
112 *wholly within an existing legislative dis-*  
113 *trict, the latter requirement shall take*  
114 *precedence.*

115 10. Page 4, by inserting before the  
116 period in line 1 the following:  
117 “, provided that where a city council has  
118 not later than March 15, 1971 established new  
119 or revised precinct boundaries which comply  
120 with all requirements of this section, other  
121 than that relating to boundaries of existing  
122 legislative districts, and the new or revised  
123 precinct boundaries are certified to the  
124 secretary of state not later than March 18,  
125 1971, the precincts so established shall be  
126 valid”.

127 11. Page 4, by inserting before the period  
128 in line 3 the words “, or after March 15, 1971 in  
129 the case of precincts established or revised on  
130 or before that date in compliance with this section”.

131 12. Page 4, by inserting after line 3 the  
132 following:

133 *Nothing in this section shall prohibit a*  
134 *city council which has complied with the appli-*  
135 *cable requirements of this section by December*  
136 *thirty-first of any year following a year in which*

137 *the federal decennial census is taken, from there-*  
 138 *after changing the boundaries of any precinct in*  
 139 *the manner and within the limitations provided by*  
 140 *this section, at any time prior to or during the*  
 141 *year in which the next federal decennial census*  
 142 *is taken, if the council concludes that the*  
 143 *changes in precinct boundaries are necessary to*  
 144 *best serve the voters affected.*

145 13. Page 1, by inserting in line 2 the  
 146 words "BE IT ENACTED BY THE GENERAL ASSEMBLY  
 147 OF THE STATE OF IOWA:":

DRAKE of Muscatine, District 71  
 UBAN of Black Hawk, District 38  
 SHAW of Scott, District 78

1 Amend the Scott, et al., amendment to House File 121  
 2 by adding the following new paragraph to numbered para-  
 3 graph 5 thereof:

4 "Special circumstances for the purpose of this  
 5 section are circumstances which would materially affect  
 6 the district's fiscal status, including but not limited  
 7 to increases in enrollment which would require significant  
 8 expenditures in addition to the forty-five dollars per  
 9 pupil received in additional state aid."

JESSE of Polk, District 58

1 Amend the Blouin amendment to House File 121 (filed February 1)  
 2 by striking all of lines 25-28 and inserting in lieu  
 3 thereof the following:

4 "When determining the 1971 fall enrollment, all  
 5 shared-time students shall be counted for that portion  
 6 of a student equivalent to the amount of shared-time  
 7 these students spend in public schools."

BLOUIN of Dubuque, District 49

1 Amend the Taylor amendment to House File 121 (filed February 1)  
 2 by striking all of lines 4 and 5 and inserting in lieu  
 3 thereof the following:

4 "When determining the 1971 fall enrollment, all  
 5 shared-time students shall be counted for that portion  
 6 of a student equivalent to the amount of shared time  
 7 these students spend in public schools."

BLOUIN of Dubuque, District 49

1 Amend the Willits amendment to House File 121,  
 2 filed February 1, 1971, by striking from line 5 the  
 3 word "corporation" and inserting in lieu thereof the  
 4 word "district".

WILLITS of Polk, District 57

1 Amend House File 121 as follows:

2 1. Page 2, line 24, by inserting preceding the  
 3 period the following: "but said limitation on the  
 4 budget certification shall not apply to special

5 education expenditures other than administrative  
6 costs”.

EWELL of Black Hawk, District 39  
LIPSKY of Linn, District 47  
NIELSEN of Shelby, District 53  
DUNTON of Keokuk, District 88

1 Amend House File 121 as follows:

- 2 1. Page 2, by adding in line 1 after the words  
3 “of this state” the words “*spending more than the 1970-*  
4 *1971 school year state average per pupil cost.*”  
5 2. Page 3, by adding in line 18 after the words  
6 “each school district” the words “*spending more than the*  
7 *1970-1971 school year state average per pupil cost.*”

SCHWIEGER of Black Hawk, District 40  
UBAN of Black Hawk, District 38

1 Amend House File 121 as follows:

- 2 1. Page 2, by inserting after section 2 a new section  
3 and renumbering subsequent sections, as follows:  
4 “Sec. 3. The provisions of this bill, other than  
5 the section making a general appropriation, shall not  
6 apply to school districts located in cities of more than  
7 60,000 persons, based on 1970 census figures.”

SCHWIEGER of Black Hawk, District 40  
UBAN of Black Hawk, District 38

1 Amend House File 121 as follows:

- 2 Amend the committee on appropriations amendment  
3 by Camp, filed January 28, by striking the quotation  
4 marks in line 27 and inserting in lieu thereof, the  
5 following: “The comptroller shall issue a warrant  
6 to school districts upon certification by each school  
7 district of the amount of interest incurred by that  
8 district as a direct result of any late payments  
9 required to be made by this Act. An amount is hereby  
10 appropriated from the general fund to accomplish the  
11 purpose of this section.”

KENNEDY of Chickasaw, District 11

1 Amend House File 121 as follows:

- 2 1. Page 3, line 18, by adding after the word  
3 “amount” the words “certified as provided by section  
4 four hundred forty-two point five (442.5) of the Code,  
5 or an amount.”  
6 2. Page 3, by striking the period in line 20,  
7 and inserting in lieu thereof the words “, whichever  
8 is greater.”

JESSE of Polk, District 58  
KINLEY of Polk, District 66  
HILL of Polk, District 62

1 Amend House File 121 as follows:

- 2 1. Page 2, by striking all of lines 18 through 24, and  
3 renumbering the remaining sections.

COCHRAN of Webster, District 29

1 Amend House File 121 as follows:

2 1. Page 2, by striking the comma from  
3 the end of line 5 and inserting in lieu there-  
4 of a period.

5 2. Page 2, by striking lines 6 through  
6 17, inclusive, and renumbering the remaining  
7 sections.

8 3. Page 2, by striking from line 35 the  
9 words "and the school corporation, county  
10 auditor, or".

11 4. Page 3, by striking from lines 1 and  
12 2 the words "county board of supervisors has  
13 received no notice from the state comptroller  
14 allowing the increase;"

15 5. Page 4, by inserting after line 9 the  
16 following new section:

17 "A school district which because of  
18 special circumstances has adopted a budget for  
19 general fund expenditures which exceeds the  
20 combined amount which may be raised by proper-  
21 ty taxes and the additional funds which are  
22 appropriated pursuant to the provisions of  
23 this Act, may request additional state aid  
24 from the school budget review committee. If  
25 the school budget review committee approves  
26 the request for additional state funds, the  
27 money shall be paid from funds herein appro-  
28 priated to the school budget review committee.  
29 The state comptroller shall issue a warrant  
30 for the amount approved by the school budget  
31 review committee.

32 There is appropriated from the general  
33 fund of the state to the school budget review  
34 committee the sum of five million (5,000,000) dollars,  
35 or so much thereof as may be necessary, to carry out  
36 the provisions of this section."

SCOTT of Cerro Gordo, District 18  
DUNTON of Keokuk, District 88  
COCHRAN of Webster, District 29  
MONROE of Des Moines, District 92  
KINLEY of Polk, District 66

1 Amend House File 127, page 3, line 24,  
2 by inserting after the word "bribery" the word  
3 "gambling,".

FISCHER of Grundy, District 35

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, February 3, 1971.

# JOURNAL OF THE HOUSE

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Twenty-fourth Calendar Day—Seventeenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 3, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend John Beebout, pastor of the First United Methodist Church, Clarinda, Iowa.

The Journal of Tuesday, February 2, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seventy-five ninth grade government-economics class students from Oskaloosa Community Junior High School, accompanied by their teachers, Mrs. Lois Scharff and Curt Frey. By Pierson of Mahaska, District 87.

## SPECIAL AWARD IOWA LEGISLATURE

Speaker pro tempore Millen announced that Speaker William H. Harbor was in Washington, D. C., today to represent the Iowa legislature and receive an outstanding recognition from the Citizens Conference on State Legislatures. Iowa was designated the sixth-best legislature among the fifty state legislatures by the Legislative Evaluation Study.

Before leaving for Washington, Speaker Harbor stated that much of the credit for Iowa's high rank among state legislatures should go to William R. Kendrick, Chief Clerk of the Iowa House.

The House rose and honored Chief Clerk Kendrick for his valued and expert service to the Iowa legislature.

## PETITIONS FILED

The following petitions were received and placed on file:

By Grassley of Butler, District 10, from four hundred fifty citizens of the State of Iowa; Andersen of Woodbury, District 23, from

six hundred twenty-eight residents of Woodbury County; Ewell of Black Hawk from five hundred nine residents of Black Hawk County; and Stanley of Linn, District 45, from eleven residents of Linn County opposing legislation to legalize abortion in Iowa.

By Hansen of Black Hawk, District 37, and Schwieger of Black Hawk, District 40, from five hundred fifty residents of Black Hawk County urging that the total millage levied on real estate in the State of Iowa should have a maximum ceiling below the present millage of 145.202 for Black Hawk County on assessed value for the year 1970, payable in 1971.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 39, 63 and 114, under Rule 35.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a certificate from the House of Delegates of the West Virginia Legislature certifying that House Concurrent Resolution 9, relating to revenue sharing, was adopted by the West Virginia Legislature on January 20, 1971.

#### INTRODUCTION OF BILLS

**House File 157**, by committee on higher education, a bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.

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

**House File 158**, by Ellsworth and Taylor, a bill for an act to allow persons over sixty-four years of age to fish without a license.

Read first time and referred to committee on **conservation and recreation**.

**House File 159**, 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.

Read first time and referred to committee on **human and industrial relations**.

**House File 160**, by Stromer, Kruse and Schroeder, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty.

Read first time and referred to committee on **commerce**.

**House File 161**, by Christensen, Moffitt, Rex and Dougherty, a bill for an act relating to construction of mailbox turnouts on highways.

Read first time and referred to committee on **transportation**.

**House File 162**, by committee on higher education, a bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents.

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

**House File 163**, by Alt, a bill for an act relating to the registration of psychologists and establishing a psychology examining board.

Read first time and referred to committee on **social services**.

**House File 164**, by Bray, Franklin and Mendenhall, a bill for an act relating to the adoption of children.

Read first time and referred to committee on **social services**.

**House File 165**, by Andersen, Schwartz, Dunton, Rex, Sargisson, Kelly, Trowbridge, Bergman, Lawson and Mendenhall (Erskine), a bill for an act authorizing cities, towns, counties, and school corporations to impose local taxes, making such taxes subject to applicable provisions of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance.

Read first time and referred to committee on **cities and towns**.

**House File 166**, by Logemann, a bill for an act relating to liability for support of persons committed to state mental health institutes or the Iowa security medical facility incident to certain criminal prosecutions.

Read first time and referred to committee on **social services**.

#### SENATE MESSAGE CONSIDERED

**Senate File 70**, a bill for an act relating to eligibility for unemployment compensation for veterans.

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

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 11

Pierson of Mahaska, District 87, called up for consideration **House Concurrent Resolution 11**, filed on January 28, 1971, and found on page 192 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.



## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 18, a bill for an act relating to notaries public.

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

House File 42, a bill for an act relating to shorthand notes of court reporters.

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

House File 83, a bill for an act legalizing proceedings of the City of DeWitt, Iowa, on issuance of swimming pool bonds.

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

Senate File 90, a bill for an act to authorize the consolidation of counties.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 18

- 1 Amend House File 18 as follows:
- 2 1. Page 2, line 4, by striking the words "in each county" and
- 3 inserting in lieu thereof the words "[in each county]".
- 4 2. Page 2, line 13, by striking "eight (8)" and inserting in
- 5 lieu thereof "seven (7)".
- 6 3. Page 2, line 15, by striking "eight (8)" and inserting in
- 7 lieu thereof "seven (7)".
- 8 4. Page 3, by striking lines 23 through 32, inclusive.
- 9 5. Page 3, line 18, by striking "eight (8)" and inserting in
- 10 lieu thereof "seven (7)".
- 11 6. Page 3, line 33, by striking the number "6" and inserting
- 12 in lieu thereof the number "5".
- 13 7. Page 4, by striking line 3 and inserting in lieu thereof
- 14 the words "[and also the clerk of the district court of the
- 15 proper county,]".
- 16 8. Page 4, line 5, by striking the number "7" and inserting
- 17 in lieu thereof the number "6".
- 18 9. Page 4, line 14, by striking the number "8" and inserting
- 19 in lieu thereof the number "7".
- 20 10. Page 4, by adding after line 23 the following new sections:
- 21 a. "Sec. 8. Section seventy-seven point fourteen (77.14),
- 22 Code 1971, is amended as follows:
- 23 77.14 Death—resignation—removal. On the death,
- 24 resignation, or removal from office of any notary, his records,
- 25 with all his official papers, shall, within three months there-
- 26 from, be deposited in the office of the [clerk of the district
- 27 court in the county for which such notary shall have been
- 28 appointed] *secretary of state.*"
- 29 b. "Sec. 9. Section seventy-seven point sixteen (77.16),

30 Code 1971, is amended as follows:

31 77.16 Neglect of executor to deposit records. If an  
32 executor or administrator of a deceased notary willfully  
33 neglects, for three months after his acceptance of that appoint-  
34 ment, to deposit in [said clerk's] *the secretary of state's* office  
35 the records and papers of a deceased notary which came into his  
36 hands, he shall be held guilty of a misdemeanor."

37 c. "Sec. 10. Section seventy-seven point eighteen (77.18),  
38 Code 1971, is amended as follows:

39 77.18 Duty of [clerk] *secretary of state* as to records.  
40 [Each clerk aforesaid] *The secretary of state* shall receive and  
41 safely keep all such records and papers of the notary in the  
42 cases above-named, and shall give attested copies of them,  
43 under the seal of his [court] *office*, for which he may demand  
44 such fees as by law may be allowed to the notaries, and such  
45 copies shall have the same effect as if certified by the notary."

46 d. "Sec. 11. Section seventy-eight point one (78.1), sub-  
47 section five (5), Code 1971, is amended as follows:

48 5. Notaries public [within the county of their appointment,  
49 and within any county in which they have filed with the clerk of  
50 the district court of said county a certified copy of their  
51 certificate of appointment]."

52 e. "Sec. 12. Section nine point three (9.3), Code 1971, is  
53 amended as follows:

54 9.3 Commissions. All commissions issued by the governor  
55 shall be countersigned by the secretary, who shall register  
56 each commission in a book to be kept for that purpose, specify-  
57 ing the office, name of officer, date of commission, and tenure  
58 of office, and forthwith forward to the state comptroller a copy  
59 of said registration [; provided, however, that notarial commis-  
60 sions shall be registered only in the office of the governor]."

61 f. "Sec. 13. Section seventy-seven point five (77.5),  
62 Code 1971, is repealed."

#### REPORTS OF COMMITTEES

Rex of Hamilton, District 31, from the committee on county gov-  
ernment, submitted the following report:

MR. SPEAKER: Your committee on county government, to whom was  
referred **House File 69**, a bill for an act relating to errors and omissions  
insurance for county officers and employees, begs leave to report it has had  
the same under consideration and has instructed me to report the same  
back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Shaw of Scott, District 78, from the committee on constitutional  
amendments and reapportionment, submitted the following report:

MR. SPEAKER: Your committee on constitutional amendments and re-  
apportionment, to whom was referred **House Joint Resolution 8**, a joint resolu-  
tion proposing an amendment to the Constitution of the State of Iowa repeal-  
ing the prohibition against lotteries in order that they may be regulated by  
the General Assembly, begs leave to report it has had the same under con-  
sideration and has instructed me to report the same back to the House  
with the recommendation that the same **do pass**.

ELIZABETH SHAW, Chairman

Goode of Davis, District 98, from the committee on transportation, submitted the following reports:

**MR. SPEAKER:** Your committee on transportation, to whom was referred **House File 48**, a bill for an act relating to the movement of oversized mobile homes and vehicles, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DEWEY E. GOODE, Chairman

Also:

**MR. SPEAKER:** Your committee on transportation, to whom was referred **House File 96**, a bill for an act relating to the late vehicle registration penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DEWEY E. GOODE, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

**MR. SPEAKER:** Your committee on judiciary, to whom was referred **House File 134**, a bill for an act relating to, and providing criminal penalties for, the illegal termination of a pregnancy, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 134 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. No pregnancy shall be intentionally terminated in this state unless performed:

- a. With the consent of the pregnant female person; and
- b. By a physician licensed to practice pursuant to chapters 148, 150, or 150A of the Code; and
- c. To save the life of a pregnant female person, or, within twenty (20) weeks from the commencement of the pregnancy; and
- d. Within a licensed hospital if the period of gestation is more than twelve weeks; and
- e. Upon a pregnant female person who has been a resident of this state for at least sixty (60) days immediately preceding such termination of pregnancy.

Sec. 2. Nothing in this act shall require a hospital or person to participate in the termination of a pregnancy. Refusal by a hospital or person to participate in the termination of a pregnancy shall not form the basis for a claim for damages or for disciplinary or other recriminatory action.

Sec. 3. Any person who knowingly violates this Act shall be imprisoned in the penitentiary for a term not exceeding fifteen (15) years and be fined a sum not exceeding three thousand dollars (\$3,000.00).

Sec. 4. Section one hundred forty-seven point

fifty-six (147.56), subsection six (6), Code 1971, is amended as follows:

6. Procurement or aiding or abetting in the procurement of [a criminal abortion] an *unlawful termination of pregnancy*.

Sec. 5. Section seven hundred seventy-three point thirty-eight (773.38), subsection five (5), Code 1971, is amended as follows:

5. An attempt to [commit an unlawful miscarriage of a woman] *unlawfully terminate a pregnancy*, and the homicide resulting from such attempt.

Sec. 6. Chapter seven hundred one (701), Code 1971, is repealed.

Sec. 7. No person for commercial purposes shall advertise or write or print a circular or handbill, card, book, pamphlet, or advertisement, or notice of any kind for general distribution, giving information, directly or indirectly, when, where, how, or by what means a pregnancy may be terminated.

Sec. 8. Section seven hundred twenty-five point five (725.5), Code 1971, is amended as follows:

**725.5 OBSCENE LITERATURE—ARTICLES FOR IMMORAL**

**USE.** Whoever sells, or offers for sale, or gives away, or has in his possession with intent to sell, loan, or give away any obscene, lewd, indecent, lascivious or filthy book, pamphlet, paper, drawing, lithograph, engraving, picture, photograph, writing, cards, postal card, model, cast, or any instrument or article of indecent or immoral use, [or any medicine, article, or thing designed or intended for procuring abortion or preventing conception], or advertises the same for sale, or writes or prints any letter, circular, handbill, card, book, pamphlet, advertisement, or notice of any kind, giving information, directly or indirectly, when, where, how, or by what means any of the articles or things hereinbefore mentioned can be purchased, or otherwise obtained or made, shall be guilty of a misdemeanor and be fined not more than one thousand nor less than fifty dollars, or be imprisoned in the county jail not more than one year or both.

CHARLES PELTON, Chairman

**AMENDMENTS FILED**

- 1 Amend House File 15 by adding the following:
- 2 Sec. 3. Section two hundred forty-nine A point
- 3 three (249A.3), subsection two (2), paragraph "a",
- 4 Code 1971, is amended as follows:
- 5 a. Individuals and families whose incomes and
- 6 resources are such that they are eligible for old-
- 7 age assistance, aid to dependent children, aid to
- 8 the disabled, or aid to the blind, but who are not

9 actually receiving such public assistance[.] , *and others*  
 10 *who are categorically related.*

GOODE of Davis, District 98

1 Amend House File 121, section 1, as adopted, by  
 2 striking from line 7 the words "in excess of the" and  
 3 inserting in lieu thereof the words "that will result  
 4 in a millage rate in excess of the rate for the".

SMALL of Johnson, District 69

1 Amend House File 121 by inserting after section 1  
 2 the following new section:  
 3 Sec. 2. The words in section 1 of this Act "an  
 4 amount of money to be raised by property taxes for the  
 5 general fund budget in excess of the amount received  
 6 by the district for the general fund budget" shall be  
 7 construed to mean "an amount of money to be raised by  
 8 property taxes for the general fund budget that will  
 9 result in a millage rate in excess of the rate for the  
 10 amount received by the district for the general fund  
 11 budget".

SMALL of Johnson, District 69

1 Amend House File 121 by inserting after section  
 2 1 the following new section:  
 3 "Sec. 2. The property tax that may be permitted  
 4 by the budget review committee under the provisions  
 5 of section 1 of this Act in excess of the amount  
 6 received by a school district for the general fund  
 7 budget raised by property taxes for the fiscal year  
 8 commencing July 1, 1970, shall not be authorized  
 9 until the fund appropriated by this section is  
 10 exhausted.

11 A school district which because of special cir-  
 12 cumstances has adopted a general fund budget which  
 13 exceeds the combined amount which may be raised by  
 14 property taxes and the additional funds which are  
 15 appropriated pursuant to the provisions of this Act,  
 16 may request additional state aid from the school  
 17 budget review committee. Special circumstances for  
 18 the purposes of this section are circumstances which  
 19 would materially affect the district's fiscal status,  
 20 including but not limited to increases in enrollment  
 21 which would require significant expenditures in  
 22 addition to the forty-five dollars per pupil received  
 23 in additional state aid.

24 If the school budget review committee approves the  
 25 request for additional state funds, the money shall  
 26 be paid from funds herein appropriated to the school  
 27 budget review committee. The state comptroller shall  
 28 issue a warrant for the amount approved by the school  
 29 budget review committee.

30 There is appropriated from the general fund of  
 31 the state to the school budget review committee the  
 32 sum of five million (5,000,000) dollars, or so much

33 thereof as may be necessary, to carry out the pro-  
34 visions of this section."

JESSE of Polk, District 58  
SCOTT of Cerro Gordo, District 18  
MONROE of Des Moines, District 92  
KINLEY of Polk, District 66

1 Amend the Taylor amendment to House File 121 (filed February 1)  
2 by striking all of lines 4 and 5 and inserting in lieu  
3 thereof the following:

4 "When determining the 1971 fall enrollment, all  
5 shared-time students shall be counted in the same manner  
6 as they were counted in the 1970 fall enrollment."

BLOUIN of Dubuque, District 49

1 Amend the Blouin amendment to House File 121 (filed February 1)  
2 by striking all of lines 25-28 and inserting in lieu  
3 thereof the following:

4 "When determining the 1971 fall enrollment, all  
5 shared-time students shall be counted in the same  
6 manner as they were counted in the 1970 fall enroll-  
7 ment."

BLOUIN of Dubuque, District 49

1 Amend House File 121 as follows:

- 2 1. Page 2, by striking the comma from the end of  
3 line 5 and inserting in lieu thereof a period.
- 4 2. Page 2, by striking lines 6 through 17,  
5 inclusive, and renumbering the remaining sections.
- 6 3. Page 2, by striking from line 35 the words "and  
7 the school corporation, county auditor, or".
- 8 4. Page 3, by striking from lines 1 and 2 the words  
9 "county board of supervisors has received no notice from  
10 the state comptroller allowing the increase;"
- 11 5. Page 4, by inserting after line 9 the following  
12 new section:
- 13 "A school district which because of special circum-  
14 stances has adopted a general fund budget which exceeds  
15 the combined amount which may be raised by property  
16 taxes and the additional funds which are appropriated  
17 pursuant to the provisions of this Act, may request  
18 additional state aid from the school budget review com-  
19 mittee. Special circumstances for the purposes of this  
20 section are circumstances which would materially affect  
21 the district's fiscal status, including but not limited  
22 to increases in enrollment which would require sig-  
23 nificant expenditures in addition to the forty-five  
24 dollars per pupil received in additional state aid.  
25 If the school budget review committee approves the  
26 request for additional state funds, the money shall be  
27 paid from funds herein appropriated to the school budget  
28 review committee. The state comptroller shall issue  
29 a warrant for the amount approved by the school  
30 budget review committee.
- 31 There is appropriated from the general fund of the

32 state to the school budget review committee the sum of  
 33 five million (5,000,000) dollars, or so much thereof as  
 34 may be necessary, to carry out the provisions of this  
 35 section."

SCOTT of Cerro Gordo, District 18  
 DUNTON of Keokuk, District 88  
 COCHRAN of Webster, District 29  
 MONROE of Des Moines, District 92  
 KINLEY of Polk, District 66

1 Amend House File 121 by inserting after section  
 2 1 the following new section:

3 "Sec. 2. For the purposes of this Act, the  
 4 words in section 1 as follows: "the amount  
 5 received by the district for the general fund  
 6 budget raised by property taxes" shall mean  
 7 either:

8 (1) An amount computed by dividing the amount  
 9 raised by property taxes for the general fund  
 10 budget for the fiscal year commencing July 1, 1970,  
 11 by the average daily membership for that fiscal  
 12 year, and by multiplying that quotient by the  
 13 projected pupil enrollment for the fiscal year  
 14 commencing July 1, 1971, or;

15 (2) The actual dollar amount of the general  
 16 fund budget raised by property taxes for the  
 17 fiscal year commencing July 1, 1970, whichever  
 18 is greater."

WILLITS of Polk, District 57

1 Amend House File 141 as follows:

2 1. Page 2, line 18, by inserting after the period the  
 3 following:

4 "Each separate item of information obtained shall  
 5 be a confidential communication and disclosure of each  
 6 item shall be a separate and distinct misdemeanor."

NORPEL of Jackson, District 52

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Thursday, February 4, 1971.

# JOURNAL OF THE HOUSE

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Twenty-fifth Calendar Day—Eighteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, FEBRUARY 4, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Carl Sinning, Presbyterian minister of Manning, Iowa.

The Journal of Wednesday, February 3, 1971, was approved.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 48, 69, 96 and 134 and House Joint Resolution 8, under Rule 35.

## PETITIONS FILED

The following petitions were received and placed on file :

By Wyckoff of Benton, District 42, from seventy-three residents of Benton community; Clark of Lee, District 100, from one hundred seventy-six residents of Lee County; Sorg of Linn, District 47, from seventy-four residents of Linn County; Nystrom of Boone, District 55, from seventy-five residents of Boone County; Freeman of Buena Vista, District 15, from sixty-three residents of Buena Vista County; Mayberry of Webster, District 30, from sixty-eight residents of Webster County; and Blouin of Dubuque, District 49, from three hundred ninety-two residents of Dubuque County favoring Senate File 52 relating to collective bargaining in public employment.

By Campbell of Washington, District 89, from thirty-eight residents of District 89; Harbor of Mills, District 81, from sixty-four educators from Red Oak, Iowa; Willits of Polk, District 57, from twenty-six residents of Polk County; and Ewell of Black Hawk, District 39, from three hundred seventy-four residents of Black Hawk County favoring a strong effective bill requiring negotiations between public employees and their employers.

By Harbor of Mills, District 81, from twenty-three Fremont County employees against the proposed funding of local boards of health



by a tax levy of not more than one mill and supporting a raise of one mill in the county general fund.

By Christensen of Union, District 95, from nine residents of Decatur County opposing property tax exemptions.

By Dougherty of Monroe, District 94, from eleven employees of the Monroe County State Highway Maintenance Department, Albia, Iowa, favoring Senate File 84 relating to salaries of the State Highway Commission and other state employees and making an appropriation.

By Hansen of Black Hawk, District 37, from four hundred residents of Black Hawk County opposing legislation to legalize abortion in Iowa.

By Wyckoff of Benton, District 42, from sixty-nine residents of Benton community opposing legislation to freeze the amount that schools can spend.

#### POINT OF PERSONAL PRIVILEGE

Gluba of Scott, District 76, rose on a point of personal privilege and announced that approximately seven hundred fifty members of the Iowa State Education Association were present in the House chamber.

#### INTRODUCTION OF BILLS

**House File 167**, by Logemann, a bill for an act relating to enforcement of an artisan's lien.

Read first time and referred to committee on **commerce**.

**House File 168**, by Rex (Potter), a bill for an act relating to tax receipts.

Read first time and referred to committee on **ways and means**.

**House File 169**, by Mayberry (Miller), a bill for an act relating to county homes.

Read first time and referred to committee on **county government**.

**House File 170**, by Tieden, Pellett, Christensen, Dunton and Mayberry (Milligan, Lamborn, Balloun, Rabedeaux, Smith, Anderson, Mowry, Van Drie and Miller), a bill for an act relating to the enucleating of eyes by funeral directors or embalmers.

Read first time and referred to committee on **social services**.

**House File 171**, by Drake, Ellsworth, Wells, Mollett and Stromer, a bill for an act relating to child labor.

Read first time and referred to committee on **human and industrial relations**.

**House File 172**, by committee on state government, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state.

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

#### SENATE MESSAGE CONSIDERED

**Senate File 90**, a bill for an act to authorize the consolidation of counties.

Read first time and referred to committee on **county government**.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 116, a bill for an act relating to a penalty for violation of snowmobile regulations.

CARROLL A. LANE, Secretary

#### REREFERRED TO COMMITTEE

(House Files 155, 157 and 162)

Hansen of Black Hawk, District 37, asked and received unanimous consent that **House Files 155, 157 and 162** which are now on the regular calendar be rereferred to the committee on **higher education**.

#### HOUSE CONCURRENT RESOLUTION 13

By Priebe and Edelen

*Whereas*, Welp's Breeding Farm of Bancroft, Iowa, is recognized as one of the outstanding businesses of its kind in the nation; and

*Whereas*, on February 5, 1971, the Honorable Wiley Mayne, United States Congressman from the Sixth Congressional District of Iowa, will present to Welp's Breeding Farm the President's "E" Award for exporting excellence; and

Whereas, the "E" Award is to be made through the United States Department of Commerce and the United States Department of Agriculture, Now Therefore,

*Be It Resolved by the House of Representatives, the Senate Concurring,* That the Iowa General Assembly recognizes the outstanding achievement of Welp's Breeding Farm of Bancroft, Iowa, and extends its congratulations for earning the "E" Award; and

*Be It Further Resolved,* That a copy of this resolution be forwarded to Welp's Breeding Farm of Bancroft, Iowa.

Laid over under Rule 25.

CONSIDERATION OF BILLS  
REGULAR CALENDAR  
HOUSE FILE 119 DEFERRED

**House File 119**, a bill for an act relating to election precincts, with report of committee recommending passage, was taken up for consideration.

Drake of Muscatine, District 71, offered the amendment filed by Drake, et al., on February 2, 1971, and found on pages 232, 233, 234 and 235 of the House Journal.

Cochran of Webster, District 29, asked and received unanimous consent that House File 119 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS

The House resumed consideration of **House File 121**, a bill for an act to provide limitations on the property tax levy for general fund expenditures of school corporations, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, and the following amendments 2 and 3 of the committee on appropriations amendment filed on January 28, 1971:

2. Page 3, by striking lines 26 through 35, inclusive.

3. Page 4, by striking lines 1 through 9, inclusive, and inserting in lieu thereof the following:

"Sec. 7. There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1971 and ending June 30, 1972, the sum of one hundred fifteen million (115,000,000) dollars, plus an amount equal to forty-five (45) dollars for each pupil enrolled in public schools in the state, or so much thereof as may be necessary. Of this amount, one hundred fifteen million (115,000,000) dollars, or so much thereof as may be necessary, shall be distributed to each of the

school districts in an amount equal to the amount of state equalization aid distributed to each school district for the fiscal year commencing July 1, 1970. The remaining sum appropriated, or so much thereof as may be necessary, shall be distributed on the basis of forty-five (45) dollars for each pupil enrolled in a public school in each school district, as determined by 1971 public school fall enrollment. The state comptroller shall issue warrants for the amount due each school district on an equal quarterly basis."

Hansen of Black Hawk, District 37, offered the following amendment to the committee amendment filed by him and moved its adoption:

Amend the committee on appropriations amendment to House File 121, filed January 28, 1971, by striking from lines 18 through 20 the words "in an amount equal to the amount of state equalization aid distributed to each school district for the fiscal year commencing July 1, 1970" and inserting in lieu thereof the words "in the state as state equalization aid, pursuant to the provisions of chapter four hundred forty-two (442) of the Code".

Roll call was requested by Gluba of Scott, District 76, and Hansen of Black Hawk, District 37.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 41:

Alt	Ellsworth	Kinley	Sargisson
Anania	Ewell	Knoblauch	Schwartz
Andersen	Franklin	Larson	Schwieger
Bennett	Gluba	Lipsky	Skinner
Blouin	Hansen	Mayberry	Small
Bray	Hill	McCormick	Stanley
Clark	Husak	Monroe	Taylor
Doyle	Jesse	Norpel	Uban
Dunton	Johnston	Patton	Wells
Edelen	Kennedy	Priebe	Willits
Egenes			

The nays were, 58:

Bergman	Holden	Mollett	Sorg
Camp	Kehe	Nielsen	Stokes
Campbell	Kelly	Nystrom	Strand
Christensen	Knoke	Pellett	Stromer
Cochran	Kreamer	Pierson	Strothman
Curtis	Kruse	Radl	Tieden
Den Herder	Lawson	Rex	Trowbridge
Dougherty	Logemann	Rodgers	Varley
Drake	McElroy	Roorda	Waugh
Fischer, H. O.	Mendenhall	Schmeiser	Weiden
Fisher, C. R.	Menefee	Schroeder	Winkelman
Freeman	Middleswart	Scott	Wirtz
Goode	Millen	Shaw	Wyckoff
Grassley	Miller	Siglin	Mr. Speaker
Hamilton	Moffitt		

Absent or not voting, 1:

Pelton

The amendment to the amendment lost.

Kennedy of Chickasaw, District 11, offered the following amendment to the committee amendment filed by him and moved its adoption:

Amend the committee on appropriations amendment by Camp, filed January 28, by striking the quotation marks in line 27 and inserting in lieu thereof, the following: "The comptroller shall issue a warrant to school districts upon certification by each school district of the amount of interest incurred by that district as a direct result of any late payments required to be made by this Act. An amount is hereby appropriated from the general fund to accomplish the purpose of this section."

A non-record roll call was requested.

The ayes were 38, nays 58.

The amendment to the amendment lost.

Camp of Clinton, District 73, moved the adoption of amendments 2 and 3 of the committee amendment.

A non-record roll call was requested.

The ayes were 81, nays 11.

Amendments 2 and 3 of the committee amendment were adopted.

MOTION TO RECONSIDER LOST  
(Welden Amendment to House File 121)

Small of Johnson, District 69, called up his motion to reconsider filed February 2, 1971, and moved to reconsider the vote by which the Welden amendment to House File 121 was adopted on February 2, 1971.

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the vote by which the Welden amendment was adopted be reconsidered?"

The ayes were, 33:

Anania	Hill	Mayberry	Schmeiser
Blouin	Husak	McCormick	Schwartz
Bray	Jesse	Middleswart	Scott
Cochran	Johnston	Monroe	Skinner
Doyle	Kelly	Norpel	Small
Dunton	Kennedy	Patton	Uban
Ewell	Kinley	Radl	Wells
Franklin	Larson	Sargisson	Willits
Gluba			

The nays were, 62:

Alt	Freeman	Menefee	Sorg
Andersen	Goode	Miller	Stanley
Bergman	Grassley	Moffitt	Strand
Camp	Hamilton	Mollett	Stromer
Campbell	Hansen	Nielsen	Strothman
Christensen	Holden	Nystrom	Taylor
Clark	Kehe	Pellett	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Rex	Varley
Dougherty	Kreamer	Rodgers	Waugh
Drake	Kruse	Roorda	Welden
Edelen	Lawson	Schroeder	Winkelman
Egenes	Lipsky	Schwieger	Wirtz
Ellsworth	Logemann	Shaw	Wyckoff
Fischer, H. O.	McElroy	Siglin	Mr. Speaker
Fisher, C. R.	Mendenhall		

Absent or not voting, 5:

Bennett	Pelton	Priebe	Stokes
Millen			

The motion lost.

Small of Johnson, District 69, offered the following amendment filed by him and moved its adoption:

Amend House File 121 by inserting after section 1 the following new section:

Sec. 2. The words in section 1 of this Act "an amount of money to be raised by property taxes for the general fund budget in excess of the amount received by the district for the general fund budget" shall be construed to mean "an amount of money to be raised by property taxes for the general fund budget that will result in a millage rate in excess of the rate for the amount received by the district for the general fund budget".

The amendment lost.

Willits of Polk, District 57, offered the following amendment filed by him and moved its adoption:

Amend House File 121 by inserting after section 1 the following new section:

"Sec. 2. For the purposes of this Act, the words in section 1 as follows: "the amount received by the district for the general fund budget raised by property taxes" shall mean either:

(1) An amount computed by dividing the amount raised by property taxes for the general fund budget for the fiscal year commencing July 1, 1970, by the average daily membership for that fiscal year, and by multiplying that quotient by the projected pupil enrollment for the fiscal year commencing July 1, 1971, or;

(2) The actual dollar amount of the general fund budget raised by property taxes for the fiscal year commencing July 1, 1970, whichever is greater."

The amendment lost.

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

### CONSIDERATION OF BILLS UNFINISHED BUSINESS

The House resumed consideration of **House File 121**.

Jesse of Polk, District 58, offered the following amendment filed by Jesse, et al., and moved its adoption:

Amend House File 121 by inserting after section 1 the following new section:

"Sec. 2. The property tax that may be permitted by the budget review committee under the provisions of section 1 of this Act in excess of the amount received by a school district for the general fund budget raised by property taxes for the fiscal year commencing July 1, 1970, shall not be authorized until the fund appropriated by this section is exhausted.

A school district which because of special circumstances has adopted a general fund budget which exceeds the combined amount which may be raised by property taxes and the additional funds which are appropriated pursuant to the provisions of this Act, may request additional state aid from the school budget review committee. Special circumstances for the purposes of this section are circumstances which would materially affect the district's fiscal status, including but not limited to increases in enrollment which would require significant expenditures in addition to the forty-five dollars per pupil received in additional state aid.

If the school budget review committee approves the request for additional state funds, the money shall be paid from funds herein appropriated to the school budget review committee. The state comptroller shall issue a warrant for the amount approved by the school budget review committee.

There is appropriated from the general fund of the state to the school budget review committee the sum of five million (5,000,000) dollars, or so much thereof as may be necessary, to carry out the provisions of this section."

Roll call was requested by Jesse of Polk, District 58, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 42:

Anania	Freeman	Mayberry	Schmeiser
Bennett	Gluba	McCormick	Schwartz
Blouin	Hansen	Middleswart	Schwieger
Clark	Hill	Monroe	Scott
Cochran	Husak	Norpel	Skinner
Dougherty	Jesse	Patton	Small
Doyle	Johnston	Priebe	Uban
Edelen	Kennedy	Radl	Wells
Egenes	Kinley	Rodgers	Willits
Ewell	Knoblauch	Sargisson	Wyckoff
Franklin	Larson		

The nays were, 50:

Alt	Hamilton	Mollett	Stokes
Andersen	Holden	Nielsen	Strand
Bergman	Kehe	Nystrom	Stromer
Camp	Knoke	Pellett	Strothman
Campbell	Kreamer	Pierson	Taylor
Curtis	Kruse	Rex	Trowbridge
Den Herder	Lipsky	Roorda	Varley
Drake	Logemann	Schroeder	Waugh
Ellsworth	McElroy	Shaw	Welden
Fischer, H. O.	Mendenhall	Siglin	Winkelman
Fisher, C. R.	Menefee	Sorg	Wirtz
Goode	Miller	Stanley	Mr. Speaker
Grassley	Moffitt		

Absent or not voting, 8:

Bray	Dunton	Lawson	Pelton
Christensen	Kelly	Millen	Tieden

The amendment lost.

Blouin of Dubuque, District 49, offered the following amendment filed by him:

- 1 Amend House File 121 as follows:
- 2 1. Page 2, by striking all of line 4 and inserting in
- 3 lieu thereof the following "budgets in excess of the
- 4 general fund budget raised".
- 5 2. Page 2, by striking from line 11 the words "general
- 6 fund expenditures" and inserting in lieu thereof the words
- 7 "a general fund budget".
- 8 3. Page 2, by striking from line 21 the words "general
- 9 fund expenditures" and inserting in lieu thereof the words
- 10 "a general fund budget".
- 11 4. Page 2, by striking from line 23 the words "general
- 12 fund expenditures" and inserting in lieu thereof the words
- 13 "a general fund budget".
- 14 5. Page 2, by striking from line 32 the words "general
- 15 fund" and from line 33 the word "expenditures" and insert-
- 16 ing in lieu thereof the words "a general fund budget".



- 17 6. Page 3, by striking from line 4, the words "general fund"  
18 and from line 5 the word "expenditures" and inserting in  
19 lieu thereof the words "a general fund budget".
- 20 7. Page 3, by striking from line 8 the words "general  
21 fund" and from line 9 the word "expenditures" and insert-  
22 ing in lieu thereof the words "a general fund budget".
- 23 8. Further amend House File 121 by adding the following new  
24 section:  
25 "When determining the 1971 fall enrollment, all  
26 shared-time students shall be counted for a portion of a  
27 student equal to the amount of time these students spend  
28 in public schools."

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw amendment 1, lines 1 through 4, of his amendment.

Blouin of Dubuque, District 49, moved the adoption of amendments 2, 3, 4, 5, 6 and 7, lines 5 through 22, of his amendment.

A non-record roll call was requested.

The ayes were 42, nays 45.

Amendments 2, 3, 4, 5, 6 and 7 lost.

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw the amendment filed by him on February 2, 1971, and found on page 235 of the House Journal and the amendment to his amendment filed by him on February 3, 1971 and found on page 246 of the House Journal.

Blouin of Dubuque, District 49, offered the following amendment to his amendment filed by him:

Amend the Blouin amendment to House File 121 (filed February 1) by striking all of lines 25-28 and inserting in lieu thereof the following:

"When determining the 1971 fall enrollment, all shared-time students shall be counted in the same manner as they were counted in the 1970 fall enrollment."

Camp of Clinton, District 73, moved that the amendment filed by Taylor of Dubuque, District 51, on February 1, 1971, and found on page 218 of the House Journal be substituted for amendment 8 of the Blouin amendment.

Roll call was requested by Skinner of Polk, District 60, and Jesse of Polk, District 58.

On the question "Shall the Taylor amendment be substituted for the Blouin amendment?"

## The ayes were, 60:

Alt	Freeman	Logemann	Sorg
Andersen	Goode	McElroy	Stanley
Bergman	Grassley	Mendenhall	Stokes
Camp	Hamilton	Menefee	Strand
Campbell	Hansen	Middleswart	Strothman
Christensen	Hill	Miller	Taylor
Clark	Holden	Moffitt	Tieden
Curtis	Kehe	Mollett	Trowbridge
Den Herder	Kelly	Nielsen	Varley
Drake	Knoblauch	Nystrom	Waugh
Edelen	Knoke	Pierson	Welden
Egenes	Kreamer	Rex	Winkelman
Ellsworth	Kruse	Schroeder	Wirtz
Fischer, H. O.	Lawson	Schwieger	Wyckoff
Fisher, C. R.	Lipsky	Siglin	Mr. Speaker

## The nays were, 30:

Anania	Jesse	Patton	Shwartz
Bennett	Johnston	Pellett	Scott
Bray	Kennedy	Priebe	Skinner
Cochran	Kinley	Radl	Small
Dougherty	Larson	Rodgers	Uban
Franklin	Mayberry	Sargisson	Wells
Gluba	Monroe	Schmeiser	Willits
Husak	Norpel		

## Absent or not voting, 10:

Blouin	Ewell	Pelton	Shaw
Doyle	McCormick	Roorda	Stromer
Dunton	Millen		

## The motion prevailed.

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw the amendments to the Taylor amendment filed by him on February 2, 1971, and found on page 235 of the House Journal, and on February 3, 1971, found on page 246 of the House Journal.

Speaker pro tempore Millen in the chair at 2:55 p.m.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 121 as follows:

By adding the following new section:

"When computing 1971 fall enrollment, shared time students shall be counted on a full time equivalency basis."

The amendment was adopted.

Scott of Cerro Gordo, District 18, asked and received unanimous consent to withdraw the following amendments filed by Scott, et al.: the amendment filed on February 2, 1971, and found on page 237 of the House Journal, and the amendment filed on February 3, 1971, and found on pages 246 and 247 of the House Journal.

Scott of Cerro Gordo, District 18, offered the following amendment filed by Scott, Cochran, Dunton and Gluba, from the floor, and moved its adoption :

Amend House File 121 by inserting in page 2 after line 17 the following new section and renumbering the remaining sections:

"Sec. 3. A school district which receives permission from the school budget review committee to increase the amount of money to be raised by property taxes for the general fund budget for the fiscal year commencing July 1, 1971 in excess of the amount received by the district for the general fund budget raised by property taxes for the fiscal year commencing July 1, 1970, pursuant to section one (1) of this Act, shall receive additional state aid as provided in this section.

The amount of the increase approved by the school budget review committee shall be financed equally by an increased local property tax levy and additional state aid. The additional state aid shall be paid from funds herein appropriated to the school budget review committee. The state comptroller shall issue a warrant for one-half of the amount of the increase approved by the school budget review committee.

There is appropriated from the general fund of the state to the school budget review committee the sum of two and one-half million (2,500,000) dollars, or so much thereof as may be necessary, to carry out the provisions of this section."

Roll call was requested by Jesse of Polk, District 58, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 40:

Anania	Franklin	Mayberry	Schwartz
Bennett	Gluba	McCormick	Schwieger
Blouin	Hill	Middleswart	Scott
Bray	Husak	Monroe	Siglin
Cochran	Jesse	Norpel	Skinner
Dougherty	Johnston	Patton	Small
Doyle	Kennedy	Rex	Strand
Dunton	Kinley	Rodgers	Uban
Egenes	Knoblauch	Sargisson	Willits
Ewell	Larson	Schmeiser	Wyckoff

The nays were, 52:

Alt	Drake	Hansen	McElroy
Andersen	Edelen	Holden	Mendenhall
Bergman	Ellsworth	Kehe	Menefee
Camp	Fischer, H. O.	Kelly	Miller
Campbell	Fisher, C. R.	Knoke	Moffitt
Christensen	Freeman	Kreamer	Mollett
Clark	Goode	Kruse	Nielsen
Curtis	Grassley	Lawson	Nystrom
Den Herder	Hamilton	Logemann	Pellett

Roorda	Stokes	Trowbridge	Winkelman
Schroeder	Stromer	Varley	Wirtz
Shaw	Strothman	Waugh	Speaker
Sorg	Taylor	Welden	pro tempore
Stanley			

Absent or not voting, 8:

Harbor	Pelton	Priebe	Tieden
Lipsky	Pierson	Radl	Wells

The amendment lost.

Schwieger of Black Hawk, District 40, offered the following amendment filed by him and Uban of Black Hawk, District 38, and moved its adoption:

Amend House File 121 as follows:

1. Page 2, by inserting after section 2 a new section and renumbering subsequent sections, as follows:

"Sec. 3. The provisions of this bill, other than the section making a general appropriation, shall not apply to school districts located in cities of more than 60,000 persons, based on 1970 census figures."

Roll call was requested by Kreamer of Polk, District 63, and Schwieger of Black Hawk, District 40.

On the question "Shall the amendment be adopted?"

The ayes were, 24:

Anania	Gluba	Larson	Schwieger
Bennett	Hansen	Lipsky	Skinner
Blouin	Jesse	Mayberry	Small
Bray	Johnston	Norpel	Uban
Ewell	Kennedy	Patton	Wells
Franklin	Kinley	Schwartz	Willits

The nays were, 68:

Alt	Freeman	Middleswart	Siglin
Andersen	Goode	Miller	Sorg
Bergman	Grassley	Moffitt	Stanley
Camp	Hamilton	Mollett	Stokes
Campbell	Hill	Monroe	Strand
Christensen	Holden	Nielsen	Stromer
Clark	Husak	Nystrom	Strothman
Cochran	Kehe	Pellett	Taylor
Curtis	Kelly	Pierson	Trowbridge
Den Herder	Knoke	Rex	Varley
Dougherty	Kreamer	Rodgers	Waugh
Doyle	Kruse	Roorda	Welden
Drake	Lawson	Sargisson	Winkelman
Edelen	Logemann	Schmeiser	Wirtz
Egenes	McElroy	Schroeder	Wyckoff
Ellsworth	Mendenhall	Scott	Speaker
Fischer, H. O.	Menefee	Shaw	pro tempore
Fisher, C. R.			

Absent or not voting, 8:

Dunton	Knoblauch	Pelton	Radl
Harbor	McCormick	Priebe	Tieden

The amendment lost.

Ewell of Black Hawk, District 39, offered the following amendment filed by Ewell, et al., and moved its adoption:

Amend House File 121 as follows:

1. Page 2, line 24, by inserting preceding the period the following: "but said limitation on the budget certification shall not apply to special education expenditures other than administrative cost".

Roll call was requested by Ewell of Black Hawk, District 39, and Lipsky of Linn, District 46.

On the question "Shall the amendment be adopted?"

The ayes were, 57:

Alt	Ellsworth	Larson	Roorda
Anania	Ewell	Lipsky	Sargisson
Andersen	Fisher, C. R.	Mayberry	Schmeiser
Bennett	Franklin	McCormick	Schwartz
Bergman	Gluba	Middleswart	Scott
Blouin	Goode	Miller	Skinner
Bray	Hansen	Mollett	Small
Camp	Husak	Monroe	Stanley
Clark	Jesse	Nielsen	Taylor
Cochran	Johnston	Norpel	Uban
Dougherty	Kelly	Nystrom	Wells
Doyle	Kennedy	Patton	Willits
Dunton	Kinley	Pellett	Wirtz
Edelen	Knoblauch	Rodgers	Wyckoff
Egenes			

The nays were, 37:

Campbell	Holden	Moffitt	Stromer
Christensen	Kehe	Pierson	Strothman
Curtis	Knoke	Radl	Trowbridge
Den Herder	Kreamer	Rex	Varley
Drake	Kruse	Schroeder	Waugh
Fischer, H. O.	Lawson	Siglin	Welden
Freeman	Logemann	Sorg	Winkelman
Grassley	McElroy	Stokes	Speaker
Hamilton	Mendenhall	Strand	pro tempore
Hill	Menefee		

Absent or not voting, 6:

Harbor	Priebe	Shaw	Tieden
Pelton	Schwieger		

The amendment was adopted.

Cochran of Webster, District 29, asked and received unanimous consent to withdraw the amendment filed by him on February 2, 1971, and found on page 236 of the House Journal.

Small of Johnson, District 69, offered the following amendment filed by him:

Amend House File 121 as follows:

1. Page 2, line 4, by inserting after the word "expenditures" the following: "that will result in a millage rate".

2. Page 2, line 4, by inserting after the word "the" the words "rate for".

3. Page 3, by striking all of lines 13 through 25.

Small of Johnson, District 69, asked and received unanimous consent to withdraw amendments 1 and 2, lines 2 through 6, of his amendment.

Small of Johnson, District 69, moved the adoption of amendment 3, lines 1, 7 and 8, of his amendment.

The amendment lost.

Schwieger of Black Hawk, District 40, asked and received unanimous consent to withdraw the Schwieger-Uban amendment filed on February 2, 1971, and found on page 236 of the House Journal.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on February 1, 1971, and found on page 219 of the House Journal.

Jesse of Polk, District 58, offered the following amendment filed by Jesse, et al., and moved its adoption:

Amend House File 121 as follows:

1. Page 3, line 18, by adding after the word "amount" the words "certified as provided by section four hundred forty-two point five (442.5) of the Code, or an amount."

2. Page 3, by striking the period in line 20, and inserting in lieu thereof the words " , whichever is greater."

Roll call was requested by Jesse of Polk, District 58, and Kinley of Polk, District 66.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 36:

Alt	Edelen	Kinley	Sargisson
Anania	Ewell	Knoblauch	Schmeiser
Bennett	Franklin	Larson	Schwartz
Blouin	Gluba	Lipsky	Scott
Bray	Hill	Mayberry	Skinner
Cochran	Husak	McCormick	Small
Dougherty	Jesse	Monroe	Uban
Doyle	Johnston	Norpel	Wells
Dunton	Kennedy	Pierson	Willits

The nays were, 61:

Andersen	Hamilton	Moffitt	Stokes
Bergman	Hansen	Mollett	Strand
Camp	Harbor	Nielsen	Stromer
Campbell	Holden	Nystrom	Strothman
Christensen	Kehe	Patton	Taylor
Clark	Kelly	Pellett	Tieden
Curtis	Knoke	Rex	Trowbridge
Den Herder	Kreamer	Rodgers	Varley
Drake	Kruse	Roorda	Waugh
Egenes	Lawson	Schroeder	Welden
Ellsworth	Logemann	Schwieger	Winkelman
Fischer, H. O.	McElroy	Shaw	Wirtz
Fisher, C. R.	Mendenhall	Siglin	Wyckoff
Freeman	Menefee	Sorg	Speaker
Goode	Middleswart	Stanley	pro tempore
Grassley	Miller		

Absent or not voting, 3:

Pelton	Priebe	Radl
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The amendment lost.

Willits of Polk, District 57, asked and received unanimous consent to withdraw the amendment filed by him on February 1, 1971, and found on page 219 of the House Journal, and the amendment filed on February 2, 1971, and found on page 235 of the House Journal.

Small of Johnson, District 69, asked and received unanimous consent to withdraw the amendment filed by him on February 3, 1971, and found on page 245 of the House Journal.

Jesse of Polk, District 58, asked and received unanimous consent to withdraw the amendment filed by him on February 2, 1971, and found on page 235 of the House Journal.

Skinner of Polk, District 60, asked and received unanimous consent that the Chief Clerk be authorized to correct the title and make the necessary corrections to conform with the bill.

Skinner of Polk, District 60, offered the following amendment from the floor and moved its adoption:

Amend House File 121 as follows:

By striking the words "general fund expenditures" wherever they appear in House File 121 as amended and inserting in lieu thereof the words "the general fund budget".

The amendment was adopted.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 121)

## The ayes were, 72:

Alt	Goode	Middleswart	Siglin
Andersen	Grassley	Miller	Sorg
Bergman	Hamilton	Moffitt	Stanley
Camp	Harbor	Mollett	Stokes
Campbell	Holden	Nielsen	Strand
Christensen	Husak	Norpel	Stromer
Cochran	Kehe	Nystrom	Strothman
Curtis	Kelly	Patton	Taylor
Den Herder	Knoblauch	Pellett	Tieden
Dougherty	Knoke	Pierson	Trowbridge
Doyle	Kreamer	Priebe	Varley
Drake	Kruse	Rex	Waugh
Dunton	Lawson	Rodgers	Welden
Edelen	Lipsky	Roord	Winkelman
Egenes	Logemann	Sargisson	Wirtz
Ellsworth	McElroy	Schroeder	Wyckoff
Fischer, H. O.	Mendenhall	Scott	Speaker
Fisher, C. R.	Menefee	Shaw	pro tempore
Freeman			

## The nays were, 27:

Anania	Gluba	Larson	Schwieger
Bennett	Hansen	Mayberry	Skinner
Blouin	Hill	McCormick	Small
Bray	Jesse	Monroe	Uban
Clark	Johnston	Radl	Wells
Ewell	Kennedy	Schmeiser	Willits
Franklin	Kinley	Schwartz	

## Absent or not voting, 1:

Pelton

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

## EXPLANATION OF VOTE

(Explanation of vote on the motion to substitute the Taylor amendment for the Blouin amendment to House File 121.)

I was present on the floor of the House at the time the motion to substitute was made. My reason for not voting on this measure is tied to my conscience.

In my opinion, either amendment would preserve the shared-time program. In reality, it made no difference. The only reason for the substitution was to give another representative of another party credit for its passage.

At that point, I stated on the floor of the House that I would have no part of any attempt to make a political football out of private school legislation and that I would abstain from voting on the substitution motion to let the House make its own choice.

This I did, and then voted for the Taylor amendment.

MICHAEL T. BLOUIN



## AMENDMENTS FILED

1 Amend House File 12 as follows:

2 1. Page 3, by inserting after line 14 the following:

3 "Sec. 3. Section three hundred twenty-one point forty-six  
4 (321.46), Code 1971, is amended by adding thereto the following  
5 new paragraph:

6 The seller or transferor may file an affidavit on forms  
7 prescribed and provided by the department with the county  
8 treasurer of the county where the vehicle is registered certify-  
9 ing the sale or transfer of ownership of such vehicle and the  
10 assignment and delivery of the certificate of title for such  
11 vehicle. Upon receipt of such affidavit the county treasurer  
12 shall file such affidavit with the copy of the registration  
13 receipt for such vehicle on file in his office and on that day  
14 he shall forward copies of the affidavit to the department and  
15 to the county treasurer of the county of residence of the  
16 purchaser or transferee. Upon filing such affidavit it shall  
17 be presumed that the seller or transferor has assigned and  
18 delivered the certificate of title for such vehicle."

19 2. Page 4, by inserting after line 16 the following:

20 "Sec. 6. Section three hundred twenty-one point fifty  
21 (321.50), Code 1971, is amended by adding thereto the following  
22 new subsection:

23 Any person obtaining possession of a certificate of title  
24 for a vehicle not already subject to a perfected security  
25 interest, except new or used vehicles held by a dealer or manu-  
26 facturer as inventory for sale, who purports to have a security  
27 interest in such vehicle shall, within fifteen days from the  
28 receipt of the certificate of title, deliver such certificate of  
29 title to the county treasurer of the county where it was issued  
30 to note such security interest and, if such person fails to do  
31 so, his purported security interest in the vehicle shall be  
32 void and unenforceable and such person shall forthwith deliver  
33 the certificate of title to the county treasurer of the county  
34 where it was issued. If no security interest has been filed  
35 for notation on the certificate of title, the certificate shall  
36 be mailed by the treasurer to the owner of the vehicle. For  
37 purposes of determining the commencement date of the fifteen-  
38 day period provided by this subsection, it shall be presumed  
39 that the purported security interest holder received the  
40 certificate of title on the date of the creation of his purported  
41 security interest in the vehicle or the date of the issuance of  
42 the certificate of title, whichever is the latter. Any person  
43 collecting a fee from the owner of the vehicle for the purpose  
44 of perfecting a security interest in such vehicle who does not  
45 cause such security interest to be noted on the certificate of  
46 title by the county treasurer shall remit such fee to the  
47 department of revenue of this state."

48 3. Page 5, by inserting after line 2 the following:

49 "Sec. 8. Section three hundred thirty-five point eighteen  
50 (335.18), Code 1971, is amended as follows:

51 335.18 REAL ESTATE LIENS FILED WITH RECORDER.

52 1. Notices of liens upon real property for taxes payable  
53 to the United States, and certificates and notices affecting

54 the liens shall be filed in the office of the recorder of the  
55 county in which the real property subject to a federal tax  
56 lien is situated.

57 2. Notices of liens upon personal property, whether  
58 tangible or intangible, *other than vehicles for which a*  
59 *certificate of title is required under the provisions of*  
60 *chapter 321*, for taxes payable to the United States and  
61 certificates and notices affecting the liens shall be filed  
62 as follows:

63 a. If the person against whose interest the tax lien  
64 applies is a corporation or a partnership whose principal  
65 executive office is in this state, as these entities are  
66 defined in the internal revenue laws of the United States, in  
67 the office of the secretary of state.

68 b. In all other cases, in the office of the recorder of  
69 the county where the taxpayer resides at the time of filing  
70 of the notice of lien.

71 3. *In the event a lien encumbers a vehicle for which a*  
72 *certificate of title is required under the provisions of*  
73 *chapter 321, a security interest in such vehicle is perfected*  
74 *by the delivery of federal notice of attachment to the county*  
75 *treasurer of the county where the certificate of title was*  
76 *issued and it shall take priority according to the order of*  
77 *time in which the same is placed on the certificate of title*  
78 *for the vehicle to which said lien applies by the county*  
79 *treasurer and as provided in sections 321.45 and 321.50. The*  
80 *county treasurer shall note such lien without fee."*

81 4. By renumbering the sections accordingly.

82 5. Page 1, amend the title by inserting in line 3 after the  
83 word "county" the words "and to the filing of instruments  
84 pertaining to motor vehicles".

NYSTROM of Boone, District 55  
DRAKE of Muscatine, District 71  
FISHER of Greene, District 56  
KEHE of Bremer, District 12

1 Amend House File 96 as follows:

2 1. Page 2, line 7, strike the word "ten" and  
3 insert in lieu thereof the word "five".

4 2. Page 2, lines 7 and 8, strike the words  
5 "and accrued penalties".

WILLITS of Polk, District 57  
DRAKE of Muscatine, District 71  
BENNETT of Polk, District 59  
FISHER of Greene, District 56

1 Amend House Concurrent Resolution 12, line 4,  
2 by inserting after the numerals "1971", the  
3 following: " , provided, however, that all  
4 Americans presently held as prisoners of war  
5 in Southeast Asia, shall have first been released."

FISCHER of Grundy, District 35

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, February 5, 1971.

# JOURNAL OF THE HOUSE

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Twenty-sixth Calendar Day—Nineteenth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, FEBRUARY 5, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Richard Harding, pastor of the Reorganized Church of Jesus Christ of Latter Day Saints, Council Bluffs, Iowa.

The Journal of Thursday, February 4, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Priebe of Kossuth, District 6, on request of Den Herder of Sioux, District 1.

## PETITIONS FILED

The following petitions were received and placed on file:

By Hansen of Black Hawk, District 37, from nineteen members of the Cedar Falls P.T.A. Council opposing appointment of a state superintendent of public instruction by the Governor.

By Andersen of Woodbury, District 23, from seven hundred twenty-two residents of Woodbury County opposing legislation to legalize abortion in Iowa.

By Sargisson of Woodbury, District 24, from twenty residents of Woodbury County; Goode of Davis, District 98, and Schwartz of Wapello, District 97, from one hundred fifty-three citizens of Wapello County; Goode of Davis, District 98, from forty-nine educators from Eddyville School District; Stromer of Hancock, District 8, from fifty-one residents of Hancock County; Drake of Muscatine, District 71, from three hundred twenty-five residents of District 71; and Priebe of Kossuth, District 6, from seventy-six residents of Kossuth and Humboldt Counties favoring a strong effective bill requiring negotiations between public employees and their employers.

## INTRODUCTION OF BILLS

**House File 173**, by Schroeder, a bill for an act requiring voter

approval for a member of an aviation authority to levy a one mill tax.

Read first time and referred to committee on **ways and means**.

**House File 174**, by Freeman, Christensen, Grassley, Roorda, Nystrom, Kelly and Knoke, a bill for an act relating to the solicitation of public donations.

Read first time and referred to committee on **state government**.

**House File 175**, by Alt, a bill for an act relating to the conversion of rented personal property and providing penalties therefor.

Read first time and referred to committee on **commerce**.

**House File 176**, by Larson, a bill for an act relating to an increase in the fee charged for a class "A" beer permit.

Read first time and referred to committee on **ways and means**.

**House File 177**, by committee on ways and means, a bill for an act to increase the tax on cigarettes.

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

**House File 178**, by committee on law enforcement, a bill for an act relating to a requirement that persons accused of having committed crimes together stand trial together, unless justice requires otherwise.

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

**House File 179**, by Shaw, Drake and Fisher of Greene (Neu, Smith and Thordsen), a bill for an act relating to state libraries and the department of history and archives.

Read first time and referred to committee on **state government**.

**House File 180**, by committee on law enforcement, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings.

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

**House File 181**, by Alt, Roorda, Lawson, Kreamer, Hill, Fisher of Greene, Kinley, Millen, Nystrom, Strand, Holden and Franklin (Carlson), a bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon.

Read first time and referred to committee on **cities and towns**.

## SENATE MESSAGE CONSIDERED

**Senate File 116**, a bill for an act relating to the penalty for violation of the snowmobile regulations.

Read first time and referred to committee on **conservation and recreation**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate :

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

House Concurrent Resolution 13, recognizing Welp's Breeding Farm of Bancroft, Iowa, for its outstanding achievements.

Also: That the Senate has amended the House amendment to, concurred in the House amendment as amended, and passed Senate File 1, a bill for an act relating to the regulation and control of certain drugs and other substances affecting the public health, herein designated as controlled substances, and providing procedures for enforcement and penalties.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT

## TO SENATE FILE 1

- 1 Amend the House amendment to Senate File 1 as follows:
- 2 1. Amend House amendment 1, line 10, by inserting after the
- 3 word "supervision" the following: "; all pursuant to rules
- 4 and regulations adopted by the board".
- 5 2. Strike all of House amendment 2.
- 6 3. Amend House amendment 7, line 29, by striking the word
- 7 "control" and inserting in lieu thereof the words "designate
- 8 as controlled".
- 9 4. Amend House amendment 7, lines 8 and 9, by striking the
- 10 words "new substance delegation" and by inserting in lieu there-
- 11 of the words "a new substance being designated as a controlled
- 12 substance".
- 13 5. Amend House amendment 7, line 11, by inserting after the
- 14 word "is" the words "designated as".
- 15 6. Amend House amendment 7, line 16, by inserting after the
- 16 word "temporary" the words "designation of".
- 17 7. Amend House amendment 7, line 16, by striking the words
- 18 "so controlled".
- 19 8. Amend House amendment 11, line 3, by striking the word
- 20 "herein" and inserting the words "in this Act".
- 21 9. Amend House amendment 43, by striking lines 33 and 34
- 22 and inserting in lieu thereof "is guilty'".
- 23 10. Amend House amendment 47, line 10, by inserting after
- 24 the word "premises" the following: ", store, shop, warehouse,
- 25 dwelling, temporary, or permanent building,".
- 26 11. Strike division 54 of the House amendment and insert in
- 27 lieu thereof the following:
- 28 54. Page 27, by striking from line 15, the words "of up
- 29 to two times" and inserting in lieu thereof the words "not to

30 exceed twice”.

31 12. Amend House amendment 60, line 7, by striking the words  
32 “that may be” and inserting in lieu thereof “not to exceed”.

33 13. Amend House amendment 62, lines 11 and 12, by striking  
34 the words “fine or imprisonment” and inserting in lieu thereof  
35 “fine and imprisonment”.

36 14. Amend House amendment 65 by striking lines 25 through 31,  
37 inclusive, and inserting in lieu thereof the following  
38 paragraph:

39 “Court appointed attorney fees incurred in the defense of  
40 any person charged with a felony under this section shall be  
41 taxed as part of the costs against the defendants who are  
42 found guilty. If the defendant does not discharge such  
43 costs within ninety days, the county paying such costs may  
44 seek indemnification therefor from the Iowa general assembly.  
45 A county may also seek indemnification from the general assembly  
46 of court appointed attorney fees incurred in the defense of any  
47 person charged with a felony under this section who was found  
48 not guilty.”

49 15. Amend House amendment 68, line 8, by inserting after the  
50 word “Act” the following: “or is sentenced pursuant to  
51 section four hundred ten (410) of this Act”.

52 16. Amend House amendment 73, lines 27 and 28, by striking  
53 the following: “within criteria set by the state department  
54 of health”.

55 17. Amend House amendment 73, line 32, by inserting after the  
56 word “patient” the following: “or those legally liable for  
57 his support”.

58 18. Amend House amendment 73, line 33, by striking the words  
59 “agency charged with the costs” and inserting in lieu thereof  
60 the following: “with the costs, or any part thereof”.

61 19. Strike division 79 of the House amendment and insert in  
62 lieu thereof the following:

63 79. Page 32A, line 28, by striking the word “conviction”  
64 and inserting in lieu thereof “having been convicted”.

65 20. Amend House amendment 80, line 15, by inserting before  
66 the period the following: “and inserting in lieu thereof  
67 the word ‘ever’”.

68 21. Amend House amendment 83 by striking from lines 24 and  
69 25 the words “recommend that the appropriate state board or  
70 officer” and inserting in lieu thereof the following: “, in  
71 its considered judgment.”.

72 22. Strike division 86 of the House amendment and insert in  
73 lieu thereof the following:

74 86. Page 40, by striking lines 11 through 13, inclusive,  
75 and inserting in lieu thereof the following: “shall be  
76 applicable to conveyances used to transport or hold any  
77 controlled substance listed in schedules I, II, III, or IV  
78 of this Act.”

79 23. Add a new division after House amendment 88 as follows:

80 Amend Senate File 1, as amended and passed by the Senate,  
81 by adding a new section on page 48:

82 “Sec. 612. If any phrase, clause, subsection or section  
83 of this Act shall be declared unconstitutional or invalid by

84 any court of competent jurisdiction, it shall be conclusively  
 85 presumed that the legislature would have enacted this Act with-  
 86 out the phrase, clause, subsection or section so held  
 87 unconstitutional or invalid; and the remainder of this Act  
 88 shall not be affected as a result of such part being held  
 89 unconstitutional or invalid."

#### HOUSE FILE 165 REREFERRED

The Speaker announced that **House File 165** previously referred to the committee on cities and towns is rereferred to the committee on **ways and means**.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 13

Edelen of Emmet, District 5, asked and received unanimous consent to take up for consideration **House Concurrent Resolution 13**, filed on February 4, 1971, and found on pages 250 and 251 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 10

Waugh of Monona, District 27, called up for consideration **House Concurrent Resolution 10**, filed on January 28, 1971, and found on page 191 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### APPROVAL AND ADOPTION OF ETHICS REPORT

Welden of Hardin, District 32, called up for consideration the report filed by the committee on ethics on February 2, 1971, and found on pages 224 and 225 of the House Journal, and moved its approval and adoption.

The motion prevailed and the report was approved and adopted.

#### MOTION TO RECONSIDER WITHDRAWN

(House Joint Resolution 7)

Goode of Davis, District 98, asked and received unanimous consent to withdraw his motion to reconsider **House Joint Resolution 7**, filed on February 1, 1971, and found on page 213 of the House Journal.

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

**House File 130**, a bill for an act relating to brucellosis tests, with

report of committee recommending passage, was taken up for consideration.

Strothman of Henry, District 90, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 130)

The ayes were, 88:

Alt	Franklin	Mayberry	Schwartz
Anania	Freeman	McCormick	Schwieger
Andersen	Gluba	McElroy	Scott
Bergman	Goode	Mendenhall	Small
Blouin	Grassley	Menefee	Sorg
Bray	Hamilton	Middleswart	Stanley
Camp	Hill	Millen	Stokes
Campbell	Holden	Miller	Strand
Christensen	Husak	Moffitt	Stromer
Clark	Jesse	Monroe	Strothman
Cochran	Johnston	Nielsen	Taylor
Curtis	Kehe	Norpel	Tieden
Dougherty	Kelly	Nystrom	Trowbridge
Doyle	Kennedy	Patton	Uban
Drake	Kinley	Pellett	Waugh
Dunton	Knoblauch	Pierson	Welden
Edelen	Knoke	Rex	Wells
Egenes	Kreamer	Rodgers	Willits
Ellsworth	Kruse	Roorda	Winkelman
Ewell	Larson	Sargisson	Wirtz
Fischer, H. O.	Lawson	Schmeiser	Wvckoff
Fisher, C. R.	Logemann	Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Bennett	Lipsky	Priebe	Siglin
Den Herder	Mollett	Radl	Skinner
Hansen	Pelton	Shaw	Varley

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

The House resumed consideration of **House File 119**, a bill for an act relating to election precincts, and the following amendment filed by Drake, et al.:

Amend House File 119 as follows:

1. Page 2, by striking from lines 7 through 11, inclusive, the words "*In establishing precinct boundaries, each precinct shall be contained wholly within an existing legislative district as established by law. Any changes of precinct boundaries made between January 25, 1971, and the date this Act becomes effective are invalid.*"

2. Page 2, by inserting before the period in line 27 the following:



*“, and the boundaries of each precinct so established shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census. Every precinct shall be contained wholly within an existing legislative district as established by law, and where an unavoidable conflict arises between this requirement and the requirement that the populations of any two precincts shall be as nearly equal as possible, the requirement that each precinct shall be contained wholly within an existing legislative district shall take precedence”.*

3. Page 2, by inserting before the period in line 35 the following:

*“, provided that where a county board has not later than March 15, 1971 established new or revised precinct boundaries which comply with all requirements of this section, other than that relating to boundaries of existing legislative districts, and the new or revised precinct boundaries are certified to the secretary of state not later than March 18, 1971, the precincts so established shall be valid”.*

4. Page 3, by inserting before the period in line 2 the words *“, or after March 15, 1971 in the case of precincts established or revised on or before that date in compliance with this section”.*

5. Page 3, by inserting after line 2 the following:

*Nothing in this section shall prohibit a board of supervisors which has complied with the applicable requirements of this section by December thirty-first of any year following a year in which the federal decennial census is taken, from thereafter changing the boundaries of any precinct in the manner and within the limitations provided by this section at any time prior to or during the year in which the next federal decennial census is taken, if the board concludes that the changes in precinct boundaries are necessary to best serve the voters affected.*

6. Page 3, by striking from lines 8 through 13, inclusive, the words *“In establishing precinct boundaries, each precinct shall be contained wholly within an existing legislative district as established by law. Any changes of precinct boundaries made between January 25, 1971, and the date this Act becomes effective are invalid.”*

7. Page 3, by inserting before the period in line 16 the following:

*“, and the boundaries of each precinct shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census. Every precinct shall be contained wholly within an existing legislative district”.*

8. Page 3, by striking line 20 and inserting in lieu thereof the following:  
“decennial census, except that:”

9. Page 3, by inserting after line 29 the following:

1. *A city council may establish a precinct having a total population in excess of three thousand five hundred, and which is substantially larger in population than other precincts in the same city, if the precinct so established encompasses any building or facility, including but not limited to buildings or facilities such as college dormitories and military installations, where a disproportionately large number of the persons enumerated as residents in the most recent federal decennial census are not eligible or are not registered to vote in that precinct, provided that no precinct established under this subsection may be so utilized as to violate any requirement of law that members of any public body be elected from districts of equal population.*

2. *If in any area of the city it is not possible to devise a contiguous precinct having a population of less than three thousand five hundred by the most recent federal decennial census, because one or more of the smallest population units for which census data are available are composed of noncontiguous territory, the city council may utilize other reliable and documented indicators of population distribution in establishing precincts within that area.*

3. *Where an unavoidable conflict arises between the requirements of this section relating to population of precincts and the requirement that each precinct be contained wholly within an existing legislative district, the latter requirement shall take precedence.*

10. Page 4, by inserting before the period in line 1 the following:

*“, provided that where a city council has not later than March 15, 1971 established new or revised precinct boundaries which comply with all the requirements of this section, other*

*than that relating to boundaries of existing legislative districts, and the new or revised precinct boundaries are certified to the secretary of state not later than March 18, 1971, the precincts so established shall be valid".*

11. Page 4, by inserting before the period in line 3 the words "*, or after March 15, 1971 in the case of precincts established or revised on or before that date in compliance with this section*".

12. Page 4, by inserting after line 3 the following:

*Nothing in this section shall prohibit a city council which has complied with the applicable requirements of this section by December thirty-first of any year following a year in which the federal decennial census is taken, from thereafter changing the boundaries of any precinct in the manner and within the limitations provided by this section, at any time prior to or during the year in which the next federal decennial census is taken, if the council concludes that the changes in precinct boundaries are necessary to best serve the voters affected.*

13. Page 1, by inserting in line 2 the words "BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:".

Monroe of Des Moines, District 92, offered the following amendment to the amendment, from the floor, and moved its adoption:

Amend the Drake, et al., amendment to House File 119, filed February 2, 1971, as follows:

1. By striking all of lines 79 through 108.
2. By striking from line 109 the numeral "3".

The amendment lost.

Drake of Muscatine, District 71, moved the adoption of the Drake, et al., amendment.

The amendment was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 119)

The ayes were, 77:

Alt	Clark	Edelen	Goode
Anania	Cochran	Egenes	Grassley
Andersen	Curtis	Ellsworth	Hamilton
Bergman	Den Herder	Ewell	Hansen
Camp	Dougherty	Fischer, H. O.	Hill
Campbell	Drake	Fisher, C. R.	Holden
Christensen	Dunton	Freeman	Husak

Kehe	Menefee	Roorda	Tieden
Kelly	Middleswart	Sargisson	Trowbridge
Kinley	Millen	Schroeder	Uban
Knoblauch	Miller	Schwartz	Varley
Knoke	Moffitt	Schwieger	Vaugh
Kreamer	Nielsen	Scott	Welden
Kruse	Nystrom	Sorg	Wells
Lawson	Patton	Stokes	Winkelman
Logemann	Pellett	Strand	Wirtz
Mayberry	Pierson	Stromer	Wyckoff
McCormick	Radl	Strothman	Mr. Speaker
McElroy	Rex	Taylor	
Mendenhall	Rodgers		

The nays were, 14:

Blouin	Gluba	Monroe	Small
Bray	Jesse	Norpel	Stanley
Doyle	Kennedy	Schmeiser	Willits
Franklin	Larson		

Absent or not voting, 9:

Bennett	Mollett	Priebe	Siglin
Johnston	Pelton	Shaw	Skinner
Lipsky			

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

#### SENATE FILE 70 SUBSTITUTED FOR HOUSE FILE 97

Anania of Polk, District 65, asked and received unanimous consent to substitute **Senate File 70** for **House File 97**.

**Senate File 70**, a bill for an act relating to eligibility of unemployment compensation for veterans, with report of committee recommending passage, was taken up for consideration.

Anania of Polk, District 65, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 70)

The ayes were, 85:

Alt	Drake	Hill	Logemann
Anania	Dunton	Holden	Mayberry
Andergen	Edelen	Husak	McCormick
Bergman	Ellsworth	Johnston	McElroy
Blouin	Ewell	Kehe	Mendenhall
Camp	Fischer, H. O.	Kelley	Menefee
Campbell	Fisher, C. R.	Kennedy	Middleswart
Christensen	Franklin	Kinley	Millen
Clark	Freeman	Knoblauch	Miller
Cochran	Gluba	Kreamer	Moffitt
Curtis	Goode	Kruse	Monroe
Den Herder	Grassley	Larson	Nielsen
Dougherty	Hamilton	Lawson	Norpel
Doyle	Hansen	Lipsky	Nystrom

Patton	Schroeder	Strand	Waugh
Pellett	Schwartz	Stromer	Willits
Pierson	Schwieger	Strothman	Winkelman
Rex	Scott	Taylor	Wirtz
Rodgers	Shaw	Tieden	Wyckoff
Roorda	Small	Trowbridge	Mr. Speaker
Sargisson	Stanley	Uban	
Schmeiser	Stokes		

The nays were, 3:

Bray	Knoke	Radl
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Absent or not voting, 12:

Bennett	Mollett	Siglin	Varley
Egenes	Pelton	Skinner	Welden
Jesse	Priebe	Sorg	Wells

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

#### HOUSE FILE 97 WITHDRAWN

Anania of Polk, District 65, asked and received unanimous consent to withdraw **House File 97** from further consideration by the House.

**House File 63**, a bill for an act to provide compensation for the public representatives serving on the committee on child labor, with report of committee recommending passage, was taken up for consideration.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 63)

The ayes were, 76:

Alt	Fisher, C. R.	McCormick	Schwartz
Anania	Franklin	McElroy	Scott
Andersen	Gluba	Mendenhall	Small
Bergman	Goode	Menefee	Stanley
Blouin	Grassley	Middleswart	Strand
Bray	Hamilton	Millen	Stromer
Camp	Hansen	Miller	Strothman
Campbell	Holden	Moffitt	Taylor
Christensen	Husak	Monroe	Tieden
Clark	Jesse	Nielsen	Trowbridge
Cochran	Johnston	Norpel	Uban
Curtis	Kehe	Nystrom	Varley
Den Herder	Kennedy	Patton	Waugh
Dougherty	Kinley	Pellett	Wells
Doyle	Kreamer	Pierson	Willits
Drake	Larson	Rodgers	Winkelman
Dunton	Lawson	Roorda	Wirtz
Ellsworth	Lipsky	Sargisson	Wyckoff
Ewell	Logemann	Schmeiser	Mr. Speaker

The nays were, 9:

Edelen	Knoke	Radl	Stokes
Kelly	Kruse	Schroeder	Welden
Knoblauch			

Absent or not voting, 15:

Bennett	Hill	Priebe	Siglin
Egenes	Mayberry	Rex	Skinner
Fischer, H. O.	Mollett	Schwieger	Sorg
Freeman	Pelton	Shaw	

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

**House File 114**, a bill for an act relating to specifications and standards for cheese and cheese products, with report of committee recommending passage, was taken up for consideration.

Menefee of Fayette, District 19, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 114)

The ayes were, 94:

Alt	Freeman	McElroy	Schwieger
Anania	Gluba	Mendenhall	Scott
Andersen	Goode	Menefee	Shaw
Bergman	Grassley	Middleswart	Small
Blouin	Hamilton	Millen	Sorg
Bray	Hansen	Miller	Stanley
Camp	Hill	Moffitt	Stokes
Campbell	Holden	Mollett	Strand
Christensen	Husak	Monroe	Stromer
Clark	Jesse	Nielsen	Strothman
Cochran	Johnston	Norpel	Taylor
Curtis	Kehe	Nystrom	Tieden
Den Herder	Kelly	Patton	Trowbridge
Dougherty	Kennedy	Pellett	Uban
Doyle	Kinley	Pierson	Varley
Drake	Knoblauch	Radl	Wagh
Dunton	Knoke	Rex	Welden
Edelen	Kreamer	Rodgers	Wells
Egenes	Kruse	Roorda	Willits
Ellsworth	Larson	Sargisson	Winkelman
Ewell	Lawson	Schmeiser	Wirtz
Fischer, H. O.	Lipsky	Schroeder	Wyckoff
Fisher, C. R.	Logemann	Schwartz	Mr. Speaker
Franklin	McCormick		

The nays were, none.

Absent or not voting, 6:

Bennett	Pelton	Siglin	Skinner
Mayberry	Priebe		

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

**House File 69**, a bill for an act relating to errors and omissions insurance for county officers and employees, with report of committee recommending passage, was taken up for consideration.

Johnston of Johnson, District 70, moved that House File 69 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 42, nays 47.

The motion lost.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 69)

The ayes were, 87:

Alt	Freeman	Mendenhall	Schwieger
Anania	Gluba	Menefee	Scott
Bergman	Goode	Middleswart	Shaw
Blouin	Grassley	Millen	Small
Bray	Hamilton	Miller	Stanley
Camp	Hill	Moffitt	Stokes
Campbell	Holden	Mollett	Strand
Christensen	Husak	Monroe	Stromer
Clark	Jesse	Nielsen	Strothman
Cochran	Johnston	Norpel	Taylor
Curtis	Knoke	Nystrom	Tieden
Den Herder	Kelly	Patton	Trowbridge
Dougherty	Kennedy	Pellett	Uban
Doyle	Kinley	Pierson	Varley
Drake	Knoblauch	Radl	Waugh
Dunton	Knoke	Rex	Wells
Edelen	Kruse	Rodgers	Willits
Ellsworth	Larson	Rooda	Winkelman
Ewell	Lawson	Sargisson	Wirtz
Fischer, H. O.	Logemann	Schmeiser	Wyckoff
Fisher, C. R.	McCormick	Schroeder	Mr. Speaker
Franklin	McElroy	Schwartz	

The nays were, 5:

Andersen	Kreamer	Mayberry	Sorg
Hansen			

Absent or not voting, 8:

Bennett	Lipsky	Priebe	Skinner
Egenes	Pelton	Siglin	Welden

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

MOTION TO RECONSIDER  
(House File 69)

MR. SPEAKER: I move to reconsider the vote by which House File 69 passed the House on February 5, 1971.

FISCHER of Grundy, District 35

SENATE AMENDMENT CONSIDERED

Welden of Hardin, District 32, called up for consideration **House File 18**, a bill for an act relating to notaries public, amended by the Senate, and moved that the House concur in the following Senate amendment:

- 1 Amend House File 18 as follows:
- 2 1. Page 2, line 4, by striking the words "in each county" and
- 3 inserting in lieu thereof the words "[in each county]".
- 4 2. Page 2, line 13, by striking "eight (8)" and inserting in
- 5 lieu thereof "seven (7)".
- 6 3. Page 2, line 15, by striking "eight (8)" and inserting in
- 7 lieu thereof "seven (7)".
- 8 4. Page 3, by striking lines 23 through 32, inclusive.
- 9 5. Page 3, line 18, by striking "eight (8)" and inserting in
- 10 lieu thereof "seven (7)".
- 11 6. Page 3, line 33, by striking the number "6" and inserting
- 12 in lieu thereof the number "5".
- 13 7. Page 4, by striking line 3 and inserting in lieu thereof
- 14 the words "[and also the clerk of the district court of the
- 15 proper county,]".
- 16 8. Page 4, line 5, by striking the number "7" and inserting
- 17 in lieu thereof the number "6".
- 18 9. Page 4, line 14, by striking the number "8" and inserting
- 19 in lieu thereof, the number "7".
- 20 10. Page 4, by adding after line 23 the following new sections:
- 21 a. "Sec. 8. Section seventy-seven point fourteen (77.14),
- 22 Code 1971, is amended as follows:
- 23 77.14 Death—resignation—removal. On the death,
- 24 resignation, or removal from office of any notary, his records,
- 25 with all his official papers, shall, within three months there-
- 26 from, be deposited in the office of the [clerk of the district
- 27 court in the county for which such notary shall have been
- 28 appointed] *secretary of state.*"
- 29 b. "Sec. 9. Section seventy-seven point sixteen (77.16),
- 30 Code 1971, is amended as follows:
- 31 77.16 Neglect of executor to deposit records. If an
- 32 executor or administrator of a deceased notary willfully
- 33 neglects, for three months after his acceptance of that appoint-
- 34 ment, to deposit in [said clerk's] *the secretary of state's* office
- 35 the records and papers of a deceased notary which came into his
- 36 hands, he shall be held guilty of a misdemeanor."
- 37 c. "Sec. 10. Section seventy-seven point eighteen (77.18),
- 38 Code 1971, is amended as follows:
- 39 77.18 Duty of [clerk] *secretary of state* as to records.
- 40 [Each clerk aforesaid] *The secretary of state* shall receive and
- 41 safely keep all such records and papers of the notary in the



42 cases above-named, and shall give attested copies of them,  
 43 under the seal of his [court] *office*, for which he may demand  
 44 such fees as by law may be allowed to the notaries, and such  
 45 copies shall have the same effect as if certified by the notary."

46 d. "Sec. 11. Section seventy-eight point one (78.1), sub-  
 47 section five (5), Code 1971, is amended as follows:

48 5. Notaries public [within the county of their appointment,  
 49 and within any county in which they have filed with the clerk of  
 50 the district court of said county a certified copy of their  
 51 certificate of appointment]."

52 e. "Sec. 12. Section nine point three (9.3), Code 1971, is  
 53 amended as follows:

54 9.3 Commissions. All commissions issued by the governor  
 55 shall be countersigned by the secretary, who shall register  
 56 each commission in a book to be kept for that purpose, specify-  
 57 ing the office, name of officer, date of commission, and tenure  
 58 of office, and forthwith forward to the state comptroller a copy  
 59 of said registration [; provided, however, that notarial commis-  
 60 sions shall be registered only in the office of the governor]."

61 f. "Sec. 13. Section seventy-seven point five (77.5),  
 62 Code 1971, is repealed."

Motion prevailed and the House concurred in the Senate amend-  
 ment.

Welden of Hardin, District 32, moved that the bill, as amended  
 by the Senate and concurred in by the House, be read a last time  
 now and placed upon its repassage which motion prevailed and the  
 bill was read a last time.

On the question "Shall the bill pass?" (H.F. 18)

The ayes were, 87:

Alt	Franklin	McElroy	Shaw
Anania	Freeman	Mendenhall	Small
Andersen	Gluba	Menefee	Sorg
Bergman	Goode	Middleswart	Stanley
Blouin	Grassley	Millen	Stokes
Bray	Hamilton	Miller	Strand
Camp	Hansen	Moffitt	Stromer
Campbell	Hill	Mollett	Strothman
Christensen	Holden	Monroe	Taylor
Clark	Husak	Nielsen	Tieden
Cochran	Jesse	Norpel	Trowbridge
Curtis	Johnston	Nystrom	Uban
Den Herder	Kehe	Pellett	Varley
Dougherty	Kelly	Pierson	Waugh
Doyle	Kinley	Radl	Welden
Drake	Knoke	Rex	Wells
Dunton	Kreamer	Rodgers	Willits
Edelen	Kruse	Roorda	Winkelman
Ellsworth	Larson	Sargisson	Wirtz
Ewell	Lawson	Schroeder	Wyckoff
Fischer, H. O.	Logemann	Schwartz	Mr. Speaker
Fisher, C. R.	McCormick	Scott	

The nays were, 1:  
Schmeiser

Absent or not voting, 12:

Bennett	Knoblauch	Patton	Schwieger
Egenes	Lipsky	Pelton	Siglin
Kennedy	Mayberry	Priebe	Skinner

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### HOUSE FILE 39 DEFERRED

**House File 39**, a bill for an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement procedures, with report of committee recommending passage, was taken up for consideration.

Moffitt of Appanoose, District 6, offered the following amendment filed by the committee on agriculture:

Amend House File 39 as follows:

1. Page 2, line 7, by inserting after the word "Iowa" the word "aerial".
2. Page 2, line 16, by inserting after the word "secretary" the following: "and posts bond in amount to be determined by the secretary,".
3. Page 2, line 17, by striking all after the word "commission" and all of lines 18 and 19, and inserting in lieu thereof a period.
4. Page 2, line 26, by inserting after the word "secretary" the following: "before one-half damaged crop is harvested and".
5. Page 3, by striking all of lines 3 and 4 and inserting in lieu thereof the following: "3. One member shall be a person experienced in adjusting crop losses."
6. Page 3, by striking all of lines 5 through line 15 and the words "as evidence in court" from line 16, and inserting in lieu thereof the following: "The claim investigation committee shall conduct its investigation of such claim under the direction of the secretary and report its findings to him. Such report shall be admissible as evidence in any court in this state. If claimant is successful and is awarded damages, the aerial applicator shall pay the expenses of the investigation committee as determined by the secretary."

Blouin of Dubuque, District 49, offered the following amendment to the amendment, filed by him and Lawson of Cerro Gordo, District 17, from the floor:

Amend the committee on agriculture amendment to House File 39, filed February 2, 1971, as follows:

1. By striking from line 20 the word "secretary" and

inserting in lieu thereof the words "Chemical Technology Review Board".

2. By striking from line 21 the word "him" and inserting in lieu thereof the words "the Board".

3. By striking from line 25 the word "secretary" and inserting in lieu thereof the word "Board".

Lawson of Cerro Gordo, District 17, asked and received unanimous consent that House File 39 be deferred and that the bill retain its place on the calendar.

(House File 39 and Blouin amendment deferred and pending.)

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 5, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 63, an act relating to the dates of settlement with county treasurers and boards of supervisors.

House File 86, an act relating to deposits of public funds.

House File 87, an act relating to notification of property owners regarding assessment rolls.

#### AMENDMENTS FILED

1 Amend House File 39 as follows:

2 1. Page 2, line 26, by striking the word "secretary"  
3 and inserting in lieu thereof the words "Chemical  
4 Technology Review Board".

5 2. Page 2, line 29, by striking the word "secretary"  
6 and inserting in lieu thereof the word "Board".

LAWSON of Cerro Gordo, District 17

BLOUIN of Dubuque, District 49

1 Amend House File 39, page 3, by inserting

2 after line 18 the following:

3 "A prompt report on all claims made  
4 under this act and on the results of investi-  
5 gations carried on will be made by the secretary  
6 to the chemical technology review board."

LAWSON of Cerro Gordo, District 17

BLOUIN of Dubuque, District 49

1 Amend House File 172, page 17, at the end of section 22

2 by adding the following:

3 "Any person may manufacture, sell, or transport in-  
4 gredients and devices other than alcohol for the brewing  
5 of homemade wine."

UBAN of Black Hawk, District 38

1 Amend House File 172 as follows:

2 1. Page 37, by striking all of lines 29 through 33.

3 2. Page 49, by striking all of lines 17 through 35.

4 3. Page 50, by striking all of lines 1 through 18.

NORPEL of Jackson, District 52

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, February 8, 1971.

# JOURNAL OF THE HOUSE

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Twenty-ninth Calendar Day—Twentieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, FEBRUARY 8, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Richard Eis, pastor of the United Methodist Church, Ellsworth, Iowa.

The Journal of Friday, February 5, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Sixty students from the senior government class of Coon Rapids High School, Coon Rapids, Iowa, accompanied by their teacher, Roy Carlson. By Knoblauch of Carroll, District 28.

## PETITIONS FILED

The following petitions were received and placed on file :

By Stanley of Linn, District 45, from one hundred eighty-two residents of Linn County opposing the proposed increase in the state income tax.

By Bergman of Osceola, District 3, from one hundred sixteen residents of Lyon County favoring the retention of soldiers exemptions on personal and real estate taxes.

By Schmeiser of Des Moines, District 91, and Monroe of Des Moines, District 92, from three hundred twenty-four educators of Des Moines County favoring Senate File 52 relating to collective bargaining in public employment.

By Shaw of Scott, District 78, from eight hundred fifty-eight residents of Scott County favoring a strong effective bill mandating school boards and other governmental agencies to negotiate with teachers and all other public employees.

By Uban of Black Hawk, District 38, from three hundred sixty-seven residents of Black Hawk County opposing legislation to legalize abortion.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 83, a bill for an act relating to the auditing committee of a credit union.

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

Senate File 120, a bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents.

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

Senate File 133, a bill for an act relating to the establishment of a second grand jury in certain counties and to the appointment of assistant clerks in such counties.

CARROLL A. LANE, Secretary

## INTRODUCTION OF BILLS

**House File 182**, by Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg and Griffin), a bill for an act relating to compensation for refinancing costs where property is acquired for a public use.

Read first time and referred to committee on **commerce**.

**House File 183**, by Grassley, a bill for an act relating to a method of paying the salaries of certificated school personnel.

Read first time and referred to committee on **schools**.

**House File 184**, by committee on law enforcement, a bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.

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

**House File 185**, by Shaw and Mayberry (Smith and Thordsen), a bill for an act relating to the soldiers home.

Read first time and referred to committee on **state government**.

**House File 186**, by Shaw, Fisher of Greene and Drake (Curran, Neu, Smith and Kennedy), a bill for an act relating to fees charged by the bureau of labor for certificates of inspection.

Read first time and referred to committee on **ways and means**.

**House File 187**, by Alt, Hill and Kreamer (Milligan), a bill for an act relating to public employment practices.

Read first time and referred to committee on **state government**.

**House File 188**, by Rex, Mayberry, Drake, Nystrom, Dunton, Lipsky, Middleswart, Ellsworth and Priebe (Potgéter, Ollenburg, Riley, Arbuckle, Coleman, DeKoster, Neu and Walsh), a bill for an act relating to support of the mentally ill.

Read first time and referred to committee on **social services**.

**House File 189**, by Welden and Kehe, a bill for an act relating to the expenditure of funds appropriated to the sewage works construction fund.

Read first time and referred to committee on **appropriations**.

**House File 190**, by Kennedy, a bill for an act relating to the determination of the interest rate being charged.

Read first time and referred to committee on **commerce**.

**House File 191**, by Kruse (Erskine), a bill for an act to require annual inspection of motor vehicles as a condition of registering or renewing registration of such motor vehicles and providing a penalty.

Read first time and referred to committee on **transportation**.

**House File 192**, by Kennedy, Gluba and Johnston, a bill for an act relating to the regulation of public utilities.

Read first time and referred to committee on **commerce**.

**House File 193**, by Kennedy and Johnston, a bill for an act relating to the salary of the Governor.

Read first time and referred to committee on **state government**.

#### HOUSE FILE 184 REREFERRED

Camp of Clinton, District 73, asked and received unanimous consent that **House File 184** be rereferred to the committee on **law enforcement**.

#### HOUSE CONCURRENT RESOLUTION 14

By Ewell

*Whereas*, the federal government, state government, county government, and municipal government have overwhelmingly recognized and declared a need for well-educated and well-prepared law enforcement personnel to meet the challenge of crime and of rapidly changing laws; and

*Whereas*, law enforcement personnel express a desire for educational programs at the college level for purposes of professional improvement, promotion, retention, and retirement; and

*Whereas*, considerable interest is being demonstrated by the Black Hawk County board of supervisors and many others who recognize the need for highly-trained law enforcement personnel; and

*Whereas*, the University of Northern Iowa is located in a large metropolitan county that would facilitate cooperative assignments in police departments, juvenile and adult correction facilities, and probation, parole, and social work; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Sixty-fourth General Assembly of the State of Iowa urges the board of regents to establish a college of criminal justice for the purpose of preparing professional law enforcement personnel; and

*Be It Further Resolved*, That the college of criminal justice be established at the University of Northern Iowa, providing no increase in appropriations is necessary; and

*Be It Further Resolved*, That copies of this resolution be transmitted to the Governor, the members of the board of regents, and the president of the University of Northern Iowa.

Laid over under Rule 25.

#### HOUSE CONCURRENT RESOLUTION 15

By Bray

*Whereas*, the President of the United States, as Commander-in-Chief of the Armed Forces, has approved an invasion of Laos; and

*Whereas*, South Vietnamese troops were used with American air support; and

*Whereas*, this constitutes a widening of the Indo-China war; and

*Whereas*, the use of South Vietnamese troops in Laos means a greater combat burden upon American troops in Vietnam, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, that the Iowa legislature opposes the invasion of Laos, which constitutes a widening of the war; and

*Be It Further Resolved*, a copy of this resolution shall be forwarded immediately to the President of the United States.

Laid over under Rule 25.

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

**House Joint Resolution 8**, a joint resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

**House Joint Resolution 8**, a joint resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibi-



The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

**House File 12**, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, with report of committee recommending passage, was taken up for consideration.

Kehe of Bremer, District 12, offered the following amendment filed by him and moved its adoption:

Amend House File 12 as follows:

1. Page 2, by inserting before line 1 the following:

Section 1. Section three hundred twenty-one point twenty (321.20), unnumbered paragraph one (1), Code 1971, is amended as follows:

Except as otherwise provided in this chapter, every owner of a vehicle subject to registration hereunder shall make application to the county treasurer, of the county of his residence, or to the department, if a nonresident, for the registration and issuance of a certificate of title thereof upon the appropriate form or forms furnished by the department, accompanied by a fee of [one dollar] *two dollars*, and every such application shall bear the signature of the owner written with pen and ink and said application shall contain:

Sec. 2. Section three hundred twenty-one point twenty-three (321.23), subsection one (1), Code 1971, is amended as follows:

1. In the event the vehicle to be registered is a specially constructed, reconstructed, or foreign vehicle, such fact shall be stated in the application. A fee of [one dollar fifty cents] *two dollars* shall be paid by the person making such application upon issuance of a certificate of title by the county treasurer. With reference to every specially constructed or reconstructed motor vehicle subject to registration the application shall be accompanied by a statement from the department authorizing such motor vehicle to be titled and registered in this state. The department shall cause a physical inspection to be made of all specially constructed or reconstructed motor vehicles, upon application therefor by the owner thereof, to determine whether such motor vehicle is in a safe operating condition and that the integral component parts thereof are properly identified and that the rightful ownership is established before issuing such owner the authority to have the motor vehicle registered and titled as herein provided. With reference to every foreign vehicle which has been registered heretofore outside of this state the owner shall surrender to the treasurer all registration plates, registration cards, and certificates of title, or, if vehicle to be registered is from a nontitle state, such evidence of foreign registration and ownership as may be prescribed by the department except as provided in subsection 2 hereof.

2. Page 2, line 1, by striking the numeral "1" and inserting in lieu thereto the numeral "3".

3. Page 3, line 3, by striking the numeral "2" and inserting in lieu thereto the numeral "4".

tion against lotteries in order that they may be regulated by the general assembly.

*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 twenty-eight (28) of Article three (III) 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-third General Assembly, Second Session, thereafter duly published, and now adopted and agreed to by the Sixty-fourth 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-two 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 joint resolution be adopted and agreed to?” (H.J.R. 8)

The yeas were, 65:

Alt	Franklin	Logemann	Schwartz
Anania	Freeman	McCormick	Schwieger
Andersen	Gluba	McElroy	Scott
Bennett	Goode	Miller	Shaw
Bergman	Hamilton	Moffitt	Skinner
Blouin	Hansen	Mollett	Small
Camp	Hill	Monroe	Stanley
Clark	Husak	Norpel	Taylor
Cochran	Jesse	Nystrom	Tieden
Curtis	Kehe	Patton	Trowbridge
Dougherty	Kelly	Priebe	Waugh
Doyle	Kennedy	Rex	Wells
Edelen	Kinley	Rodgers	Willits
Egenes	Knoblauch	Sargisson	Wirtz
Ellsworth	Knoke	Schmeiser	Wyckoff
Ewell	Kreamer	Schroeder	Mr. Speaker
Fisher, C. R.			

The nays were, 27:

Campbell	Kruse	Nielsen	Stokes
Christensen	Larson	Pellett	Strothman
Den Herder	Lawson	Pierson	Uban
Drake	Mayberry	Radl	Varley
Dunton	Mendenhall	Roorda	Welden
Grassley	Menefee	Siglin	Winkelman
Holden	Middleswart	Sorg	

Absent or not voting, 8:

Bray	Johnston	Millen	Strand
Fischer, H. O.	Lipsky	Pelton	Stromer

4. Page 3, by inserting after line 14 the following:

Sec. 5. Section three hundred twenty-one point forty-seven (321.47), Code 1971, is amended as follows:

321.47 TRANSFERS BY OPERATION OF LAW. In the event of the transfer of ownership of any vehicle by operation of law as upon inheritance, devise or bequest, order in bankruptcy, insolvency, replevin, foreclosure or execution sale, or whenever the engine of a motor vehicle is replaced by another engine, or whenever a vehicle is sold to satisfy an artisan's lien as provided in chapter 577, or is sold to satisfy a landlord's lien as provided in chapter 570, or a storage lien as provided in chapter 579, or repossession is had upon default in performance of the terms of a security agreement, the treasurer of the county in which the last certificate of title to any such vehicle was issued, upon the surrender of the prior certificate of title or the manufacturer's or importer's certificate, or when that is not possible, upon presentation of satisfactory proof to the county treasurer of ownership and right of possession to such vehicle and upon payment of a fee of [one dollar fifty cents] *two dollars* and the presentation of an application for registration and certificate of title, may issue to the applicant a registration card for such vehicle and a certificate of title thereto. The person or persons entitled under the laws of descent and distribution of an intestate's property to the possession and ownership of a vehicle owned in whole or in part by a decedent, upon filing an affidavit stating the name and date of death of the decedent, the right to possession and ownership of the persons filing said affidavit, and that there has been no administration of the said decedent's estate, which instrument shall also contain an agreement to indemnify any creditors of the decedent who would be entitled to levy execution upon said motor vehicle to the extent of the value of said motor vehicle, shall be entitled upon fulfilling the other requirements of this chapter, to the issuance of a registration card for the interest of the decedent in such vehicle and a certificate of title thereto. No requirement of either chapter 450 or 451 shall be considered satisfied by the filing of the affidavit provided for in this section. If, from the records in the office of the county treasurer, there appear to be any lien or liens on such vehicles, such certificate of title shall contain a statement of such liens unless the application is accompanied by proper evidence of their satisfaction or extinction. Evidence of extinction may consist of, but is not limited to, an affidavit of the applicant stating that a security interest was foreclosed as provided in Uniform Commercial Code, chapter 554, Article 9, Part 5.

5. Page 3, line 15, by striking the numeral "3" and inserting in lieu thereto the numeral "6".

6. Page 3, line 28, by striking the numeral "4" and inserting in lieu thereto the numeral "7".

7. Page 4, by inserting after line 16 the following:

Sec. 8. Section three hundred twenty-one point one hundred nine (321.109), subsection one (1), Code 1971, is amended as follows:

1. The annual fee for all motor vehicles including vehicles

designated by manufacturers as station wagons, except motor trucks, hearses, motorcycles, and motor bicycles, shall be equal to one percent of the value, as fixed by the department plus forty cents for each one hundred pounds or fraction thereof of weight of vehicle, as fixed by the department. The weight of a motor vehicle, fixed by the department for registration purposes, shall include the weight of a battery, heater, bumpers, spare tire, and wheel. Provided, however, that for any new vehicle purchased in this state by a nonresident for removal to his state of residence the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of five dollars shall be paid. And provided, however, that for any used vehicle held by a registered dealer and not currently registered in this state, or for any vehicle held by an individual and currently registered in this state, when purchased in this state by a nonresident for removal to his state of residence, the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of three dollars shall be paid. The county treasurer shall issue a nontransferable certificate of registration for which no refund shall be allowed; and the transit plates shall be void thirty days after issuance. Such purchaser may apply for a certificate of title by surrendering the manufacturer's or importer's certificate or certificate of title, duly assigned as provided in this chapter. In this event, the treasurer in the county of purchase shall, when satisfied with the genuineness and regularity of the application, and upon payment of a fee of [seventy-five cents] *two dollars*, issue a certificate of title in the name and address of such nonresident purchaser delivering the same to the person entitled thereto as provided in this chapter.

8. Page 4, line 17, by striking the numeral "5" and inserting in lieu thereto the numeral "9".

The amendment was adopted.

Nystrom of Boone, District 55, offered the following amendment filed by Nystrom, et al.:

Amend House File 12 as follows:

1. Page 3, by inserting after line 14 the following:

"Sec. 3. Section three hundred twenty-one point forty-six (321.46), Code 1971, is amended by adding thereto the following new paragraph:

The seller or transferor may file an affidavit on forms prescribed and provided by the department with the county treasurer of the county where the vehicle is registered certifying the sale or transfer of ownership of such vehicle and the assignment and delivery of the certificate of title for such vehicle. Upon receipt of such affidavit the county treasurer shall file such affidavit with the copy of the registration receipt for such vehicle on file in his office and on that day he shall forward copies of the affidavit to the department and to the county treasurer of the county of residence of the purchaser or transferee. Upon filing such affidavit it shall

be presumed that the seller or transferor has assigned and delivered the certificate of title for such vehicle.”

2. Page 4, by inserting after line 16 the following:

“Sec. 6. Section three hundred twenty-one point fifty (321.50), Code 1971, is amended by adding thereto the following new subsection:

Any person obtaining possession of a certificate of title for a vehicle not already subject to a perfected security interest, except new or used vehicles held by a dealer or manufacturer as inventory for sale, who purports to have a security interest in such vehicle shall, within fifteen days from the receipt of the certificate of title, deliver such certificate of title to the county treasurer of the county where it was issued to note such security interest and, if such person fails to do so, his purported security interest in the vehicle shall be void and unenforceable and such person shall forthwith deliver the certificate of title to the county treasurer of the county where it was issued. If no security interest has been filed for notation on the certificate of title, the certificate shall be mailed by the treasurer to the owner of the vehicle. For purposes of determining the commencement date of the fifteen-day period provided by this subsection, it shall be presumed that the purported security interest holder received the certificate of title on the date of the creation of his purported security interest in the vehicle or the date of the issuance of the certificate of title, whichever is the latter. Any person collecting a fee from the owner of the vehicle for the purpose of perfecting a security interest in such vehicle who does not cause such security interest to be noted on the certificate of title by the county treasurer shall remit such fee to the department of revenue of this state.”

3. Page 5, by inserting after line 2 the following:

“Sec. 8. Section three hundred thirty-five point eighteen (335.18), Code 1971, is amended as follows:

**335.18 REAL ESTATE LIENS FILED WITH RECORDER.**

1. Notices of liens upon real property for taxes payable to the United States, and certificates and notices affecting the liens shall be filed in the office of the recorder of the county in which the real property subject to a federal tax lien is situated.

2. Notices of liens upon personal property, whether tangible or intangible, *other than vehicles for which a certificate of title is required under the provisions of chapter 321*, for taxes payable to the United States and certificates and notices affecting the liens shall be filed as follows:

a. If the person against whose interest the tax lien applies is a corporation or a partnership whose principal executive office is in this state, as these entities are defined in the internal revenue laws of the United States, in the office of the secretary of state.

b. In all other cases, in the office of the recorder of the county where the taxpayer resides at the time of filing of the notice of lien.

3. In the event a lien encumbers a vehicle for which a certificate of title is required under the provisions of chapter 321, a security interest in such vehicle is perfected by the delivery of federal notice of attachment to the county treasurer of the county where the certificate of title was issued and it shall take priority according to the order of time in which the same is placed on the certificate of title for the vehicle to which said lien applies by the county treasurer and as provided in sections 321.45 and 321.50. The county treasurer shall note such lien without fee."

4. By renumbering the sections accordingly.

5. Page 1, amend the title by inserting in line 3 after the word "county" the words "and to the filing of instruments pertaining to motor vehicles".

Division of the amendment was requested.

Nystrom of Boone, District 55, moved the adoption of amendment 1, lines 1 through 18, of the amendment.

Amendment 1 was adopted.

Nystrom of Boone, District 55, moved the adoption of amendments 2, 3, 4 and 5, lines 19 through 84, of his amendment.

Amendments 2, 3, 4 and 5 were adopted.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 12)

The ayes were, 80:

Alt	Gluba	McElroy	Scott
Anania	Goode	Mendenhall	Shaw
Andersen	Grassley	Menefee	Siglin
Bennett	Hamilton	Middleswart	Skinner
Bergman	Hansen	Millen	Stanley
Camp	Hill	Miller	Stokes
Christensen	Holden	Mollett	Strand
Clark	Kehe	Nielsen	Strothman
Cochran	Kelly	Norpel	Taylor
Curtis	Kinley	Nystrom	Tieden
Den Herder	Knoblauch	Patton	Trowbridge
Dougherty	Knoke	Pellett	Varley
Doyle	Kreamer	Pierson	Waugh
Drake	Kruse	Priebe	Welden
Dunton	Larson	Rex	Wells
Edelen	Lawson	Rodgers	Willits
Egenes	Lipsky	Roorda	Winkelman
Ellsworth	Logemann	Sargisson	Wirtz
Fisher, C. R.	Mayberry	Schroeder	Vyckoff
Freeman	McCormick	Schwieger	Mr. Speaker

The nays were, 13:

Blouin	Husak	Moffitt	Schwartz
Bray	Jesse	Monroe	Small
Campbell	Kennedy	Schmeiser	Uban
Franklin			

Absent or not voting, 7:

Ewell	Johnston	Radl	Stromer
Fischer, H. O.	Pelton	Sorg	

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

#### HOUSE FILE 48 PENDING

**House File 48**, a bill for an act relating to the movement of over-sized mobile homes and vehicles, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend House File 48, page 3, line 30, by striking the word "twelve" and inserting in lieu thereof the words "[twelve] *fourteen*".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Add the following new section to House File 48:

Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in Neola Gazette-Reporter, a newspaper published in Neola, Iowa, and in Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa.

Roll call was requested by Roorda of Jasper, District 67, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 56:

Alt	Edelen	Knoke	Rex
Anania	Egenes	Kruse	Sargisson
Andersen	Ellsworth	Lawson	Schroeder
Bennett	Ewell	Logemann	Schwieger
Bergman	Fisher, C. R.	Mayberry	Scott
Blouin	Gluba	McElroy	Siglin
Camp	Goode	Menefee	Skinner
Clark	Grassley	Miller	Stanley
Cochran	Hamilton	Nielsen	Stokes
Curtis	Holden	Norpel	Taylor
Den Herder	Husak	Nystrom	Tieden
Dougherty	Kehe	Patton	Winkelman
Doyle	Kelly	Pellett	Wyckoff
Drake	Kinley	Radl	Mr. Speaker

The nays were, 35:

Bray	Kreamer	Priebe	Strothman
Campbell	Larson	Rodgers	Trowbridge
Dunton	Lipsky	Roorda	Uban
Franklin	McCormick	Schmeiser	Varley
Hansen	Mendenhall	Schwartz	Welden
Hill	Middleswart	Shaw	Wells
Jesse	Moffitt	Small	Willits
Kennedy	Monroe	Sorg	Wirtz
Knoblauch	Pierson	Strand	

Absent or not voting, 9:

Christensen	Johnston	Mollett	Stromer
Fischer, H. O.	Millen	Pelton	Waugh
Freeman			

The amendment was adopted.

Speaker pro tempore Millen in the chair at 10:59 a.m.

(House File 48 pending at adjournment and placed on the calendar under unfinished business.)

#### AMENDMENTS FILED

- 1 Amend House File 39, page 2, line 26, by
- 2 striking the words "sixty days" and inserting
- 3 in lieu thereof the words "two years".

SMALL of Johnson, District 69

- 1 Amend House File 172, as follows:
- 2 1. Page 62, section 134, line 3, by striking the
- 3 words "two hundred fifty dollars" and
- 4 inserting in lieu thereof the words "*fixed*
- 5 *by the commission at either two hundred fifty*
- 6 *dollars, five hundred dollars, seven hundred*
- 7 *fifty dollars, or one thousand dollars, to*
- 8 *be graduated on the basis of the relative*
- 9 *volume of business of the permittee as*
- 10 *compared with other permittees of the same*
- 11 *class and for the same time period".*

LARSON of Story, District 34

KENNEDY of Chickasaw, District 11

- 1 Amend House File 172 as follows:
- 2 1. Page 33, line 31, by striking the word "such"
- 3 and by inserting after the word "person" the words
- 4 "knowing or having reasonable cause to believe him
- 5 to be".
- 6 2. Page 34, line 7, by striking the words " , or
- 7 violates any other provision of this Act, ".
- 8 3. Page 34, line 10, by striking the word
- 9 "imprisoned" and inserting the words "by imprison-
- 10 ment" and by adding a period after the word "days".
- 11 4. Page 34, by striking all of line 11.
- 12 5. Page 35, line 26, by striking the word



13 "knowingly".

14 6. Page 35, line 27, by inserting after the  
15 word "person", the words "knowing or having reason-  
16 able cause to believe him to be".

17 7. Page 35, line 28, by striking the word  
18 "knowingly", and inserting after the word "person",  
19 the words, "knowingly or having reasonable cause to  
20 believe him to be,".

21 8. Page 48, line 10, by adding after the word  
22 "person" the words " , except a person under legal  
23 age,".

24 9. Page 48, line 14, by striking the words  
25 "less than one hundred dollars nor".

26 10. Page 48, line 15, by striking the word  
27 "less".

28 11. Page 48, line 16, by striking the words  
29 "than thirty days nor ".

30 12. Page 48, line 17, by adding after the  
31 period the following:

32 "Any person under legal age who violates any of  
33 the provisions of this Act shall upon conviction be  
34 punished by a fine not to exceed one hundred dollars  
35 or by imprisonment in the county jail not to exceed  
36 thirty days.

37 Chapter two hundred thirty-two (232) of the Code  
38 shall have no application in the prosecution of  
39 offenses committed in violation of this Act."

KNOKE of Pottawattamie, District 79

1 Amend House File 172 as follows:

2 1. Page 66, by striking lines 27 to 35, inclusive, and  
3 page 67, by striking lines 1 to 7, inclusive.

4 2. Renumbering all subsequent sections.

5 3. Page 31, by inserting after line 7 the following:  
6 "Local authorities shall have the power to suspend any  
7 retail beer permit or liquor control license for a violation  
8 of any ordinance or regulation adopted by such local  
9 authority. Local authorities are empowered to adopt  
10 ordinances or regulations for the location of the premises  
11 of retail beer and liquor control licensed establishments  
12 and are empowered to adopt ordinances, not in conflict  
13 with the provisions of this Act and that do not diminish the  
14 hours during which beer or alcoholic beverages may be sold  
15 or consumed at retail, governing any other activities or  
16 matters which may affect the retail sale and consumption  
17 of beer and alcoholic liquor and the health, welfare and  
18 morals of the community involved."

KELLY of Woodbury, District 22

1 Amend House File 172 by striking from lines 14  
2 and 17, inclusive, page 16, the following: " , except  
3 that an individual of legal age may import and have  
4 in his possession an amount of alcoholic liquor not  
5 exceeding one gallon for personal consumption only

6 in a private home or other private accommodation”.

7 Further amend House File 172 by striking from  
8 lines 10 and 11, page 18, the following: “except  
9 as provided in section twenty-two (22) of this Act”.

GOODE of Davis, District 98

1 Amend House File 172 by striking all after the  
2 period in line 9, page 39, and all of lines  
3 10 to 16, inclusive.

GOODE of Davis, District 98

1 Amend House File 172 by adding on page 50, line  
2 25, after the word “own” the word “legal”.

GOODE of Davis, District 98

1 Amend House File 172 by striking the words  
2 “assistant chiefs” in line 6 and 7, page 10,  
3 and inserting the word “assistants”.

GOODE of Davis, District 98

1 Amend House File 172, page 16, line 16, by  
2 inserting after the word “exceeding” the following:  
3 “one quart or, in the case of alcoholic liquor  
4 personally obtained outside the United States,”.

FISHER of Greene, District 56

DRAKE of Muscatine, District 71

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, February 9, 1971.

# JOURNAL OF THE HOUSE

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Thirtieth Calendar Day—Twenty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, FEBRUARY 9, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Robert Hoffman, pastor of the Urbandale United Church of Christ, Urbandale, Iowa.

The Journal of Monday, February 8, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Bergman of Osceola, District 3, for February 9 and February 10, 1971, on request of Andersen of Woodbury, District 23; Radl of Linn, District 43, for the morning on request of Sorg of Linn, District 47.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty economics class students from Guthrie Center High School, Guthrie Center, Iowa, accompanied by their teachers, Richard Hanson and Tom Stevenson.

## BIRTHDAY CONGRATULATIONS

Priebe of Kossuth, District 6, rose on a point of personal privilege and on behalf of the House extended to the Honorable Ed Skinner a "Happy Birthday."

## PETITIONS FILED

The following petitions were received and placed on file:

By Rex of Hamilton District 31, from sixty-two residents of Hamilton-Wright Counties opposing legislation to legalize the sale of marijuana.

By Mendenhall of Allamakee, District 13, from ten residents of Winneshiek County favoring Senate File 84 relating to all wages of public employees being under the merit system.

By Mendenhall of Allamakee, District 13, from thirty-four residents of Allamakee County, and Millen of Van Buren, District 99, from seventy-two educators in the Harmony Schools favoring a strong effective bill requiring negotiations between employees and their employers.

By Stokes of Plymouth, District 2, from one hundred forty-five residents of District 2; Kelly of Woodbury, District 22, from eight hundred twenty-five residents of Woodbury County; Den Herder of Sioux, District 1, from three hundred seventy-seven residents of Sioux County; Doyle of Woodbury, District 21, from eight hundred forty-three residents of Sioux City, Iowa; Kruse of O'Brien, District 4, from five hundred seventy-three residents of O'Brien County, and Wyckoff of Benton, District 42, from one hundred twenty-seven members of Immaculate Conception Parish, Van Horne, Iowa, opposing legislation to legalize abortion in Iowa.

#### ADOPTION OF HOUSE MEMORIAL RESOLUTION

Rodgers of Dallas, District 85, offered the following House memorial resolution and moved its adoption:

#### HOUSE MEMORIAL RESOLUTION

*Whereas*, the Honorable Curtis W. Gregory of Dallas County, who was a member of the Forty-eighth and Forty-ninth sessions of the General Assembly from Dallas County, passed away on December 18, 1970; now therefore,

*Be It Resolved by the House of Representatives*, that a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the Speaker appointed as such committee Rodgers of Dallas, District 85; Varley of Adair, District 84, and Siglin of Lucas, District 86.

#### INTRODUCTION OF BILLS

**House File 194**, by committee on county government, a bill for an act relating to county contingent funds.

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

**House File 195**, by Holden, Fisher of Greene, Den Herder, Grassley, Millen, Welden, Middleswart, Stokes, Siglin, Logemann, Hamilton, Lipsky, Menefee, Mayberry, Sorg, Dunton, Wyckoff, Strothman, Campbell, Cochran, Pellett, Knoke, Wirtz, Shaw, Mendenhall, Nielsen, Roorda, Kruse, Bergman, Priebe, Rodgers, Pierson, Tieden, Hansen, Christensen, Lawson, Alt, Miller, Kelly, McCormick, Taylor, Nystrom, Rex, Moffitt, Egenes, Winkelman, Trowbridge,

Schroeder, Kinley, Blouin, Stanley and Varley, a bill for an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage.

Read first time and referred to committee on **law enforcement**.

**House File 196**, by Andersen, Mendenhall, Holden and Pierson, a bill for an act to exempt a portion of annuities received from the United States civil service retirement trust fund from state income tax.

Read first time and referred to committee on **ways and means**.

**House File 197**, by committee on ways and means, a bill for an act relating to taxation of rural electric cooperative property.

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

**House File 198**, by committee on conservation and recreation, a bill for an act relating to the use of firearms on state preserves.

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

**House File 199**, by Ewell and Schwieger (Conklin), a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns.

Read first time and referred to committee on **cities and towns**.

**House File 200**, by Andersen, a bill for an act relating to the maximum net income persons sixty-five years of age or older and totally disabled persons may have to qualify for an additional homestead credit.

Read first time and referred to committee on **ways and means**.

**House File 201**, by Campbell (Arbuckle), a bill for an act relating to hearings for the mentally ill.

Read first time and referred to committee on **social services**.

**House File 202**, by committee on conservation and recreation, a bill for an act relating to the penalty for violation of the snow-mobile regulations.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 83**, a bill for an act relating to the auditing committee of a credit union.

Read first time and referred to committee on **commerce**.

**Senate File 120**, a bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents.

Read first time and referred to committee on **higher education**.

**Senate File 133**, a bill for an act relating to the establishment of a second grand jury in certain counties and to the appointment of assistant clerks in such counties.

Read first time and referred to committee on **judiciary**.

#### HOUSE FILE 78 REREFERRED

The Speaker announced that **House File 78** previously referred to the committee on law enforcement is rereferred to the committee on **environmental preservation**.

#### HOUSE FILES 178 AND 180 REREFERRED

Hamilton of Cedar, District 72, asked and received unanimous consent that **House Files 178 and 180** be rereferred to the committee on **law enforcement**.

#### HOUSE CONCURRENT RESOLUTION 16

By Uban and Egenes

*Whereas*, the Constitution of Iowa requires this General Assembly to reapportion the state this year into not more than 100 representative districts and not more than 50 senate districts; and

*Whereas*, the Constitution of the United States requires this state to reapportion itself into six congressional districts; and

*Whereas*, understandability is a prime requirement of representative government: *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That a joint House and Senate committee of four members from each body be appointed to bring to the Sixty-fourth General Assembly, not later than April 18, a reapportionment plan for its consideration that shall contain the following features:

1. The state shall be divided into six congressional districts that comply with the Iowa Constitution.
2. Congressional districts shall be divided into eight senatorial districts.
3. Each senatorial district shall be divided into two representative districts.

Laid over under Rule 25.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 16, a bill for an act relating to the qualifications of certain state libraries.

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

House File 22, a bill for an act relating to the state entomologist.

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

House File 114, a bill for an act relating to specifications and standards for cheese and cheese products.

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

Senate File 147, a bill for an act relating to the use of trotlines.

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

Senate File 148, a bill for an act relating to the state park and institutional road system.

CARROLL A. LANE, Secretary

## CONSIDERATION OF BILLS

### REGULAR CALENDAR

**House File 172**, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state, with report of committee recommending passage, was taken up for consideration.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:

Amend House File 172 by striking the words "assistant chiefs" in lines 6 and 7, page 10, and inserting the word "assistants".

The amendment was adopted.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:

Amend House File 172 by striking from lines 14 and 17, inclusive, page 16, the following: " , except that an individual of legal age may import and have

in his possession an amount of alcoholic liquor not exceeding one gallon for personal consumption only in a private home or other private accommodation".

Further amend House File 172 by striking from lines 10 and 11, page 18, the following: "except as provided in section twenty-two (22) of this Act".

Roll call was requested by Goode of Davis, District 98, and Drake of Muscatine, District 71.

On the question "Shall the amendment be adopted?"

The ayes were, 30:

Camp	Grassley	Patton	Skinner
Campbell	Holden	Pellett	Stokes
Christensen	Kruse	Rex	Strand
Den Herder	Mendenhall	Roorda	Strothman
Dunton	Menefee	Schwartz	Tieden
Edelen	Miller	Scott	Uban
Fischer, H. O.	Moffitt	Siglin	Waugh
Goode	Nielsen		

The nays were, 61:

Alt	Gluba	Lipsky	Schmeiser
Anania	Hamilton	Logemann	Schroeder
Andersen	Hansen	Mayberry	Schwieger
Bennett	Hill	McCormick	Shaw
Blouin	Husak	McElroy	Small
Bray	Jesse	Middleswart	Stanley
Clark	Johnston	Millen	Taylor
Cochran	Kehe	Mollett	Trowbridge
Curtis	Kelly	Monroe	Varley
Dougherty	Kennedy	Norpel	Welden
Doyle	Kinley	Nystrom	Willits
Drake	Knoblauch	Pierson	Winkelman
Ellsworth	Knoke	Priebe	Wirtz
Fisher, C. R.	Kreamer	Rodgers	Wyckoff
Franklin	Larson	Sargisson	Mr. Speaker
Freeman			

Absent or not voting, 9:

Bergman	Lawson	Radl	Stromer
Egenes	Pelton	Sorg	Wells
Ewell			

The amendment lost.

Fisher of Greene, District 56, offered the following amendment filed by him and Drake of Muscatine, District 71, and moved its adoption:

Amend House File 172, page 16, line 16, by inserting after the word "exceeding" the following: "one quart or, in the case of alcoholic liquor personally obtained outside the United States,".

A non-record roll call was requested.

The ayes were 63, nays 26.



The amendment was adopted.

Uban of Black Hawk, District 38, offered the following amendment filed by him :

Amend House File 172, page 17, at the end of section 22 by adding the following :

"Any person may manufacture, sell, or transport ingredients and devices other than alcohol for the brewing of homemade wine."

Uban of Black Hawk, District 38, offered the following amendment to the amendment from the floor and moved its adoption :

Amend the Uban amendment to House File 172, page 17, by striking the word "brewing" and inserting in lieu thereof the word "making".

The amendment to the amendment was adopted.

Uban of Black Hawk, District 38, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him :

Amend House File 172 as follows :

1. Page 33, line 31, by striking the word "such" and by inserting after the word "person" the words "knowing or having reasonable cause to believe him to be".
2. Page 34, line 7, by striking the words ", or violates any other provision of this Act, "
3. Page 34, line 10, by striking the word "imprisoned" and inserting the words "by imprisonment" and by adding a period after the word "days".
4. Page 34, by striking all of line 11.
5. Page 35, line 26, by striking the word "knowingly".
6. Page 35, line 27, by inserting after the word "person", the words "knowing or having reasonable cause to believe him to be".
7. Page 35, line 28, by striking the word "knowingly", and inserting after the word "person", the words, "knowingly or having reasonable cause to believe him to be,".
8. Page 48, line 10, by adding after the word "person" the words ", except a person under legal age,".
9. Page 48, line 14, by striking the words "less than one hundred dollars nor".
10. Page 48, line 15, by striking the word "less".

11. Page 48, line 16, by striking the words "than thirty days nor".

12. Page 48, line 17, by adding after the period the following:

"Any person under legal age who violates any of the provisions of this Act shall upon conviction be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail not to exceed thirty days.

Chapter two hundred thirty-two (232) of the Code shall have no application in the prosecution of offenses committed in violation of this Act."

Division of the amendment was requested.

Knoke of Pottawattamie, District 79, moved the adoption of amendments 1 and 2, lines 1 through 7, and amendments 5, 6 and 7, lines 12 through 20, of his amendment.

A non-record roll call was requested.

The ayes were 63, nays 25.

Amendments 1, 2, 5, 6, and 7 were adopted.

Knoke of Pottawattamie, District 79, moved the adoption of amendments 3 and 4, lines 8 through 11; amendment 8, lines 21 through 23; and lines 30 through 36 of amendment 12 of his amendment.

Amendments 3, 4, 8 and lines 30 through 36 of amendment 12 were adopted.

Knoke of Pottawattamie, District 79, moved the adoption of lines 37 through 39 of amendment 12 of his amendment.

A non-record roll call was requested.

The ayes were 20, nays 64.

Lines 37 through 39 of amendment 12 lost.

Knoke of Pottawattamie, District 79, moved the adoption of amendments 9, 10 and 11, lines 24 through 29, of his amendment.

Amendments 9, 10 and 11 were adopted.

Uban of Black Hawk, District 38, offered the following amendment filed by him from the floor and moved its adoption:

Amend House File 172, page 35, line 16, by inserting after the period the following:

"This paragraph shall not apply to class C permit holders."

The amendment was adopted.

Trowbridge of Floyd, District 9, offered the following amendment from the floor filed by him and Uban of Black Hawk, District 38, and moved its adoption :

Amend House File 172, page 33, by striking from lines 3 and 4 the following: "extend any credit for alcoholic beverages or beer or".

A non-record roll call was requested.

The ayes were 47, nays 35.

The amendment was adopted.

Fisher of Greene, District 56, moved to reconsider the vote by which the Trowbridge-Uban amendment was adopted on February 9, 1971.

A non-record roll call was requested.

The ayes were 46, nays 42.

The motion prevailed.

Trowbridge of Floyd, District 9, offered the following amendment filed by him and Uban of Black Hawk, District 38 :

Amend House File 172, page 33, by striking from lines 3 and 4 the following: "extend any credit for alcoholic beverages or beer or".

Kelly of Woodbury, District 22, offered the following amendment to the amendment from the floor :

Amend the Trowbridge-Uban amendment, filed February 9, 1971, lines 1 and 2, by striking the words "extend any credit for alcoholic beverages or".

Skinner of Polk, District 60, moved that the amendment to the amendment, filed from the floor, by Kelly of Woodbury, District 22, be tabled.

Roll call was requested by Skinner of Polk, District 60, and Kelly of Woodbury, District 22.

On the question "Shall the Kelly amendment be tabled?"

The ayes were, 12:

Bennett	Franklin	Patton	Small
Campbell	Johnston	Priebe	Stokes
Fischer, H. O.	Norpel	Skinner	Tieden

The nays were, 76:

Alt	Christensen	Dougherty	Egenes
Anania	Clark	Doyle	Ellsworth
Andersen	Cochran	Drake	Ewell
Blouin	Curtis	Dunton	Fisher, C. R.
Camp	Den Herder	Edelen	Freeman

Gluba	Logemann	Pellett	Stanley
Goode	Mayberry	Pierson	Strand
Grassley	McCormick	Rex	Strothman
Hamilton	McElroy	Rodgers	Taylor
Hansen	Mendenhall	Roorda	Trowbridge
Hill	Menefee	Sargisson	Uban
Holden	Middleswart	Schmeiser	Varley
Husak	Millen	Schroeder	Waugh
Kehe	Miller	Schwartz	Welden
Kelly	Moffitt	Schwieger	Wells
Knoblauch	Mollett	Scott	Willits
Knoke	Monroe	Shaw	Winkelman
Kreamer	Nielsen	Siglin	Wyckoff
Kruse	Nystrom	Sorg	Mr. Speaker

Absent or not voting, 12:

Bergman	Kennedy	Lawson	Radl
Bray	Kinley	Lipsky	Stromer
Jesse	Larson	Pelton	Wirtz

The motion lost.

Kelly of Woodbury, District 22, moved the adoption of his amendment to the Trowbridge-Uban amendment.

A non-record roll call was requested.

The ayes were 58, nays 24.

The amendment to the amendment was adopted.

Trowbridge of Floyd, District 9, moved the adoption of the Trowbridge-Uban amendment as amended.

A non-record roll call was requested.

The ayes were 44, nays 46.

The amendment as amended lost.

(House File 172 pending at adjournment.)

#### REPORT OF COMMITTEE

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 82**, a bill for an act providing a penalty for the unlawful use of temporary and instructional driving permits, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HOWARD A. HAMILTON, Chairman

## AMENDMENTS FILED

- 1 Amend the Goode amendment to House File 15, filed  
 2 February 3, 1971, by inserting in line 10 after the  
 3 word "related" the words "medically indigent".

HOLDEN of Scott, District 75

- 1 Amend House File 48, page 3, as follows:  
 2 1. Strike from lines 12 and 13 the following  
 3 words, "upon filing of an application for and re-  
 4 ceiving a single trip permit.", and insert in lieu  
 5 thereof the following:  
 6 "according to the above schedule or as provided  
 7 in three hundred twenty-one E point nine (321E.9)."  
 8 2. Strike all of lines 28 through the period  
 9 in line 33, inclusive, and insert in lieu thereof the  
 10 following:

11 "1. Vehicles with indivisible loads having an  
 12 over-all width not to exceed twelve feet, five inches  
 13 and an over-all length not to exceed eighty feet, zero  
 14 inches, may be moved for unlimited distances. Mobile  
 15 homes including appurtenances not to exceed fourteen  
 16 feet, five inches and an over-all length not to exceed  
 17 eighty-five feet, including the power unit, may be  
 18 moved for unlimited distances provided that such mobile  
 19 homes are manufactured or assembled in Iowa and that  
 20 the movement of such mobile homes shall be over a  
 21 specified route between the place of assembly or  
 22 manufacture and a storage area shipping point, or  
 23 other final predetermined destination, or that the  
 24 movement of such mobile home represents the first  
 25 movement into the state of Iowa to a storage area,  
 26 shipping point, or other final predetermined  
 27 destination."

WELDEN of Hardin, District 32  
 KEHE of Bremer, District 12

- 1 Amend House File 48 as follows:  
 2 1. Page 2 by striking all of lines 23 through 35.  
 3 2. Page 3 by striking all of lines 1 through 8.

TROWBRIDGE of Floyd, District 9

- 1 Amend the Pelton amendment, filed on February 1,  
 2 1971, to House File 134 by striking lines 3 through  
 3 22 and inserting in lieu thereof the following:  
 4 Section 1. UNJUSTIFIABLE ABORTION.  
 5 It shall be unlawful for any person to purposely  
 6 and unjustifiably terminate the pregnancy of another  
 7 otherwise than by a live birth.  
 8 Sec. 2. JUSTIFIABLE ABORTION.  
 9 It shall be justifiable for a physician licensed  
 10 to practice pursuant to chapters 148, 150, or 150A of  
 11 the Code to terminate a pregnancy with the consent of  
 12 the pregnant female if:  
 13 a. He believes there is a substantial risk that  
 14 a continuance of the pregnancy would impair the physi-

15 cal or mental health of the mother, and the pregnancy  
16 has not continued beyond the sixteenth week; or

17 b. That the child would be born with physical or  
18 mental defect and the pregnancy has not continued beyond  
19 the twentieth week; or

20 c. That the pregnancy resulted from rape or  
21 incest and the pregnancy has not continued beyond the  
22 sixteenth week; or

23 d. That the pregnant female is under the age of  
24 eighteen years and the pregnancy has not continued  
25 beyond the twentieth week; or

26 e. There is a reasonable belief that continuation  
27 of the pregnancy would endanger the life of the preg-  
28 nant female; and either:

29 (1) A committee of physicians licensed pursuant to chapters  
30 148, 150, or 154A of the Code, one of whom may be the person perform-  
31 ing the abortion, have certified in writing their  
32 belief in the justifying circumstances, and have filed  
33 such certificate prior to the abortion with the state  
34 department of health, or in such other place as may be  
35 designated by the commissioner of the state department  
36 of health; or

37 (2) An emergency exists which requires that such  
38 abortion be performed immediately in order to preserve  
39 the life of the mother.

#### 40 Sec. 3. PREGNANCY RESULTING FROM RAPE OR 41 INCEST; PROCEDURE.

42 The committee of physicians shall not approve the  
43 performance of an abortion on the ground that the preg-  
44 nancy resulted from rape or incest except in accordance  
45 with the following procedure:

46 a. Upon receipt of an application for an abortion  
47 on the grounds that the pregnancy resulted from rape or  
48 incest, the committee shall immediately notify the  
49 county attorney of the county in which the alleged rape  
50 or incest occurred of the application, and transmit to  
51 the county attorney the affidavit of the applicant  
52 attesting to the facts establishing the alleged rape or  
53 incest. If the county attorney informs the committee  
54 that there is probable cause to believe that the preg-  
55 nancy resulted from said violation of chapter 694 or  
56 chapter 704 of the Code, the committee may approve  
57 the abortion. If, within five days after the  
58 committee has notified the county attorney of the  
59 application, the committee does not receive a reply  
60 from the county attorney, it may approve the abortion.  
61 If the county attorney informs the committee that there  
62 is no probable cause to believe the alleged violation  
63 did occur, the committee shall not approve the abortion,  
64 except as provided in subparagraph b, of this section;

65 b. If the county attorney informs the committee  
66 that there is no probable cause to believe the alleged  
67 violation did occur, the person who applied for the  
68 abortion may petition the district court of the county

69 in which the alleged rape or incest occurred, to deter-  
70 mine whether the pregnancy resulted from a violation of  
71 chapter 694 or chapter 704 of the Code. Hearing on  
72 the petition shall be set for a date no later than one  
73 week after the date of filing of the petition.

74 The county attorney shall file an affidavit with  
75 the court stating the reasons for his conclusion that  
76 the alleged violation did not occur, and this affidavit  
77 shall be received in evidence. The county attorney may  
78 appear at the hearing to offer further evidence or to  
79 examine witnesses.

80 If the court finds that it has been proved, by a  
81 preponderance of the evidence, that the pregnancy did  
82 result from a violation of chapter 694 or chapter 704 of the  
83 Code, it shall issue an order so declaring,  
84 and the committee may approve the abortion. Any hear-  
85 ing granted under this section may, at the court's dis-  
86 cretion, be held in camera. The testimony, findings,  
87 conclusions or determinations of the court in a pro-  
88 ceeding under this section shall be inadmissible as  
89 evidence in any other action or proceeding, although  
90 nothing herein shall be construed to prevent the  
91 appearance of any witness who testified at a proceeding  
92 under this section, or to prevent the introduction of  
93 any evidence that may have been introduced at a  
94 proceeding under this section, in any other action or  
95 proceeding.

96 **Sec. 4. COMMITTEE OF PHYSICIANS; NUMBER OF**  
97 **MEMBERS REQUIRED.**

98 The committee of physicians referred to in  
99 section 2 must, in all instances, consist of not  
100 less than two licensed physicians and surgeons, and  
101 if the proposed termination of pregnancy will occur  
102 after the twelfth week of pregnancy, the commit-  
103 tee must consist of at least three such licensed  
104 physicians and surgeons. In no event shall the termina-  
105 tion be approved after the twentieth week of  
106 pregnancy, except as provided in section 2,  
107 subsection c.

108 **Sec. 5. MENTAL HEALTH DEFINED.**

109 The term "mental health" as used in section 2  
110 means mental illness to the extent that the woman  
111 is dangerous to herself or to the person or property of  
112 others or is in need of supervision or restraint.

113 **Sec. 6. HOSPITALIZATION REQUIRED.**

114 a. If the pregnancy has continued more than  
115 twelve weeks, the abortion, pursuant to this Act,  
116 shall be performed only in a licensed hospital.

117 b. All other abortions, pursuant to this Act, may  
118 be performed in any clinic approved by the Department  
119 of Health for the purposes of this Act.

120 c. No person shall be required to perform or  
121 participate in medical procedures which result in the  
122 termination of a pregnancy, and the refusal of any

123 person to perform or participate in those medical pro-  
 124 cedures shall not be a basis for civil liability to any  
 125 person.

126 d. No hospital, hospital administrator or govern-  
 127 ing board shall be required to permit the termination  
 128 of human pregnancies within its institution and the  
 129 refusal to permit such procedures shall not be grounds  
 130 for civil liability to any person. A hospital may  
 131 establish criteria and procedures under which preg-  
 132 nancies may be terminated within its institution, in  
 133 addition to those which may be prescribed by licensing,  
 134 regulating or accrediting agencies.

135 Sec. 7. RESIDENCY.

136 This Act shall apply only to pregnant females who  
 137 have been a resident of this state for at least sixty  
 138 days immediately preceding such termination of  
 139 pregnancy.

140 Further amend by renumbering the succeeding sections.

JOHNSTON of Johnson, District 70

1 Amend the committee on judiciary amendment to  
 2 House File 134 by striking lines 4 through 23 and  
 3 inserting in lieu thereof the following:

4 Section 1. UNJUSTIFIABLE ABORTION.

5 It shall be unlawful for any person to purposely  
 6 and unjustifiably terminate the pregnancy of another  
 7 otherwise than by a live birth.

8 Sec. 2. JUSTIFIABLE ABORTION.

9 It shall be justifiable for a physician licensed  
 10 to practice pursuant to chapters 148, 150, or 150A of  
 11 the Code to terminate a pregnancy with the consent of  
 12 the pregnant female if:

13 a. He believes there is a substantial risk that  
 14 a continuance of the pregnancy would impair the physi-  
 15 cal or mental health of the mother, and the pregnancy  
 16 has not continued beyond the sixteenth week; or

17 b. That the child would be born with physical or  
 18 mental defect and the pregnancy has not continued beyond  
 19 the twentieth week; or

20 c. That the pregnancy resulted from rape or  
 21 incest and the pregnancy has not continued beyond the  
 22 sixteenth week; or

23 d. That the pregnant female is under the age of  
 24 eighteen years and the pregnancy has not continued  
 25 beyond the twentieth week; or

26 e. There is a reasonable belief that continuation  
 27 of the pregnancy would endanger the life of the preg-  
 28 nant female; and either:

29 (1) A committee of physicians licensed pursuant to chapters  
 30 148, 150 or 150A of the Code, one of whom may be the person perform-  
 31 ing the abortion, have certified in writing their  
 32 belief in the justifying circumstances, and have filed  
 34 such certificate prior to the abortion with the state  
 35 department of health, or in such other place as may be



36 designated by the commissioner of the state department  
37 of health; or

38 (2) An emergency exists which requires that such  
39 abortion be performed immediately in order to preserve  
40 the life of the mother.

41 Sec. 3. PREGNANCY RESULTING FROM RAPE OR  
42 INCEST; PROCEDURE.

43 The committee of physicians shall not approve the  
44 performance of an abortion on the ground that the preg-  
45 nancy resulted from rape or incest except in accordance  
46 with the following procedure:

47 a. Upon receipt of an application for an abortion  
48 on the grounds that the pregnancy resulted from rape or  
49 incest, the committee shall immediately notify the  
50 county attorney of the county in which the alleged rape  
51 or incest occurred of the application, and transmit to  
52 the county attorney the affidavit of the applicant  
53 attesting to the facts establishing the alleged rape or  
54 incest. If the county attorney informs the committee  
55 that there is probable cause to believe that the preg-  
56 nancy resulted from said violation of chapter 694 or  
57 chapter 704 of the Code, the committee may approve  
58 the abortion. If, within five days after the  
59 committee has notified the county attorney of the  
60 application, the committee does not receive a reply  
61 from the county attorney, it may approve the abortion.  
62 If the county attorney informs the committee that there  
63 is no probable cause to believe the alleged violation  
64 did occur, the committee shall not approve the abortion,  
65 except as provided in subparagraph b of this section;

66 b. If the county attorney informs the committee  
67 that there is no probable cause to believe the alleged  
68 violation did occur, the person who applied for the  
69 abortion may petition the district court of the county  
70 in which the alleged rape or incest occurred, to deter-  
71 mine whether the pregnancy resulted from a violation of  
72 chapter 694 or chapter 704 of the Code. Hearing on  
73 the petition shall be set for a date no later than one  
74 week after the date of filing of the petition.

75 The county attorney shall file an affidavit with  
76 the court stating the reasons for his conclusion that  
77 the alleged violation did not occur, and this affidavit  
78 shall be received in evidence. The county attorney may  
79 appear at the hearing to offer further evidence or to  
80 examine witnesses.

81 If the court finds that it has been proved, by a  
82 preponderance of the evidence, that the pregnancy did  
83 result from a violation of chapter 694 or chapter 704  
84 of the Code, it shall issue an order so declaring,  
85 and the committee may approve the abortion. Any hear-  
86 ing granted under this section may, at the court's dis-  
87 cretion, be held in camera. The testimony, findings,  
88 conclusions or determinations of the court in a pro-  
89 ceeding under this section shall be inadmissible as

90 evidence in any other action or proceeding, although  
 91 nothing herein shall be construed to prevent the  
 92 appearance of any witness who testified at a proceeding  
 93 under this section, or to prevent the introduction of  
 94 any evidence that may have been introduced at a  
 95 proceeding under this section, in any other action or  
 96 proceeding.

97 Sec. 4. COMMITTEE OF PHYSICIANS; NUMBER OF  
 98 MEMBERS REQUIRED.

99 The committee of physicians referred to in  
 100 section 2 must, in all instances, consist of not  
 101 less than two licensed physicians and surgeons, and  
 102 if the proposed termination of pregnancy will occur  
 103 after the twelfth week of pregnancy, the commit-  
 104 tee must consist of at least three such licensed  
 105 physicians and surgeons. In no event shall the termina-  
 106 tion be approved after the twentieth week of  
 107 pregnancy, except as provided in section 2,  
 108 subsection c.

109 Sec. 5. MENTAL HEALTH DEFINED.

110 The term "mental health" as used in section 2  
 111 means mental illness to the extent that the woman  
 112 is dangerous to herself or to the person or property of  
 113 others or is in need of supervision or restraint.

114 Sec. 6. HOSPITALIZATION REQUIRED.

115 a. If the pregnancy has continued more than  
 116 twelve weeks, the abortion, pursuant to this Act,  
 117 shall be performed only in a licensed hospital.

118 b. All other abortions, pursuant to this Act, may  
 119 be performed in any clinic approved by the Department  
 120 of Health for the purposes of this Act.

121 c. No person shall be required to perform or  
 122 participate in medical procedures which result in the  
 123 termination of a pregnancy, and the refusal of any  
 124 person to perform or participate in those medical pro-  
 125 cedures shall not be a basis for civil liability to any  
 126 person.

127 d. No hospital, hospital administrator or govern-  
 128 ing board shall be required to permit the termination  
 129 of human pregnancies within its institution and the  
 130 refusal to permit such procedures shall not be grounds  
 131 for civil liability to any person. A hospital may  
 132 establish criteria and procedures under which preg-  
 133 nancies may be terminated within its institution, in  
 134 addition to those which may be prescribed by licensing,  
 135 regulating or accrediting agencies.

136 Sec. 7. RESIDENCY.

137 This Act shall apply only to pregnant females who  
 138 have been a resident of this state for at least sixty  
 139 days immediately preceding such termination of  
 140 pregnancy.

141 Further amend by renumbering the succeeding sections.

JOHNSTON of Johnson, District 70

1 Amend the committee on judiciary amendment, filed  
2 February 3, 1971, to House File 134 as follows:

3 1. Line 7, by inserting after the word "person"  
4 the words "and her husband, if married".

5 2. Line 11, by striking the word and figures  
6 "twenty (20)" and inserting in lieu thereof the word  
7 "twelve".

8 3. Lines 13 and 14, by striking the words "if the  
9 period of gestation is more than twelve (12) weeks".

CHRISTENSEN of Union, District 95

1 Amend the judiciary committee amendment to  
2 House File 134, filed February 3, 1971, by striking  
3 lines 10 through 12 and inserting in lieu thereof  
4 the following:

5 "c. Within the first 12 weeks from commence-  
6 ment of the pregnancy, or to save the life or to  
7 preserve the health of the pregnant female person  
8 or because of medical evidence of fetal deformity  
9 or abnormality; and".

MOFFITT of Appanoose, District 96

MILLER of Marshall, District 36

PIERSON of Mahaska, District 87

1 Amend House File 172, page 62, line 12, by striking  
2 the words "one hundred" and inserting in lieu thereof  
3 the word "fifty".

DOUGHERTY of Monroe, District 94

1 Amend House File 172 as follows:  
2 Page 50, by striking lines 4 through  
3 13, inclusive.

KENNEDY of Chickasaw, District 11

1 Amend the Larson-Kennedy amendment to House File  
2 172, filed February 8, 1971, by striking from lines  
3 5 and 6 the words "*two hundred fifty dollars*".

TIEDEN of Clayton, District 14

CAMP of Clinton, District 73

1 Amend House File 172 as follows:

2 1. Page 36, lines 16 and 17, by striking the words  
3 " , except subsection two (2), paragraphs 'h' or 'i',  
4 of such section,".

5 2. Page 36, line 17, by inserting after the word  
6 "shall" the words " , subject to subsection three (3)  
7 of this section,".

8 3. Page 36, by striking lines 29 and 30 and  
9 inserting in lieu thereof the following:

10 "section forty-nine (49), subsection two (2), para-  
11 graph 'h', of this Act, or a retail beer permittee  
12 shall be convicted of a violation of paragraph 'i'  
13 of such subsection, the director or local authority  
14 shall,".

FISHER of Greene, District 56

- 1 Amend House File 172 as follows:  
2 1. Page 12, line 27, by striking the words "twenty-five"  
3 and inserting in lieu thereof the word "fifty".  
4 2. Page 27, line 35, by striking the words "one thousand"  
5 and inserting in lieu thereof the words "nine hundred".  
6 3. Page 28, line 2, by striking the word "seven" and  
7 inserting in lieu thereof the word "six".  
8 4. Page 31, line 22, by striking the word "two" and  
9 inserting in lieu thereof the word "three".  
10 5. Page 31, line 30, by striking the words "one hundred"  
11 and inserting in lieu thereof the words "two hundred fifty".  
12 6. Page 62, by striking all of lines 4, 5, 6, and 7,  
13 and inserting in lieu thereof the following: "2. The  
14 annual permit fee for a class "B" permit shall be graduated  
15 according to population as follows:  
16 a. For premises located within the corporate limits  
17 of cities with a population of over ten thousand, three  
18 hundred dollars.  
19 b. For premises located within the corporate limits  
20 of cities or towns of over fifteen hundred but less than  
21 ten thousand, two hundred dollars.  
22 c. For premises located within the corporate limits  
23 of towns with a population of under fifteen hundred, one  
24 hundred dollars.

TIEDEN of Clayton, District 14  
CAMP of Clinton, District 73

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, February 10, 1971.

# JOURNAL OF THE HOUSE

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Thirty-first Calendar Day—Twenty-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 10, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Wallace Kinzler, pastor of the United Methodist Church, Menlo, Iowa.

The Journal of Tuesday, February 9, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Six Iowa Town and Country Y.W.C.A. girls from Eddyville High School, Eddyville, Iowa, accompanied by their leader, Mrs. Dave Richardson. By Pierson of Mahaska, District 87.

## PETITIONS FILED

The following petitions were received and placed on file :

By Wells of Linn, District 44, from seven residents of Linn County favoring repeal of the abortion law.

By Stokes of Plymouth, District 2, from one hundred fourteen residents of Plymouth and Sioux Counties; Willits of Polk, District 57, from eight residents of Ankeny, Iowa; Wells of Linn, District 44, from fifty-four residents of Linn County; Den Herder of Sioux, District 1, from seven hundred fourteen residents of Sioux and O'Brien Counties; and Andersen of Woodbury, District 23, from one hundred twenty-four residents of Woodbury County opposing legislation to legalize abortion in Iowa.

By Radl of Linn, District 43, from thirty-five residents of Linn County favoring Senate File 52 relating to collective bargaining in public employment.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 82, under Rule 35.

## INTRODUCTION OF BILLS

**House File 203**, by Freeman, Christensen, Waugh and Roorda, a bill for an act relating to the use of mudguards on motor trucks, truck tractors, trailers, and semitrailers.

Read first time and referred to committee on **transportation**.

**House File 204**, by Doyle, Wells, Kinley, Willits, Ewell, Holden and Andersen, a bill for an act relating to the free distribution of the Code to court bailiffs.

Read first time and referred to committee on **judiciary**.

**House File 205**, by Doyle, Christensen, Hamilton, Curtis and Rodgers, a bill for an act to require motor trucks, trailers, and semitrailers carrying certain kinds of freight to be covered.

Read first time and referred to committee on **transportation**.

**House File 206**, by committee on county government, a bill for an act relating to fees collected by the county recorder for hunting and fishing duplicate licenses.

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

**House File 207**, by Priebe, Radl, McCormick, Bergman, Scott, Egenes, Edelen, Bray, Willits, Dougherty, Pierson, Jesse, Kennedy, Rex, Sargisson, Ellsworth and Rodgers, a bill for an act relating to the establishment of a uniform statewide telephone number for police and fire departments.

Read first time and referred to committee on **law enforcement**.

**House File 208**, by Fischer of Grundy, a bill for an act relating to the regulation of public utilities by the Iowa state commerce commission.

Read first time and referred to committee on **commerce**.

**House File 209**, by Dougherty and Stokes (Sullivan and Van Gilst), a bill for an act relating to county and city programs for senior citizens.

Read first time and referred to committee on **county government**.

**House File 210**, by Pierson, Schwartz, Dunton, Moffitt and Wells, a bill for an act relating to the state mine inspector and the state mining board.

Read first time and referred to committee on **human and industrial relations**.

**House File 211**, by Grassley and Knoke, a bill for an act relating to the term of office of county attorneys.

Read first time and referred to committee on **county government**.

**House File 212**, by Egenes, Nystrom, Larson, Drake, Ellsworth, Mendenhall Dunton, Norpel, Wells, Siglin and Bergman (Van Drie, Walsh, Doderer and Arbuckle), a bill for an act relating to salaries of the state highway commission and other state employees and making an appropriation.

Read first time and referred to committee on **appropriations**.

**House File 213**, by Winkelman, Curtis, Tieden and Nielsen, a bill for an act to provide for the use of alternate safety devices in lieu of safety chains for towing vehicles.

Read first time and referred to committee on **transportation**.

**House File 214**, by Freeman, Roorda and Waugh, a bill for an act relating to driver education requirements.

Read first time and referred to committee on **schools**.

**House File 215**, by Dunton, a bill for an act relating to notice of compensation commission appraisal of damages and appeal from the damages award.

Read first time and referred to committee on **judiciary**.

**House File 216**, by Willits, Tieden, Drake, Skinner and Cochran (Erskine, Palmer, Carlson and Briles), a bill for an act relating to administrative and maintenance facilities for county conservation boards.

Read first time and referred to committee on **conservation and recreation**.

**House File 217**, by Den Herder, Radl and Doyle (Thordsen, Schaben, Kennedy, Sullivan and Rabedeaux), a bill for an act relating to the board of parole.

Read first time and referred to committee on **social services**.

**House File 218**, by Stromer and Schroeder, a bill for an act relating to interest payments on drainage district assessments.

Read first time and referred to committee on **county government**.

**House File 219**, by committee on social services, a bill for an act relating to the use of carbon tetrachloride fire extinguishers in migratory labor camps.

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

**House File 220**, by Shaw, Fisher of Greene and Drake (Neu, Curran and Thordsen), a bill for an act relating to subdivided lands and to provide penalties for violations.

Read first time and referred to committee on **state government.**

**House File 221**, by Roorda, Holden, Gluba and Johnston (Smith, Erskine, Sullivan, Coleman, Conklin, Doderer and Schaben), a bill for an act relating to a renal disease program and to provide an appropriation therefor.

Read first time and referred to committee on **appropriations.**

#### SENATE MESSAGES CONSIDERED

**Senate File 147**, a bill for an act relating to the use of trotlines.

Read first time and referred to committee on **conservation and recreation.**

**Senate File 148**, a bill for an act relating to the state park and institutional road system.

Read first time and referred to committee on **conservation and recreation.**

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 40, a bill for an act relating to the notification of mobile homeowners of tax assessments.

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

Senate File 105, a bill for an act relating to penalty for embezzlement of secured interests.

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

Senate File 123, a bill for an act relating to supreme and district court judges' expenses.

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

Senate File 146, a bill for an act relating to the disposal of certain state vehicles.

CARROLL A. LANE, Secretary



HOUSE CONCURRENT RESOLUTION 17  
By Egenes, Millen, Wyckoff, Lipsky and Pellett

*Whereas*, the Governor's Economy Committee Report recommends that the Iowa Highway Commission undertake to accomplish, with its own staff, a greater share of the design work required to develop the desired highway system for the State of Iowa, and

*Whereas*, the lack of trained technical and professional personnel, caused by physical limitations, unrealistic job classifications and low competitive salary structure, necessitates that the Iowa Highway Commission spend 2.43 times more than the "in-house" rate of performing the same work, and

*Whereas*, the aforesaid report documents a savings to the State of Iowa, in only one department of the Highway Commission, of \$300,000 annually if the Iowa Highway Commission could perform 90 percent of its design responsibility,

*Now Therefore, Be It Resolved*, that it is the sense of the members of the Sixty-fourth General Assembly that the objectives of those phases of the Governor's Economy Committee Report should be furthered where immediate and direct savings to the State of Iowa will be realized.

*Be It Further Resolved*, that copies of this concurrent resolution be transmitted to the Iowa State Highway Commission, the Executive Council, and the Merit Employment Department.

Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 15 TABLED

Bray of Scott, District 77, called up for consideration **House Concurrent Resolution 15**, filed on February 8, 1971, and found on page 288 of the House Journal.

Kreamer of Polk, District 63, moved that House Concurrent Resolution 15 be tabled.

Roll call was requested by Grassley of Butler, District 10, and Varley of Adair, District 84.

Rule 70 was invoked.

On the question "Shall House Concurrent Resolution 15 be tabled?"

The ayes were, 62:

Alt	Freeman	Kruse	Pierson
Andersen	Goode	Lawson	Radl
Bennett	Grassley	Lipsky	Rex
Campbell	Hamilton	Logemann	Roorda
Christensen	Hansen	McElroy	Schroeder
Clark	Hill	Mendenhall	Schwieger
Curtis	Holden	Menefee	Shaw
Den Herder	Kehe	Millen	Siglin
Drake	Kelly	Miller	Sorg
Edelen	Kinley	Moffitt	Stanley
Egenes	Knoblauch	Nielsen	Stokes
Fischer, H. O.	Knoke	Nystrom	Strand
Fisher, C. R.	Kreamer	Pellett	Stromer

Strothman	Trowbridge	Welden	Wirtz
Taylor	Varley	Winkelman	Mr. Speaker
Tieden	Waugh		

The nays were, 29:

Blouin	Husak	Middleswart	Schmeiser
Bray	Jesse	Monroe	Scott
Cochran	Johnston	Norpel	Small
Dougherty	Kennedy	Patton	Uban
Dunton	Larson	Priebe	Wells
Ewell	Mayberry	Rodgers	Willits
Franklin	McCormick	Sargisson	Wyckoff
Gluba			

Absent or not voting, 9:

Anania	Doyle	Mollett	Schwartz
Bergman	Ellsworth	Pelton	Skinner
Camp			

The motion prevailed.

#### EXPLANATION OF VOTE (House Concurrent Resolution 15)

At the time House Concurrent Resolution 15 was being considered, I was called out of the House chamber. Had I been present at the time the vote was taken to table House Concurrent Resolution 15, I would have voted "aye" on the motion to table.

SAMUEL F. ANANIA

#### REPORTS OF COMMITTEES

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 140**, a bill for an act relating to assignment of real estate mortgages by marginal entry, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 131**, a bill for an act relating to the authorization of assistant county attorneys and salaries therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Hansen of Black Hawk, District 37, from the committee on higher education, submitted the following reports:

MR. SPEAKER: Your committee on higher education, to whom was referred **House File 157**, a bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents, begs leave to report it has had the same under consideration and has instructed me to

report the same back to the House with the recommendation that the same **do pass**.

WILLARD HANSEN, Chairman

Also:

MR. SPEAKER: Your committee on higher education, to whom was referred **House File 162**, a bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

WILLARD HANSEN, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 141**, a bill for an act relating to disclosure of information learned during the preparation of tax returns, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman  
PHILIP HILL, Ranking Member

Tieden of Clayton, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 28**, a bill for an act relating to public recreation on private lands, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

Grassley of Butler, District 10, from the committee on schools, submitted the following report:

MR. SPEAKER: Your committee on schools, to whom was referred **Senate File 59**, a bill for an act relating to teachers pension systems, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with recommendation that the same **do pass**.

CHARLES E. GRASSLEY, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 108 by adding the following:
- 2 *This Act shall become effective on January 1, 1972.*

GOODE of Davis, District 98

- 1 Amend House File 134 as follows:
- 2 Amend the judiciary committee amendment
- 3 to House File 134, filed February 3, 1971, by
- 4 inserting in line five (5), after the word
- 5 "terminated" the words "by abortion".

COMMITTEE ON JUDICIARY  
CHARLES PELTON, Chairman  
PHILIP HILL, Ranking Member

1 Amend House File 134 by adding the following after  
2 the period in line 27, page 2:

3 "Physicians who do not perform abortions when re-  
4 quested by their patients shall not be liable in any  
5 civil actions, and actions shall not be filed alleging  
6 this as a ground for action. Hospitals shall not be  
7 liable in any civil action for refusing to permit use  
8 of their facilities for the termination of a pregnancy  
9 pursuant to the provisions of this Act."

DOYLE of Woodbury, District 21

1 Amend House File 134 by striking all after the  
2 enacting clause and inserting in lieu thereof the  
3 following:

4 Section 1. Section seven hundred one point one  
5 (701.1), Code 1971, is amended as follows:

6 701.1 ADMINISTRATION OF DRUGS—USE OF INSTRU-  
MENTS.

7 If any person, with intent to produce the miscarriage of  
8 any woman, willfully administer to her any drug or  
9 substance whatever, or, with such intent, use any  
10 instrument or other means whatever, unless [such] the  
11 miscarriage [shall be] *is* necessary to save her life, or  
12 *is necessary because the fetus is known to be developing*  
13 *abnormally, or if the pregnancy is the result of rape*  
14 *or incest*, he shall be imprisoned in the penitentiary  
15 for a term not exceeding five years, and be fined in a  
16 sum not exceeding one thousand dollars.

MIDDLESWART of Warren, District 93

1 Amend the judiciary committee amendment to  
2 House File 134, filed February 3, 1971, by striking  
3 lines 6 and 7 and inserting in lieu thereof the  
4 following:

5 "a. With the consent of the pregnant female  
6 person and, if married and residing with her  
7 husband, the consent of her husband; and".

MOFFITT of Appanoose, District 96

MILLER of Marshall, District 36

PIERSON of Mahaska, District 87

1 Amend the committee on judiciary amendment to  
2 House File 134, filed February 3, 1971, by inserting in  
3 line 7 after the word "person" the words "and, if  
4 married and residing with her husband, with the consent  
5 of her husband, or unmarried and under the age of  
6 eighteen years, with the consent of her parent or  
7 legal guardian".

CAMP of Clinton, District 73

1 Amend House File 134, page 3, by adding after  
2 line 11 the following new section:

3 Sec. 8. Section one hundred forty-four point  
4 twenty-nine (144.29), Code 1971, the first unnumbered  
5 paragraph is amended as follows:

6 144.29 FETAL DEATHS. A fetal death certificate  
 7 for each fetal death which occurs in this state after  
 8 a gestation period of [twenty] *six* completed weeks or  
 9 more shall be filed with the local registrar of the  
 10 district in which the delivery of the dead fetus  
 11 occurred within three days after delivery and prior to  
 12 final disposition of the fetus and shall be registered  
 13 if it has been completed and filed in accordance with  
 14 this chapter.

KELLY of Woodbury, District 22

1 Amend the Tieden and Camp amendment to House File 172,  
 2 filed February 9, 1971, by adding after line 24 the following:  
 3 "d. For premises located outside the corporate limits of  
 4 any city or town, a sum equal to that charged in the  
 5 incorporated city or town located nearest the premises to  
 6 be operated under the permit, and in case there is doubt  
 7 as to which of two or more differing corporate limits are  
 8 the nearest, the permit fee which is the largest shall  
 9 prevail."

TIEDEN of Clayton, District 14  
 CAMP of Clinton, District 73

1 Amend House File 172, page 62, lines 12 and 13, as  
 2 follows:

- 3 1. a. Up to [two] *one thousand five hundred* square  
 4 feet, the sum of [one hundred] *seventy-five* dollars.
- 5 b. *Over one thousand five hundred square*  
 6 *feet and up to two thousand square feet the sum*  
 7 *of one hundred dollars.*
- 8 2. Reletter the remaining paragraphs.

DOUGHERTY of Monroe, District 94

1 Amend House File 197 as follows:

- 2 1. Page 2, by striking all of lines 4 through 35, inclusive,  
 3 and inserting in lieu thereof the following:  
 4 "Any electric lines and associated facilities owned by  
 5 cooperative corporations or associations which are not organized  
 6 for profit which are included within the boundaries of a".
- 7 2. Page 3, by inserting after line 13 the following:  
 8 Sec. 2. Section four hundred twenty-eight point twenty-  
 9 eight (428.28), Code 1971, is amended as follows:  
 10 428.28 ANNUAL REPORT BY UTILITY. Every individual, co-  
 11 partnership, corporation, or association operating [for profit,]  
 12 waterworks or gasworks or pipe lines, electric light or power  
 13 plant, railways operated by electricity, elevated street rail-  
 14 ways, shall, annually on or before the first day of May of  
 15 each calendar year, make a report on blanks to be provided by  
 16 the department of revenue of all of the property owned by such  
 17 individual, copartnership, corporation, or association within  
 18 the incorporated limits of any city or town in the state, and  
 19 give such other information as the director of revenue shall  
 20 require.
- 21 Sec. 3. Section four hundred thirty-seven point one  
 22 (437.1), Code 1971, is amended as follows:

23 437.1 "COMPANY" DEFINED. The word "company" as used in  
 24 this chapter and section 427.1, subsection 20, shall be deemed  
 25 and considered to mean and include any person, copartnership,  
 26 association, corporation, or syndicate [ (except co-operative  
 27 corporations or associations which are not organized or  
 28 operated for profit) ] that shall own or operate transmission  
 29 line or lines for the conducting of electric energy located  
 30 within the state and wholly or partly outside cities and  
 31 towns, whether formed or organized under the laws of this  
 32 state or elsewhere.

33 3. By renumbering succeeding sections.

HOLDEN of Scott, District 75

1 Amend House File 197 as follows:

2 1. Page 3, lines 2 and 3, by striking the  
 3 words "and extend services within such area under" and  
 4 inserting in lieu thereof the words "service within  
 5 such area subject to".

6 2. Page 3, line 4, by striking the comma  
 7 and inserting in lieu thereof a period.

8 3. Page 3, by striking lines 5, 6, and 7.

MILLEN of Van Buren, District 99  
 HANSEN of Black Hawk, District 36  
 KEHE of Bremer, District 12  
 FISCHER of Grundy, District 35  
 STANLEY of Linn, District 45  
 EGENES of Story, District 33  
 KINLEY of Polk, District 66

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Thursday, February 11, 1971.

# JOURNAL OF THE HOUSE

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Thirty-second Calendar Day—Twenty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, FEBRUARY 11, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Everett R. Major, pastor of the First United Methodist Church, Onawa, Iowa.

The Journal of Wednesday, February 10, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Thirty-seven senior students from Colo High School, accompanied by their teachers, Ken Petrone and Carl Ades. By Larson of Story, District 34.

Twenty-five government class students from Dow City School, accompanied by their teacher, Ray Beck. By Waugh of Monona, District 27.

Fifteen government class students from Stanzel Christian High School, accompanied by their teacher, Ray Block. By Varley of Adair, District 84.

Seven students from Newton High School, accompanied by their teacher, Mr. Lukavsky. By Roorda of Jasper, District 67.

## PETITIONS FILED

The following petitions were received and placed on file:

By Nielsen of Shelby, District 53, from fifty-three members of the Harlan Educational Association opposing legislation to freeze property taxes for the year 1971-1972.

By Grassley of Butler, District 10, from twenty-three residents of the state of Iowa, and Strothman of Henry, District 90, from sixty-four residents of Henry County favoring a bill requiring negotiations between public employees and their employers.

By Wyckoff of Benton, District 42, from one hundred five students and staff of the Iowa Braille and Sight-Saving School, Vinton, Iowa, requesting release of American prisoners of war captive in Southeast Asia and asking the government of North Vietnam to follow the Geneva Convention on humane treatment of prisoners of war.

By Shaw of Scott, District 78, from ninety-eight residents of Scott County, and Bray of Scott, District 77, from seventy-eight residents of Scott County favoring House File 134 relating to and providing penalties for the illegal termination of pregnancy.

By Den Herder of Sioux, District 1, from eighty-three residents of Sioux and Lyon Counties; Stokes of Plymouth, District 2, from one hundred thirty-eight residents of Plymouth County; and Bergman of Osceola, District 3, from two hundred residents of Osceola, Dickinson and Lyon Counties opposing liberalization of the present abortion law.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 131, 140, 141, 157 and 162, and Senate Files 28 and 59, under Rule 35.

#### HOUSE FILE 160 REREFERRED

The Speaker announced that **House File 160** previously referred to the committee on commerce is rereferred to the committee on **agriculture**.

#### SENATE MESSAGES CONSIDERED

**Senate File 40**, a bill for an act relating to the notification of mobile homeowners of tax assessments and providing certain penalties.

Read first time and referred to committee on **county government**.

**Senate File 105**, a bill for an act making the embezzlement of secured interests in collateral a crime and providing a penalty therefor.

Read first time and referred to committee on **judiciary**.

**Senate File 123**, a bill for an act relating to supreme and district court judges' expenses.

Read first time and referred to committee on **judiciary**.



**Senate File 146**, a bill for an act relating to the disposal of certain used state motor vehicles.

Read first time and referred to committee on **state government**.

## CONSIDERATION OF BILLS

### REGULAR CALENDAR

**House File 134**, a bill for an act relating to, and providing criminal penalties for, the illegal termination of pregnancy, with report of committee recommending amendment and passage, was taken up for consideration.

Pelton of Clinton, District 74, offered the following amendment filed by the committee on judiciary:

Amend House File 134 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. No pregnancy shall be intentionally terminated in this state unless performed:

- a. With the consent of the pregnant female person; and
- b. By a physician licensed to practice pursuant to chapters 148, 150, or 150A of the Code; and
- c. To save the life of a pregnant female person, or, within twenty (20) weeks from the commencement of the pregnancy; and
- d. Within a licensed hospital if the period of gestation is more than twelve weeks; and
- e. Upon a pregnant female person who has been a resident of this state for at least sixty (60) days immediately preceding such termination of pregnancy.

Sec. 2. Nothing in this act shall require a hospital or person to participate in the termination of a pregnancy. Refusal by a hospital or person to participate in the termination of a pregnancy shall not form the basis for a claim for damages or for disciplinary or other recriminatory action.

Sec. 3. Any person who knowingly violates this Act shall be imprisoned in the penitentiary for a term not exceeding fifteen (15) years and be fined a sum not exceeding three thousand dollars (\$3,000.00).

Sec. 4. Section one hundred forty-seven point fifty-six (147.56), subsection six (6), Code 1971, is amended as follows:

6. Procurement or aiding or abetting in the procurement of [a criminal abortion] *an unlawful termination of pregnancy*.

Sec. 5. Section seven hundred seventy-three point thirty-eight (773.38), subsection five (5), Code 1971, is amended as follows:

5. An attempt to [commit an unlawful miscarriage of a woman] *unlawfully terminate a pregnancy*, and the homicide resulting from such attempt.

Sec. 6. Chapter seven hundred one (701), Code 1971, is repealed.

Sec. 7. No person for commercial purposes shall advertise or write or print a circular or handbill, card, book, pamphlet, or advertisement, or notice of any kind for general distribution, giving information, directly or indirectly, when, where, how, or by what means a pregnancy may be terminated.

Sec. 8. Section seven hundred twenty-five point five (725.5), Code 1971, is amended as follows:

725.5 OBSCENE LITERATURE—ARTICLES FOR IMMORAL USE. Whoever sells, or offers for sale, or gives away, or has in his possession with intent to sell, loan, or give away any obscene, lewd, indecent, lascivious or filthy book, pamphlet, paper, drawing, lithograph, engraving, picture, photograph, writing, cards, postal card, model, cast, or any instrument or article of indecent or immoral use, [or any medicine, article, or thing designed or intended for procuring abortion or preventing conception], or advertises the same for sale, or writes or prints any letter, circular, handbill, card, book, pamphlet, advertisement, or notice of any kind, giving information, directly or indirectly, when, where, how, or by what means any of the articles or things hereinbefore mentioned can be purchased, or otherwise obtained or made, shall be guilty of a misdemeanor and be fined not more than one thousand nor less than fifty dollars, or be imprisoned in the county jail not more than one year or both.

Johnston of Johnson, District 70, offered the following amendment to the committee amendment, filed by him and moved its adoption:

Amend the committee on judiciary amendment to House File 134 by striking lines 4 through 23 and inserting in lieu thereof the following:

Section 1. UNJUSTIFIABLE ABORTION.

It shall be unlawful for any person to purposely and unjustifiably terminate the pregnancy of another otherwise than by a live birth.

Sec. 2. JUSTIFIABLE ABORTION.

It shall be justifiable for a physician licensed to practice pursuant to chapters 148, 150, or 150A of the Code to terminate a pregnancy with the consent of the pregnant female if:

a. He believes there is a substantial risk that a continuance of the pregnancy would impair the physical or mental health of the mother, and the pregnancy has not continued beyond the sixteenth week; or

b. That the child would be born with physical or mental defect and the pregnancy has not continued beyond the twentieth week; or

c. That the pregnancy resulted from rape or incest and the pregnancy has not continued beyond the sixteenth week; or

d. That the pregnant female is under the age of eighteen years and the pregnancy has not continued beyond the twentieth week; or

e. There is a reasonable belief that continuation of the pregnancy would endanger the life of the pregnant female; and either:

(1) A committee of physicians licensed pursuant to chapters 148, 150 or 150A of the Code, one of whom may be the person performing the abortion, have certified in writing their belief in the justifying circumstances, and have filed such certificate prior to the abortion with the state department of health, or in such other place as may be designated by the commissioner of the state department of health; or

(2) An emergency exists which requires that such abortion be performed immediately in order to preserve the life of the mother.

### Sec. 3. PREGNANCY RESULTING FROM RAPE OR INCEST; PROCEDURE.

The committee of physicians shall not approve the performance of an abortion on the ground that the pregnancy resulted from rape or incest except in accordance with the following procedure:

a. Upon receipt of an application for an abortion on the grounds that the pregnancy resulted from rape or incest, the committee shall immediately notify the county attorney of the county in which the alleged rape or incest occurred of the application, and transmit to the county attorney the affidavit of the applicant attesting to the facts establishing the alleged rape or incest. If the county attorney informs the committee that there is probable cause to believe that the pregnancy resulted from said violation of chapter 694 or chapter 704 of the Code, the committee may approve the abortion. If, within five days after the committee has notified the county attorney of the application, the committee does not receive a reply from the county attorney, it may approve the abortion. If the county attorney informs the committee that there is no probable cause to believe the alleged violation did occur, the committee shall not approve the abortion, except as provided in subparagraph b of this section;

b. If the county attorney informs the committee that there is no probable cause to believe the alleged violation did occur, the person who applied for the abortion may petition the district court of the county in which the alleged rape or incest occurred, to determine whether the pregnancy resulted from a violation of chapter 694 or chapter 704 of the Code. Hearing on

the petition shall be set for a date no later than one week after the date of filing of the petition.

The county attorney shall file an affidavit with the court stating the reasons for his conclusion that the alleged violation did not occur, and this affidavit shall be received in evidence. The county attorney may appear at the hearing to offer further evidence or to examine witnesses.

If the court finds that it has been proved, by a preponderance of the evidence, that the pregnancy did result from a violation of chapter 694 or chapter 704 of the Code, it shall issue an order so declaring, and the committee may approve the abortion. Any hearing granted under this section may, at the court's discretion, be held in camera. The testimony, findings, conclusions or determinations of the court in a proceeding under this section shall be inadmissible as evidence in any other action or proceeding, although nothing herein shall be construed to prevent the appearance of any witness who testified at a proceeding under this section, or to prevent the introduction of any evidence that may have been introduced at a proceeding under this section, in any other action or proceeding.

#### **Sec. 4. COMMITTEE OF PHYSICIANS; NUMBER OF MEMBERS REQUIRED.**

The committee of physicians referred to in section 2 must, in all instances, consist of not less than two licensed physicians and surgeons, and if the proposed termination of pregnancy will occur after the twelfth week of pregnancy, the committee must consist of at least three such licensed physicians and surgeons. In no event shall the termination be approved after the twentieth week of pregnancy, except as provided in section 2, subsection c.

#### **Sec. 5. MENTAL HEALTH DEFINED.**

The term "mental health" as used in section 2 means mental illness to the extent that the woman is dangerous to herself or to the person or property of others or is in need of supervision or restraint.

#### **Sec. 6. HOSPITALIZATION REQUIRED.**

a. If the pregnancy has continued more than twelve weeks, the abortion, pursuant to this Act, shall be performed only in a licensed hospital.

b. All other abortions, pursuant to this Act, may be performed in any clinic approved by the Department of Health for the purposes of this Act.

c. No person shall be required to perform or participate in medical procedures which result in the termination of a pregnancy, and the refusal of any person to perform or participate in those medical procedures shall not be a basis for civil liability to any person.

d. No hospital, hospital administrator or govern-

ing board shall be required to permit the termination of human pregnancies within its institution and the refusal to permit such procedures shall not be grounds for civil liability to any person. A hospital may establish criteria and procedures under which pregnancies may be terminated within its institution, in addition to those which may be prescribed by licensing, regulating or accrediting agencies.

**Sec. 7. RESIDENCY.**

This Act shall apply only to pregnant females who have been a resident of this state for at least sixty days immediately preceding such termination of pregnancy.

Further amend by renumbering the succeeding sections.

Roll call was requested by Knoblauch of Carroll, District 28, and Radl of Linn, District 43.

On the question "Shall the amendment to the committee amendment be adopted?"

The ayes were, 12:

Fisher, C. R.	Kelly	Radl	Schwartz
Freeman	Nielsen	Sargisson	Small
Johnston	Patton	Schmeiser	Welden

The nays were, 87:

Alt	Fischer, H. O.	McCormick	Shaw
Anania	Franklin	McElroy	Siglin
Andersen	Gluba	Mendenhall	Skinner
Bennett	Goode	Menefee	Sorg
Bergman	Grassley	Middleswart	Stanley
Blouin	Hamilton	Millen	Stokes
Bray	Hansen	Miller	Strand
Camp	Hill	Moffitt	Stromer
Campbell	Holden	Mollett	Strothman
Christensen	Husak	Monroe	Taylor
Clark	Jesse	Norpel	Tieden
Cochran	Kehe	Nystrom	Trowbridge
Curtis	Kennedy	Pellett	Uban
Den Herder	Kinley	Pelton	Varley
Dougherty	Knoblauch	Pierson	Waugh
Doyle	Knoke	Priebe	Wells
Drake	Kreamer	Rex	Willits
Dunton	Kruse	Rodgers	Winkelman
Edelen	Larson	Roorda	Wirtz
Egenes	Lipsky	Schroeder	Wyckoff
Ellsworth	Logemann	Schwieger	Mr. Speaker
Ewell	Mayberry	Scott	

Absent or not voting, 1:

Lawson

The amendment lost.

Hill of Polk, District 62, offered the following committee amendment to the committee amendment and moved its adoption:

Amend House File 134 as follows:

Amend the judiciary committee amendment to House File 134, filed February 3, 1971, by inserting in line five (5), after the word "terminated" the words "by abortion".

The amendment to the amendment was adopted.

Moffitt of Appanoose, District 96, asked and received unanimous consent to withdraw the amendment filed by Moffitt, et al., on February 10, 1971, and found on page 324 of the House Journal.

Camp of Clinton, District 73, offered the following amendment to the committee amendment filed by him and moved its adoption:

Amend the committee on judiciary amendment to House File 134, filed February 3, 1971, by inserting in line 7 after the word "person" the words "and, if married and residing with her husband, with the consent of her husband, or unmarried and under the age of eighteen years, with the consent of her parent or legal guardian".

The amendment to the amendment was adopted.

Christensen of Union, District 95, offered the following amendment to the committee amendment filed by him:

Amend the committee on judiciary amendment, filed February 3, 1971, to House File 134 as follows:

1. Line 7, by inserting after the word "person" the words "and her husband, if married".
2. Line 11, by striking the word and figures "twenty (20)" and inserting in lieu thereof the word "twelve".
3. Lines 13 and 14, by striking the words "if the period of gestation is more than twelve (12) weeks".

Christensen of Union, District 95, asked and received unanimous consent to withdraw amendments 1 and 2, lines 3 through 7, of his amendment to the committee amendment.

Christensen of Union, District 95, moved the adoption of amendment 3, lines 1, 2, 8 and 9, of his amendment to the committee amendment.

A non-record roll call was requested.

The ayes were 48, nays 46.

The amendment to the amendment was adopted.

Lipsky of Linn, District 46, offered the following amendment to the committee amendment from the floor:

Amend the committee amendment to House File 134, dated February 3, 1971, as follows:

1. By inserting after section 7 the following new section: "No person shall receive compensation in any form for referral of a woman to a licensed physician who performs abortions.

2. Line 16, by striking the word and figures "sixty (60)" and inserting in lieu thereof the words and figures "twelve (12) weeks."

3. By adding thereto the following new sections:

(1) No abortion may be performed without the written consent of a committee of medical practitioners licensed pursuant to chapters 148, 150 and 150A of the Code having certified in writing their approval of the proposed abortion. Such permission, signed by all members of the committee, shall be retained as part of the record of the medical facility in which the abortion takes place.

2. The state department of health shall, upon request, make birth control information available without expense to any citizen of the state.

Division of the amendment was requested.

Lipsky of Linn, District 46, moved the adoption of amendment 1, lines 1 through 6, of her amendment to the committee amendment.

Amendment 1 of the amendment to the amendment was adopted.

Lipsky of Linn, District 46, moved the adoption of amendment 2, lines 7 through 9, of her amendment to the committee amendment.

A non-record roll was requested.

The ayes were 20, nays 72.

Amendment 2 of the amendment to the amendment lost.

Lipsky of Linn, District 46, moved the adoption of amendment 3(1), lines 10 through 19, of her amendment to the committee amendment.

Amendment 3(1) of the amendment to the amendment lost.

Lipsky of Linn, District 46, moved the adoption of amendment 3(2), lines 20 through 23, of her amendment to the committee amendment.

Lawson of Cerro Gordo, District 17, rose on a point of order that amendment 3(2) of the Lipsky amendment was not germane.

The Speaker ruled the point not well taken and the amendment germane.

A non-record roll call was requested on amendment 3(2) of the Lipsky amendment.

The ayes were 48, nays 49.

Amendment 3(2) of the amendment to the amendment lost.

Moffitt of Appanoose, District 96, asked and received unanimous consent to withdraw the amendment to the committee amendment filed by Moffitt, et al., on February 9, 1971, and found on page 315 of the House Journal.

Moffitt of Appanoose, District 96, offered the following amendment to the committee amendment filed by him from the floor:

Amend the judiciary committee amendment to House File 134, filed February 3, 1971, as follows:

1. By striking lines 10 through 12 and inserting in lieu thereof the following:

“c. within the first 12 weeks from commencement of the pregnancy or to save the life or to preserve the health of the pregnant female person, and

d. Because of medical evidence of fetal deformity or abnormality; and”

2. Reletter the remaining subparagraphs.

Division of the amendment was requested.

Moffitt of Appanoose, District 96, moved the adoption of amendment 1c, lines 1 through 7 of his amendment.

Roll call was requested by Knoblauch of Carroll, District 28, and Ellsworth of Dubuque, District 50.

On the question “Shall amendment 1c of the Moffitt amendment be adopted?”

The ayes were, 59:

Alt	Goode	McElroy	Skinner
Andersen	Hamilton	Menefee	Small
Bergman	Hansen	Middleswart	Stanley
Bray	Hill	Miller	Stokes
Camp	Holden	Moffitt	Strand
Campbell	Jesse	Pellett	Strothman
Christensen	Johnston	Pelton	Trowbridge
Clark	Kehe	Pierson	Uban
Curtis	Kelly	Radl	Varley
Den Herder	Kennedy	Rex	Waugh
Drake	Knoke	Schmeiser	Welden
Dunton	Kreamer	Schwartz	Willits
Edelen	Kruse	Schwieger	Winkelman
Egenes	Lawson	Shaw	Mr. Speaker
Fischer, H. O.	Logemann	Siglin	



The nays were, 40:

Anania	Freeman	Millen	Sargisson
Bennett	Gluba	Mollett	Schroeder
Blouin	Grassley	Monroe	Scott
Cochran	Husak	Nielsen	Sorg
Dougherty	Kinley	Norpel	Stromer
Doyle	Knoblauch	Nystrom	Taylor
Ellsworth	Larson	Patton	Tieden
Ewell	Mayberry	Priebe	Wells
Fisher, C. R.	McCormick	Rodgers	Wirtz
Franklin	Mendenhall	Roorda	Wyckoff

Absent or not voting, 1:

Lipsky

Amendment 1c of the amendment was adopted.

(House File 134 and amendment 1d and amendment 2 of the Moffitt amendment pending at recess.)

The House recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

The House resumed consideration of **House File 134** and the Moffitt amendment.

Moffitt of Appanoose, District 96, asked and received unanimous consent to withdraw amendment 1d and amendment 2, lines 8 through 10, of his amendment.

Doyle of Woodbury, District 21, offered the following amendment to the committee amendment filed by him from the floor and moved its adoption:

Amend the committee on judiciary amendment to House File 134, filed February 3, 1971, by inserting in line 23 after the period the following: "Physicians who do not perform abortions when requested by their patients shall not be liable in any civil actions, and actions shall not be filed alleging this as a ground for action. Hospitals shall not be liable in any civil action for refusing to permit use of their facilities for the termination of a pregnancy pursuant to the provisions of this Act."

A non-record roll call was requested.

The ayes were 22, nays 66.

The amendment to the amendment lost.

Kelly of Woodbury, District 22, offered the following amendment to the committee amendment filed by him from the floor and moved its adoption :

Amend the committee on judiciary amendment to House File 134 by adding a new section :

Section one hundred forty-four point twenty-nine (144.29), Code 1971, the first unnumbered paragraph is amended as follows :

144.29 FETAL DEATHS. A fetal death certificate for each fetal death which occurs in this state after a gestation period of [twenty] *six* completed weeks or more shall be filed with the local registrar of the district in which the delivery of the dead fetus occurred within three days after delivery and prior to final disposition of the fetus and shall be registered if it has been completed and filed in accordance with this chapter.

The amendment to the amendment lost.

Pelton of Clinton moved the adoption of the committee amendment as amended.

A non-record roll call was requested.

The ayes were 51, nays 42.

The committee amendment as amended was adopted.

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw the amendment filed by him on February 1, 1971, and found on pages 219 and 220 of the House Journal.

Johnston of Johnson, District 70, asked and received unanimous consent to withdraw the amendment filed by him on February 9, 1971, and found on pages 309, 310, 311 and 312 of the House Journal.

Doyle of Woodbury, District 21, asked and received unanimous consent to withdraw the amendment filed by him on February 10, 1971, and found on page of 324 of the House Journal.

Kelly of Woodbury, District 22, asked and received unanimous consent to withdraw the amendment filed by him on February 10, 1971, and found on pages 324 and 325 of the House Journal.

Middleswart of Warren, District 93, asked and received unanimous consent to withdraw the amendment filed by him on February 10, 1971, and found on page 324 of the House Journal.

Moffitt of Appanoose, District 96, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 134)

The ayes were, 45:

Alt	Hill	Menefee	Shaw
Bray	Holden	Middleswart	Skinner
Camp	Jesse	Millen	Small
Campbell	Johnston	Miller	Stanley
Christensen	Kehe	Moffitt	Strand
Clark	Kelly	Pelton	Strothman
Curtis	Knoke	Pierson	Trowbridge
Drake	Kreamer	Radl	Uban
Egenes	Lawson	Rex	Waugh
Goode	Logemann	Schmeiser	Willits
Hamilton	McElroy	Schwieger	Mr. Speaker
Hansen			

The nays were, 55:

Anania	Fisher, C. R.	Mendenhall	Scott
Andersen	Franklin	Mollett	Siglin
Bennett	Freeman	Monroe	Sorg
Bergman	Gluba	Nielsen	Stokes
Blouin	Grassley	Norpel	Stromer
Cochran	Husak	Nystrom	Taylor
Den Herder	Kennedy	Patton	Tieden
Dougherty	Kinley	Pellett	Varley
Doyle	Knoblauch	Priebe	Welden
Dunton	Kruse	Rodgers	Wells
Edelen	Larson	Roorda	Winkelman
Ellsworth	Lipsky	Sargisson	Wirtz
Ewell	Mayberry	Schroeder	Wyckoff
Fischer, H. O.	McCormick	Schwartz	

Absent or not voting, none.

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Freeman of Buena Vista, District 15, moved that the vote by which House File 134 failed to pass the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 59, nays 37.

The motion prevailed.

#### REMARKS BY THE SPEAKER

The Speaker, on a point of personal privilege, made the following remarks:

As long as I have been a member of this House and Senate, I have never experienced such an orderly debate on such a controversial and emotional issue such as the one we have been working on today. I am very proud of you and commend you on the decorum that you, the members of the House, have demonstrated. As Speaker of the House I compliment you, and I sincerely hope that the public shares my feelings.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 32, a bill for an act relating to the granting of a franchise to an electric utility company.

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

House File 47, a bill for an act relating to the registration of animals.

Also: That the Senate has adopted and agreed to the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to judges.

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

Senate File 103, a bill for an act relating to excuse of jurors.

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

Senate File 118, a bill for an act relating to savings and loan associations.

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

Senate File 129, a bill for an act legalizing the proceedings of the City Council of Red Oak, Iowa.

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

Senate File 157, a bill for an act relating to conflicts of interest of officers of insurance companies.

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

Senate File 158, a bill for an act relating to the use of firearms on state preserves.

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

Senate File 159, a bill for an act relating to water safety regulations.

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

Senate File 160, a bill for an act relating to black bass.

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

Senate File 179, a bill for an act relating to the expenditure and appropriation of state funds.

CARROLL A. LANE, Secretary

## INTRODUCTION OF BILLS

**House File 222**, by Tieden, Grassley and Radl, a bill for an act relating to collection of fees from students at area schools.

Read first time and referred to committee on **schools**.

**House File 223**, by committee on social services, a bill for an act to provide a penalty for practicing cosmetology without a license.

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

**House File 224**, by Miller (Mowry), a bill for an act relating to dog license fees and disposition of dogs by counties.

Read first time and referred to committee on **county government**.

**House File 225**, by Bray, Gluba, Shaw and Holden, a bill for an act relating to municipal judges.

Read first time and referred to committee on **judiciary**.

**House File 226**, by Monroe, Knoblauch, Schmeiser, Wyckoff, Scott, Miller and Patton (Miller and Kennedy), a bill for an act relating to the probationary period of city patrolmen.

Read first time and referred to committee on **cities and towns**.

**House File 227**, by Knoke, a bill for an act relating to fee for issuance of tax deed.

Read first time and referred to committee on **ways and means**.

**House File 228**, by Grassley, a bill for an act to provide for appointment of county attorneys by the county boards of supervisors.

Read first time and referred to committee on **county government**.

**House File 229**, by Dunton, a bill for an act relating to eminent domain.

Read first time and referred to committee on **commerce**.

**House File 230**, by Rex, a bill for an act relating to election precincts.

Read first time and referred to committee on **state government**.

**House File 231**, by committee on state government, a bill for an act relating to incentive awards for state employees.

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

**House File 232**, by Campbell (Arbuckle), a bill for an act relating to findings of the commission of hospitalization.

Read first time and referred to committee on **social services**.

**House File 233**, by Schwieger, Larson, Schroeder, Uban and Ellsworth, a bill for an act relating to the use of ice grips and tire studs.

Read first time and referred to committee on **transportation**.

**House File 234**, by Siglin and Rodgers, a bill for an act relating to the creation of an ambulance service expense fund.

Read first time and referred to committee on **county government**.

**House File 235**, by Shaw, Fisher of Greene and Drake (Neu, Curran, Smith and Thordsen), a bill for an act relating to rehearing and appeal procedures from Iowa state commerce commission action or decisions.

Read first time and referred to committee on **commerce**.

**House File 236**, by committee on state government, a bill for an act relating to the establishment of rest areas or rest area buildings on interstate highways.

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

**House File 237**, by Fischer of Grundy and Logemann, a bill for an act relating to the liability of a warehouseman for grain in his licensed facilities.

Read first time and referred to committee on **commerce**.

**House File 238**, by Stromer, a bill for an act relating to the property tax levy in merged areas for the operation of an area vocational school or area community college.

Read first time and referred to committee on **ways and means**.

**House File 239**, by Lawson, Knoblauch, Grassley, Millen and Hamilton (Nicholson, Sullivan, Walsh, Miller and Thordsen), 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.

Read first time and referred to committee on **state government**.

**House File 240**, by Knoke, a bill for an act relating to false alarms.

Read first time and referred to committee on **law enforcement**.

**House File 241**, by Andersen, Grassley, Roorda, Nielsen and Holden (Shaff, Van Gilst and Stephens), a bill for an act relating to the penalties imposed for driving while under the influence of

alcoholic beverages or drugs, and amending the implied consent law.

Read first time and referred to committee on **law enforcement**.

**House File 242**, by Kinley (Tapscott), a bill for an act relating to the date on which interest accrues on delinquent real property taxes.

Read first time and referred to committee on **state government**.

**House File 243**, by Jesse, a bill for an act permitting a city or town to grant a franchise for cable television without an election.

Read first time and referred to committee on **cities and towns**.

#### SENATE MESSAGES CONSIDERED

**Senate File 103**, a bill for an act relating to excuse of jurors.

Read first time and referred to committee on **judiciary**.

**Senate File 118**, a bill for an act relating to savings and loan associations.

Read first time and referred to committee on **commerce**.

**Senate File 129**, a bill for an act to legalize and validate the proceedings of the City Council of Red Oak, in the County of Montgomery, Iowa, in the purchase of Lot No 6 and the West Half of Lot No 5 in Block No 28 in the City of Red Oak for the purpose of constructing off-street parking facilities in accordance with chapter 390 of the 1966 Code of Iowa.

Read first time and referred to committee on **judiciary**.

**Senate File 157**, a bill for an act relating to conflicts of interest of officers and directors of insurance companies.

Read first time and referred to committee on **commerce**.

**Senate File 158**, a bill for an act relating to the use of firearms on state preserves.

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

**Senate File 159**, a bill for an act relating to water safety regulations.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 160**, a bill for an act to allow black bass to be bought, sold, bartered, or offered for sale.

Read first time and referred to committee **conservation and recreation.**

**Senate File 179**, a bill for an act relating to the expenditure and appropriation of state funds.

Read first time and referred to committee on **appropriations.**

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 42 and 83, and Senate File 70.

**ELIZABETH R. MILLER**  
Chairman, House Committee  
**JOHN C. RHODES**  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 42 and 83, and Senate File 70.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 11th day of February, 1971, sent to the Governor for his approval: House Files 42 and 83.

**ELIZABETH R. MILLER**, Chairman

Report adopted.

#### AMENDMENTS FILED

- 1 Amend House File 48 by adding thereto the following
- 2 sections:
- 3 1. Section three hundred twenty-one E point
- 4 eleven (321E.11), first paragraph, Code 1971,
- 5 is amended to read as follows:
- 6 "Movements by permit in accordance with this
- 7 chapter shall be permitted [only] *from thirty*
- 8 *minutes before sunrise to thirty minutes after*
- 9 *sunset.*"
- 10 2. Section three hundred twenty-one point one
- 11 (321.1), Code 1971, is amended by adding thereto
- 12 the following definition:



13 "Daylight hours" means thirty minutes before  
14 sunrise to thirty minutes after sunset.

SCHROEDER of Pottawattamie, District 54

1 Amend House File 69, page 1, by adding after line 5  
2 the following:

3 "Sec. 2. There is created in the state treasury an  
4 error and omission fund which shall be used exclusively to  
5 pay any judgment or settlement obtained against a county  
6 for an error or omission committed by a county officer or  
7 employee in the performance of his official duties and to  
8 pay any loss sustained by a county as the result of an  
9 embezzlement by a county officer or employee occurring  
10 subsequent to the effective date of this Act. The fund  
11 shall not be used to pay premiums on fidelity bonds,  
12 liability and property damage insurance, or errors and  
13 omissions insurance.

14 Sec. 3. The board of supervisors of each county shall  
15 levy annually for two consecutive years after the first of  
16 July, 1971, a tax equal to ten cents per resident, as  
17 determined from the latest federal decennial census,  
18 against the assessed value of the taxable property in the  
19 county. Thereafter, the tax shall be levied annually only  
20 if the treasurer of state certifies to each county that the  
21 balance of the error and omission fund has been reduced  
22 below three hundred thousand dollars. The tax shall be  
23 levied and collected in each county at the same time and in  
24 the same manner as other property taxes.

25 Sec. 4. Not later than the fifteenth of March or the  
26 fifteenth day of September of each year in which the tax is  
27 collected, the county auditor shall transmit the amount of  
28 the tax levied, by warrant, to the treasurer of state who  
29 shall credit it to the error and omission fund. The  
30 treasurer of state shall invest any moneys in the fund in  
31 the same manner as other public funds and shall credit any  
32 interest received from that investment to the error and  
33 omission fund.

34 Sec. 5. When a judgment or settlement is obtained  
35 against the county for an error or omission or committed by  
36 a county officer or employee, or a loss is sustained by a  
37 county as the result of an embezzlement by a county officer  
38 or employee occurring subsequent to the effective date of  
39 this Act, the county attorney, with the approval of the

40 district court of that county, shall submit a claim to the  
 41 state comptroller against the error and omission fund. The  
 42 state comptroller shall promptly issue a warrant for the  
 43 claim and the treasurer of state shall pay it."

SCHROEDER of Pottawattamie, District 54  
 WAUGH of Monroe, District 27  
 GRASSLEY of Butler, District 10  
 WINKELMAN of Calhoun, District 26  
 PRIEBE of Kossuth, District 6  
 SCHWIEGER of Black Hawk, District 40  
 JOHNSTON of Johnson, District 70  
 CLARK of Lee, District 100  
 LOGEMANN of Worth, District 7  
 McCORMICK of Delaware, District 48  
 SIGLIN of Lucas, District 86  
 CAMP of Clinton, District 73  
 MIDDLESWART of Warren, District 93  
 TIEDEN of Clayton, District 14  
 ROORDA of Jasper, District 67  
 DRAKE of Muscatine, District 71  
 CHRISTENSEN of Union, District 95  
 FISHER of Greene, District 56  
 KNOBLAUCH of Carroll, District 28  
 KNOKE of Pottawattamie, District 79  
 TROWBRIDGE of Floyd, District 9  
 SCOTT of Franklin, District 18  
 WYCKOFF of Benton, District 47  
 PIERSON of Mahaska, District 87  
 STRAND of Poweshiek, District 68  
 STOKES of Plymouth, District 2  
 KELLY of Woodbury, District 22

1 Amend House File 141 as follows:

2 1. Page 1, line 2, by adding before the period the words  
 3 "and providing a penalty for violations".

NORPEL of Jackson, District 52

1 Amend House File 172 as follows:

2 1. Page 49, line 30, by striking the word "fifty"  
 3 and inserting in lieu thereof the word "twenty".

4 2. Page 49, line 32, by striking the words "one  
 5 hundred" and inserting in lieu thereof the word "fifty".

NORPEL of Jackson, District 52

1 Amend House File 172 by striking from page 7, lines 34  
 2 and 35, and from page 8, lines 1 through 4, inclusive, and  
 3 inserting in lieu thereof the following:

4 "as business executives. Consideration shall be given to  
 5 the selection of appointees from different areas of the state.  
 6 Members may be reappointed for one additional term. Each  
 7 member appointed shall receive forty dollars per day and  
 8 actual expenses while attending meetings."

FREEMAN of Buena Vista, District 15

1 Amend House File 177 as follows:

2 1. By adding thereto the following new section:

3 Sec. 2. Section ninety-eight point forty-three  
4 (98.43), subsections one (1) and two (2), Code 1971,  
5 are amended as follows:

6 1. A tax is hereby imposed upon all tobacco  
7 products in this state and upon any person engaged in  
8 business as a distributor thereof, at the rate of [ten]  
9 *thirteen* percent of the wholesale sales price of such  
10 tobacco products. Such tax, shall be imposed at the  
11 time the distributor (a) brings, or causes to be  
12 brought, into this state from without the state  
13 tobacco products for sale; (b) makes, manufactures, or  
14 fabricates tobacco products in this state for sale in  
15 this state; or (c) ships or transports tobacco  
16 products to retailers in this state, to be sold by  
17 those retailers.

18 2. A tax is hereby imposed upon the use or  
19 storage by consumers of tobacco products in this  
20 state, and upon such consumers, at the rate of [ten]  
21 *thirteen* percent of the cost of such tobacco products.

22 This tax imposed by this subsection shall not  
23 apply if the tax imposed by subsection 1 on such  
24 tobacco products has been paid.

25 This tax shall not apply to the use or storage of  
26 tobacco products in quantities of:

- 27 a. Less than 25 cigars;
- 28 b. Less than 10 oz. snuff or snuff powder;
- 29 c. Less than 1 lb. smoking or chewing tobacco or  
30 other tobacco products not specifically mentioned  
31 herein, in the possession of any one consumer.

32 2. By renumbering the subsequent section.

ROORDA of Jasper, District 67

1 Amend Senate File 179, as passed by the Senate  
2 and reprinted, page 5, by adding after line 14 the  
3 following new section:

4 "Sec. 9. The annual salary for all elective  
5 state officials and the state comptroller for the  
6 fiscal year July 1, 1970, to June 30, 1971, shall be  
7 reduced by ten (10) percent of the amount set by  
8 law. Such reduced amount shall be computed by the  
9 comptroller and deducted from such elective officials'  
10 and state comptroller's paid salary, prorated from  
11 the effective date of this Act to June 30, 1971, based  
12 upon the remaining number of pay periods."

MONROE of Des Moines, District 92

SCHMEISER of Des Moines, District 91

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, February 12, 1971.

# JOURNAL OF THE HOUSE

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Thirty-third Calendar Day—Twenty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, FEBRUARY 12, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair

Prayer was offered by Doctor G. Roy Lockwood, Sioux City, Iowa, former pastor of the Billy Sunday Tabernacle.

The Journal of Thursday, February 11, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Cochran of Webster, District 29, and Johnston of Johnson, District 70, on request of Priebe of Kossuth, District 6.

## PRESENTATION OF DISTINGUISHED GUEST

The Speaker presented to the House the Honorable Donald E. Johnson, Administrator of Veterans Affairs.

The House rose and extended their welcome.

Mr. Johnson briefly addressed the House.

## PETITIONS FILED

The following petitions were received and placed on file:

By Holden of Scott, District 75, from three hundred seven residents of Scott County favoring a strong bill requiring negotiations between public employees and their employers.

By Shaw of Scott, District 78, from fifteen residents of Scott County favoring House File 134 for medical control of abortion.

## CHANGE OF VOTE (House File 134)

Radl of Linn, District 43, asked and received unanimous consent that his vote on House File 134, which failed to pass the House on February 10, 1971, be changed from "nay" to "aye".

## INTRODUCTION OF BILLS

**House File 244**, by Alt, Jesse, Tieden and Dunton, a bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board.

Read first time and referred to committee on **state government**.

**House File 245**, by Kehe and Waugh, a bill for an act relating to appeals to the employment safety commission, and to the powers and duties of the labor commissioner.

Read first time and referred to committee on **human and industrial relations**.

**House File 246**, by Blouin, Patton, Wyckoff, Ewell, Norpel, Small, Gluba, Uban, Dunton, McCormick, Larson, Knoblauch, Cochran and Franklin, a bill for an act relating to the office of secretary of agriculture.

Read first time and referred to committee on **state government**.

**House File 247**, by Andersen (Erskine), a bill for an act relating to the liability for costs resulting in the contest of election results.

Read first time and referred to committee on **state government**.

**House File 248**, by Tieden, a bill for an act relating to the property tax levy in merged areas for the operation of an area vocational school or area community college.

Read first time and referred to committee on **ways and means**.

**House File 249**, by Doyle, Kelly, Rodgers and Wirtz, a bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.

Read first time and referred to committee on **judiciary**.

**House File 250**, by Doyle, Kelly and Rodgers, a bill for an act relating to possession of alcoholic liquor or beer by minors in motor vehicles.

Read first time and referred to committee on **law enforcement**.

**House File 251**, by Knoke, a bill for an act to provide that juveniles shall be subject to the same penalties for violation of specified fish and game laws as adults.

Read first time and referred to committee on **judiciary**.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 10**, by Larson and Small, 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 referred to committee on **constitutional amendments and reapportionment**.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

House Concurrent Resolution 3, relating that a directive be sent to all state departments concerning distribution of printing.

CARROLL A. LANE, Secretary

CONSIDERATION OF BILLS  
WAYS AND MEANS CALENDAR

**House File 177**, a bill for an act to increase the tax on cigarettes, was taken up for consideration.

Jesse of Polk, District 58, offered the following amendment filed by him, Skinner and Kennedy, from the floor, and moved its adoption:

Amend House File 177 as follows:

1. Page 2, line 8, by striking the word "*six*" and inserting in lieu thereof the word "*seven*"
2. Page 2, line 11, by striking the word "*seven*" and inserting in lieu thereof the word "*eight*"

A non-record roll call was requested.

The ayes were 31, nays 56.

The amendment lost.

Roorda of Jasper, District 67, moved that the amendment filed by him on February 11, 1971, and found on page 346 of the House Journal, be withdrawn.

The motion prevailed.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 177)

The ayes were, 85:

Alt	Hamilton	Miller	Siglin
Anania	Hansen	Moffitt	Skinner
Andersen	Hill	Mollett	Small
Bergman	Holden	Monroe	Sorg
Blouin	Jesse	Nielsen	Stanley
Bray	Kelly	Norpel	Stokes
Campbell	Kennedy	Nystrom	Strand
Christensen	Knoblauch	Pellett	Stromer
Clark	Knoke	Pelton	Strothman
Curtis	Kreamer	Pierson	Taylor
Den Herder	Kruse	Priebe	Tieden
Doyle	Larson	Radl	Trowbridge
Drake	Lawson	Rex	Uban
Dunton	Lipsky	Rodgers	Varley
Edelen	Logemann	Roorda	Waugh
Egenes	Mayberry	Sargisson	Welden
Ellsworth	McElroy	Schmeiser	Willits
Fischer, H. O.	Mendenhall	Schwartz	Winkelman
Fisher, C. R.	Menefee	Schwieger	Wirtz
Freeman	Middleswart	Scott	Wyckoff
Gluba	Millen	Shaw	Mr. Speaker
Goode			

The nays were, 9:

Bennett	Franklin	Kehe	McCormick
Dougherty	Husak	Kinley	Wells
Ewell			

Absent or not voting, 6:

Camp	Schroeder	Patton	Schroeder
Cochran	Johnston		

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

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 172**, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state.

Freeman of Buena Vista, District 15, offered the following amendment filed by him and moved its adoption:

Amend House File 172 by striking from page 7, lines 34 and 35, and from page 8, lines 1 through 4, inclusive, and inserting in lieu thereof the following:

“as business executives. Consideration shall be given to the selection of appointees from different areas of the state. Members may be reappointed for one additional term. Each member appointed shall receive forty dollars per day and actual expenses while attending meetings.”

A non-record roll call was requested.

The ayes were 27, nays 59.

The amendment lost.

Fisher of Greene, District 56, offered the following amendment filed by him and moved its adoption:

Amend House File 172 as follows:

1. Page 36, lines 16 and 17, by striking the words “, except subsection two (2), paragraphs ‘h’ or ‘i’, of such section”.

2. Page 36, line 17, by inserting after the word “shall” the words “, subject to subsection three (3) of such section,”.

3. Page 36, by striking lines 29 and 30 and inserting in lieu thereof the following:

“section forty-nine (49), subsection two (2), paragraph ‘h’, of this Act, or a retail beer permittee shall be convicted of a violation of paragraph ‘i’ of such subsection, the director or local authority shall,”.

The amendment was adopted.

Norpel of Jackson, District 52, offered the following amendment filed by him:

Amend House File 172 as follows:

1. Page 37, by striking all of lines 29 through 33.

2. Page 49, by striking all of lines 17 through 35.

3. Page 50, by striking all of lines 1 through 18.

Division of the amendment was requested.

Norpel of Jackson, District 52, moved the adoption of amendment 1, lines 1 and 2, of his amendment.

A non-record roll call was requested.

The ayes were 36, nays 50.

Amendment 1 lost.



(House File 172 and amendments 2 and 3, lines 3 and 4, of the Norpel amendment pending at adjournment.)

### LINCOLN'S BIRTHDAY OBSERVANCE

Speaker Harbor presented the Honorable Stanley T. Shepherd, Farmington, Iowa, former member of the House in the Sixty-second and Sixty-third General Assemblies from Lee County, who addressed the House as follows:

MR. SPEAKER, HONORABLE MEMBERS OF THE HOUSE, LADIES AND GENTLEMEN:

It is indeed a pleasure and privilege to be with you today to help celebrate this very important day in the history of our country. As we look back on the tragic days of the Civil War we begin to think about the men who were involved and who stand out among all of our great men, and each time our thoughts return to Abraham Lincoln. He is forever associated with universal freedom and the preservation of the Union. He had been born for a destined work to do, and he lived to do it through four long suffering years. He lived through ill fate, ill feeling, ill respect—but he stuck to it and all the hisses changed to cheers.

On January 1, 1863, 107 years ago, Abraham Lincoln took the great responsibility to record the date of one of the most important events in modern history. On that date the scratch of a pen upon a sheet of paper, he signed his signature to the Emancipation Proclamation — a document second only in importance to the boasted Magna Carta, which the British Barons wrung from King John at Runnymede. It was a fulfillment not only to a down-trodden race in America, but to all people for all time who may seek the protection of Our Flag.

Then we turn to the saddest episode in the whole history of the Civil War. On April 15, 1865, Abraham Lincoln was shot down and on that day Lincoln reached the end of his destiny.

Thus ended a life of a man who was not highly educated, but was one of the individuals that America needed and needs now. Individuals who are dedicated, not only toward a job, but doing it well. Lincoln knew that it was important to take pride in his actions and make that extra effort toward excellence, if for nothing else than for personal satisfaction he received from it.

What do we really know about Abraham Lincoln? What was his mother and father like? Let us look into the past to find out a little about this great American.

On the twelfth day of February, 1809, Abraham was born in central Kentucky. His family lived in primitive surroundings and he enjoyed none of the advantages that even then were not uncommon—good schooling—wealth—family influence—yet he rose above his environment to leadership in the law—to political prominence—to the presidency—and in little more than four years his supreme fitness was proved. When he died, at the end of the severest crisis in the nation's history, all mankind called him great. Biographers baffled by the gap between his humble origin and enduring fame have sought to find an explanation for his genius in heredity. As far as records show, no other Lincoln or Hanks gave any sign of greatness. Abraham's schooling experiences were, however, of far greater value than any premature schooling could have been. There was no bustle of hurrying people—no noise—no distraction. It was a place of peace, calm, silent and serene. A still and tranquil vastness was the most intimate companion

which destiny supplied Abraham Lincoln at the time of his first impression of Life and the World.

When Thomas Lincoln and his family moved to Indiana, no humbler cavalcade ever invaded the Indiana timber. Besides his wife and two children, their earthly possessions were of the slightest. The backs of two borrowed horses sufficed to carry the load—sufficient bedding and clothing—a few pans and kettles. They relied on Thomas Lincoln's kit of tools for their furniture, and on his rifle for their food.

There in Indiana sickness came to Nancy Hanks Lincoln. On a bed of poles cleated to the corner of the cabin, with memories of endless everyday chores, with memories of blue wistful hills and crabapple blossoms flaming white, and the time when she carried a boychild into the world, Nancy Hanks, a pioneer sacrifice, died at the age of thirty-six.

Before leaving Indiana for Illinois, Abraham went for a final look at the grave of his mother. Sadness was upon him. Here was the woman that brought him into the world, and here he would leave her. Abe and his father were leaving Indiana that day—almost naked they had come—stayed fourteen years—toiled—buried their dead—built a church—toiled on—and now they were leaving almost naked.

With migration of his family from Indiana to Illinois to a farm near Decatur in March of 1830, and later to New Salem, Lincoln's boyhood and youth came to an end. Now twenty-one, he was free to strike out for himself.

In 1832, when the Black Hawk War broke out, Abe Lincoln promptly volunteered for thirty days, and was elected captain by overwhelming majority. Some people commented that they were a hard-looking set of men—unkempt—and unshaved, wearing shirts of dark calico, and sometimes calico capotes—others complaining that they made war on pigs and chickens.

It was difficult for the elected officers to exact obedience from such a group, and it is said that Lincoln's first command drew forth a request "Go to the Devil."

On May 27, their thirty days having expired, they were disbanded. Lincoln reenlisted on May 27, and served in this company only one day. On May 25 he enlisted again, this time as a private in a mounted company of Captain Iles. This command was made up of generals, colonels, captains, and distinguished men from disbanded detachments. When Lincoln's enlistment expired on June 16, he reenlisted for another thirty days and was mustered out on July 16.

With four terms in the state legislature to his credit, Lincoln set his heart upon election to Congress. In 1843, he was defeated. It was not until 1846 that Lincoln had his chance. It was then he defeated Peter Cartwright, the famous Methodist circuit rider, for the seat in Congress. Lincoln had entered Congress with high hopes. He finished his term a disillusioned man. He resolved to have no more to do with politics.

If, in 1854, two men, now remembered only by close students of American history, had not been bitter rivals for a seat in the United States Senate, Abe Lincoln might now be known only as an able Illinois lawyer.

Thinking only of re-electing Richard Yates and unaware that he himself was starting on a course that would lead him to a far higher goal, the debates between Lincoln and Douglas will always be remembered.

In 1855, Lincoln was a candidate for the United States Senate, but was defeated. In 1858, he was the choice of the Republicans for the United States Senate but lost to Douglas. On May 18, 1860, Abe Lincoln was nominated for President and on November 6, he was elected President of the United States and stood before the nation as a man of the people. His occupying the chair of state was a triumph of the good sense of mankind and of

the public conscience. Rarely was a man so fitted to the event. Thus ended the long trip from poverty to greatness.

Ever since that fatal scene at the Ford Theatre, when John Wilkes Booth fired the fatal bullet in Box "7", when the country was placed under the gloom of a calamity which darkened the minds of good men in all civil society as the fearful tidings traveled across the land, over sea, from country to country, old as history is and manifold as are its tragedies, I doubt if any death caused so much pain to mankind as this caused. Thus the name of Abe Lincoln has held an unending hold on men's hearts and opinion.

No statesman ever grew more sturdily than Lincoln grew between 1854 and 1865; grew from a prairie politician to be the kindly dictator of a great nation in its most terrible crisis. Wealth could not purchase, power could not awe this divine, this loving man. He knew no fear except the fear of doing wrong, hating slavery, pitying the master, seeking to conquer, not person, but prejudices. He was the ideal of the self-denial, the courage, the hope and the nobility of a nation. He spoke, not to inflame, not to unbraid, but in benediction.

Lincoln's greatest qualities were his passionate faith in the virtue and strength of the plain people. Lincoln never did lose in the least the simplicity and sincerity of nature which endeared him alike to the plantation slave and the metropolitan millionaire. Ambition did not warp, power corrupt, nor glory dazzle him.

And out of his deep feeling for popular government was born Lincoln's crowning quality, his vision of the larger meaning of the grim struggle he had to conduct. It was not just a war to determine whether the union should survive or perish, it was an ordeal to determine whether Democracy had sufficient strength to survive, whether America would repay the devotion to the hosts who died for it seeking a new birth of freedom and whether the Republic would serve the future mankind.

He was a man of pure patriotism, unselfish nature, full of forgiveness to his enemies, bearing malice toward none. He proved to be the man above all others for the struggle through which the nation had to pass to place itself among the greatest in the family of nations. His fame will grow brighter as time passes and his great, great work is better understood.

This man—this long, bony, wiry, sad man, floated into Illinois in a frail canoe, down the north fork of the Sangamon River, friendless, penniless, powerless, alone, ragged, struggling for the common necessities of life.

This man, this peculiar man, left us in 1865, the President of the United States, backed by friends, power, fame and all human force.

The truest tribute the American people can pay Lincoln on every occasion such as we have here today, is to try to share his earnest conviction that the Republic has a great world destiny. That in every crisis, men must do their duty not for the country alone, but for all countries. Not for the hour only, but for the long generations ahead.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 12, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 70, an act relating to eligibility for unemployment compensation for veterans.

House File 42, an act relating to shorthand notes of court reporters.

House File 83, an act to legalize and validate the proceedings of the City Council of the City of DeWitt, Iowa, in connection with an election for the issuance of swimming pool bonds and declaring the validity of said election and that bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations of said city.

#### AMENDMENTS FILED

- 1 Amend House File 172, page 63, by inserting the
- 2 following after the period in line 3:
- 3 "This section shall have no application to any
- 4 brewer whose plant is located in Iowa and who other-
- 5 wise holds a Class "A" beer permit to sell beer at
- 6 wholesale."

TAYLOR of Dubuque, District 51

- 1 Amend House File 172, page 37, line 32, by striking
- 2 the words "and other advertising".

ANANIA of Polk, District 65  
FISHER of Greene, District 56

- 1 Amend House File 197 as follows:
- 2 1. Page 3, lines 2 and 3, by striking the words "and
- 3 extend".
- 4 2. Page 3, line 7, by inserting after the word
- 5 "involved" the words "and notwithstanding section 490A.1,
- 6 all rates charged by a cooperative corporation or
- 7 association to various classes of consumers within the
- 8 annexed area shall be regulated by the Iowa state commerce
- 9 commission under chapter 490A".

FREEMAN of Buena Vista, District 15

- 1 Amend House File 237, page 2, by adding after
- 2 line 31 the following 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 Reinbeck Courier,
- 6 a newspaper published in Reinbeck, Iowa, and in
- 7 The Northwood Anchor, a newspaper published in
- 8 Northwood, Iowa.

FISCHER of Grundy, District 35

- 1 Amend Senate File 120 as follows:
- 2 1. Page 2, line 20, by inserting before the period
- 3 the following:
- 4 " , provided that compliance is made with Article I,
- 5 section 6, and Article I, section 9, of the Constitution
- 6 of Iowa, and with the Iowa Rules of Civil Practice and
- 7 Procedure, chapter 624, chapter 626 of the Code of Iowa
- 8 1971".

EWELL of Black Hawk, District 39  
SMALL of Johnson, District 69

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, February 15, 1971.

# JOURNAL OF THE HOUSE

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Thirty-sixth Calendar Day—Twenty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, FEBRUARY 15, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Paul Temple, pastor of the Finchford Community Church, Janesville, Iowa.

The Journal of Friday, February 12, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Blouin of Dubuque, District 49, on request of Ewell of Black Hawk, District 39.

## BIRTHDAY CONGRATULATIONS

Willits of Polk, District 57, rose on a point of personal privilege and on behalf of the House extended to the Honorable Raymond J. Taylor a "Happy Birthday."

## ANNIVERSARY CONGRATULATIONS

Hansen of Black Hawk, District 37, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Floyd Millen and Mrs. Millen.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

One hundred fifteen senior government-economics class students from Pella Community High School, accompanied by their teacher, A. Hoekstra. By Dougherty of Monroe, District 94.

## COMMUNICATIONS FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Senate Concurrent Resolution 2, from the Arizona State Legislature relating to revenue sharing. This Concurrent Resolution 2 was adopted

by the Arizona Legislature and signed by Governor Jack Williams on January 29, 1971.

Also on file in the office of the Chief Clerk is a copy of House Concurrent Resolution 2 relating to revenue sharing adopted by the State of Delaware on January 20, 1971.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Varley of Adair, District 84, from fourteen members of the Lenox Teachers Association, Lenox, Iowa, and Norpel of Jackson, District 52, from thirty-six residents of Jackson County favoring a strong effective bill requiring negotiations between employees and their employers.

By Bergman of Osceola, District 3, from twenty-one residents of Dickinson County opposing any county consolidation.

By Scott of Cerro Gordo, District 18, from nineteen educators of the Sheffield-Chapin Community Schools favoring Senate File 52, an act relating to collective bargaining in public employment.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Concurrent Resolution 14, expressing condolences to the family of Senator Charles K. Sullivan.

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

Senate File 89, a bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.

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

Senate File 170, a bill for an act relating to the appointment and tenure of the commissioner of public safety.

CARROLL A. LANE, Secretary

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 14

Andersen of Woodbury, District 23, asked and received unanimous consent to take up for immediate consideration **Senate Concurrent Resolution 14** and moved its adoption:

## SENATE CONCURRENT RESOLUTION 14

By Mowry, Conklin, Nicholson,  
Erskine, Stephens and Thordsen

*Whereas*, on the 13th day of February, A.D. 1971, our friend and colleague, the Honorable Charles K. Sullivan, State Senator from the Eleventh District of Iowa, passed away, and

*Whereas*, we of the Senate and House of Representatives knew him to be a true and faithful public servant, a devoted husband and father, and

*Whereas*, we mourn and regret the loss to this body of an esteemed friend;  
*Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*: That we extend to the bereaved family and relatives of the late Honorable Charles K. Sullivan our deep and profound sympathy in their sorrow, and that the President of the Senate appoint a committee to represent the Senate, and the Speaker of the House of Representatives appoint a committee to represent the House at the funeral of the deceased; and that honorary pallbearers be also appointed.

*Be It Further Resolved*: That an original copy of this resolution be forwarded to his wife, son and daughter.

Motion prevailed and the resolution was adopted.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker appointed the following Representatives as the official delegation to the funeral services for the Honorable Charles K. Sullivan, State Senator from the Eleventh District of Iowa: Andersen of Woodbury, District 23; Kelly of Woodbury, District 22; Doyle of Woodbury, District 21; Sargisson of Woodbury, District 24, Waugh of Monona, District 27, and Fischer of Grundy, District 35.

## HOUSE FILE 240 WITHDRAWN

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw **House File 240** from further consideration by the House.

## INTRODUCTION OF BILLS

**House File 252**, by Doyle, a bill for an act relating to pleas of no contest in the trial of nonindictable motor vehicle offenses.

Read first time and referred to committee on **judiciary**.

**House File 253**, by Fischer of Grundy, Drake, Radl, Kreamer, Schwieger, Hansen, Welden, Skinner, Kennedy and Goode, a bill for an act relating to exemptions from the merit system.

Read first time and referred to committee on **state government**.

**House File 254**, by Shaw, a bill for an act relating to the rate of interest which may be paid by a real estate investment trust.

Read first time and referred to committee on **commerce**.

**House File 255**, by Fischer of Grundy, a bill for an act relating to time of filing for motor fuel and special fuel tax refunds.

Read first time and referred to committee on **transportation**.

**House File 256**, by Stromer, Schroeder, Welden and Kehe, a bill for an act relating to discounts allowed retail sales tax permit holders.

Read first time and referred to committee on **ways and means**.

**House File 257**, by Cochran (Neu), a bill for an act relating to assessments levied by drainage and levee districts.

Read first time and referred to committee on **county government**.

**House File 258**, by Kreamer, a bill for an act relating to reporting of vehicle accidents.

Read first time and referred to committee on **law enforcement**.

**House File 259**, by Andersen, a bill for an act relating to membership on interim committees.

Read first time and referred to committee on **state government**.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Campbell of Washington, District 89, for the afternoon by the Speaker.

#### PERSONAL PRIVILEGE

Stokes of Plymouth, District 2, rose on a point of personal privilege and thanked the members of the House for their cards and birthday wishes extended to him.

#### CONSIDERATION OF BILLS UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 172**, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; pro-



viding for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state and the following amendments 2 and 3 of the Norpel amendment filed on February 5, 1971:

2. Page 49, by striking all of lines 17 through 35.

3. Page 50, by striking all of lines 1 through 18.

Norpel of Jackson, District 52, asked and received unanimous consent to withdraw amendments 2 and 3 of his amendment filed on February 5, 1971.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 172 as follows:

1. Page 49, line 30, by striking the word "fifty" and inserting, in lieu thereof the word "twenty".

2. Page 49, line 32, by striking the words "one hundred" and inserting in lieu thereof the word "fifty".

Roll call was requested by Norpel of Jackson, District 52, and Cochran of Webster, District 29.

Under the provisions of Rule 71, Hansen of Black Hawk, District 37, refrained from voting.

On the question "Shall the amendment be adopted?"

The ayes were, 20:

Bennett	Edelen	Norpel	Schmeiser
Christensen	Ewell	Patton	Schwartz
Cochran	Husak	Priebe	Tieden
Curtis	Kinley	Rodgers	Wells
Dougherty	Knoblauch	Sargisson	Wyckoff

The nays were, 64:

Alt	Egenes	Knoke	Middleswart
Anania	Ellsworth	Kruse	Millen
Andersen	Fisher, C. R.	Larson	Miller
Bergman	Goode	Lawson	Moffitt
Bray	Grassley	Lipsky	Mollett
Camp	Hamilton	Logemann	Monroe
Clark	Hill	Mayberry	Nielsen
Den Herder	Jesse	McElroy	Nystrom
Drake	Kelly	Mendenhall	Pellett
Dunton	Kennedy	Menefee	Pelton

Pierson	Shaw	Stromer	Waugh
Radl	Siglin	Strothman	Welden
Roorda	Skinner	Taylor	Willits
Schroeder	Stanley	Trowbridge	Winkelman
Schwieger	Stokes	Uban	Wirtz
Scott	Strand	Varley	Mr. Speaker

Absent or not voting, 16:

Blouin	Franklin	Holden	McCormick
Campbell	Freeman	Johnston	Rex
Doyle	Gluba	Kehe	Small
Fischer, H. O.	Hansen	Kreamer	Sorg

The amendment lost.

Anania of Polk, District 65, offered the following amendment filed by him and moved its adoption:

Amend House File 172, page 37, line 32, by striking the words "and other advertising".

The amendment was adopted.

Kennedy of Chickasaw, District 11, offered the following amendment filed by him:

Amend House File 172 as follows:

Page 50, by striking lines 4 through 13, inclusive.

Kelly of Woodbury, District 22, asked and received unanimous consent that action on the Kennedy amendment be deferred.

(House File 172 and the Kennedy amendment pending at adjournment.)

#### AMENDMENTS FILED

- 1 Amend House File 39, page 3, by adding the follow-
- 2 ing new section:
- 3 Sec. 3. The time limitation set forth in
- 4 section 2 of this Act shall not be applicable to
- 5 possible damages to agricultural livestock or the
- 6 products therefrom.

PIERSON of Mahaska, District 87  
MOFFITT of Appanoose, District 59

- 1 Amend House File 48, page 3, line 13, by inserting after
- 2 the period the following:
- 3 "In addition to the fee prescribed by section three
- 4 hundred twenty-one E point fourteen (321E.14) of the Code
- 5 for such single trip permit, the permit holder shall remit
- 6 to the commission or the local authority issuing the permit
- 7 an amount equal to ten cents per mile for each mile
- 8 traveled under the permit in moving such mobile home."

SHAW of Scott, District 78

- 1 Amend House File 157, page 2, by striking all of

2 section 1, lines 1 through 19, and renumbering the  
3 subsequent sections.

SCHROEDER of Pottawattamie, District 54

1 Amend House File 172, page 9, lines 3 through 7, as  
2 follows:

3 Sec. 10. Director Appointed. The council shall  
4 appoint a director of beer and liquor control, who  
5 shall in no event be a member of the council[, at a  
6 salary of twenty-five thousand dollars per annum.]  
7 *He shall receive as compensation one-tenth of one*  
8 *per cent of the net profit of the Iowa beer and*  
9 *liquor control department.* [Subsequent changes in  
10 such salary may be made by the General Assembly.]  
11 The director shall be

UBAN of Black Hawk, District 38

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, February 16, 1971.

# JOURNAL OF THE HOUSE

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Thirty-seventh Calendar Day—Twenty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, FEBRUARY 16, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Wesley Van Dyke, pastor of the Christian Reformed Church, Cedar, Iowa.

The Journal of Monday, February 15, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Franklin of Polk, District 64, for February 16 and 17 on request of Cochran of Webster, District 29.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Two hundred Parent-Teacher Association members from Des Moines and Iowa, accompanied by Mrs. John Scaglione, Legislation Chairman, and Mrs. Neil Fisher, President of the Des Moines Council of P.T.A.'s.

## PETITION FILED

The following petition was received and placed on file:

By Shaw of Scott, District 78, from forty-four residents of Scott County opposing House File 52, relating to appointment of the state superintendent of public instruction by the Governor instead of by the board of public instruction.

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of House Concurrent Resolution No. 1-B, relating to revenue sharing, which was adopted at the recent Special Session of the Florida State Legislature and filed in the office of the Florida Secretary of State February 3, 1971.

## INTRODUCTION OF BILLS

**House File 260**, by Bray, Monroe, Small and Edelen, a bill for an act relating to a temporary tax exemption upon improvements to residences.

Read first time and referred to committee on **ways and means**.

**House File 261**, by Rodgers and Doyle, a bill for an act to require cities and towns to collect and dispose of garbage and other solid waste.

Read first time and referred to committee on **cities and towns**.

**House File 262**, by Wells, Taylor, Wyckoff, Andersen, Stanley, Alt, Knoblauch, Rodgers, Cochran and Doyle, a bill for an act relating to traffic control signals.

Read first time and referred to committee on **law enforcement**.

**House File 263**, by Fischer of Grundy, a bill for an act relating to the redemption of trading stamps, and providing penalties and injunctive relief for violations.

Read first time and referred to committee on **commerce**.

**House File 264**, by Campbell, Schwartz and Rex (Arbuckle, Glenn, Miller and Briles), a bill for an act relating to the liability of the commission of hospitalization and the clerk of the district court for certain acts.

Read first time and referred to committee on **judiciary**.

**House File 265**, by Grassley, Welden, Nielsen, McElroy and Fisher of Greene, a bill for an act providing that it is a felony to use force or violence or to threaten the use of force or violence to prevent or attempt to prevent any person or persons from engaging in or pursuing any lawful employment, work, or vocation.

Read first time and referred to committee on **law enforcement**.

**House File 266**, by Larson, a bill for an act relating to educational requirements for sex education and family living.

Read first time and referred to committee on **schools**.

**House File 267**, by Doyle and Kelly, a bill for an act relating to the juvenile court and dependent, delinquent, and neglected children.

Read first time and referred to committee on **judiciary**.

**House File 268**, by Dunton, a bill for an act relating to the issu-

ance and use of distress flags by handicapped persons and providing penalties for violations thereof.

Read first time and referred to committee on **law enforcement**.

**House File 269**, by Varley, Blouin, Cochran, Miller, McCormick, Dougherty, Rodgers and Lawson (Lavery, Erskine, Curran, Milligan and Smith), a bill for an act creating a department of environmental quality, specifying its powers, duties, and functions, and providing penalties for violations thereof.

Read first time and referred to committee on **state government**.

**House File 270**, by Pierson, Middleswart, Waugh, Dougherty, Rodgers, Priebe, Roorda, Dunton and Mendenhall (Lavery and Van Drie), a bill for an act relating to the operation of aircraft.

Read first time and referred to committee on **judiciary**.

#### SENATE MESSAGES CONSIDERED

**Senate File 89**, a bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.

Read first time and referred to committee on **commerce**.

**Senate File 170**, a bill for an act relating to the appointment and tenure of the commissioner of public safety.

Read first time and referred to committee on **state government**.

#### SENATE AMENDMENT CONSIDERED

Hansen of Black Hawk, District 37, called up for consideration **Senate File 1**, a bill for an act relating to the regulation and control of certain drugs and other substances affecting the public health, herein designated as controlled substances, and providing procedures for enforcement and penalties, amended by the House and further amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment:

Amend the House amendment to Senate File 1 as follows:

1. Amend House amendment 1, line 10, by inserting after the word "supervision" the following: "; all pursuant to rules and regulations adopted by the board".

2. Strike all of House amendment 2.

3. Amend House amendment 7, line 29, by striking the word "control" and inserting in lieu thereof the words "designate as controlled".

4. Amend House amendment 7, lines 8 and 9, by striking the words "new substance delegation" and by inserting in lieu there-

of the words "a new substance being designated as a controlled substance".

5. Amend House amendment 7, line 11, by inserting after the word "is" the words "designated as".

6. Amend House amendment 7, line 16, by inserting after the word "temporary" the words "designation of".

7. Amend House amendment 7, line 16, by striking the words "so controlled".

8. Amend House amendment 11, line 3, by striking the word "herein" and inserting the words "in this Act".

9. Amend House amendment 43, by striking lines 33 and 34 and inserting in lieu thereof "is guilty".

10. Amend House amendment 47, line 10, by inserting after the word "premises" the following: ", store, shop, warehouse, dwelling, temporary, or permanent building,".

11. Strike division 54 of the House amendment and insert in lieu thereof the following:

54. Page 27, by striking from line 15, the words "of up to two times" and inserting in lieu thereof the words "not to exceed twice".

12. Amend House amendment 60, line 7, by striking the words "that may be" and inserting in lieu thereof "not to exceed".

13. Amend House amendment 62, lines 11 and 12, by striking the words "fine or imprisonment" and inserting in lieu thereof "fine and imprisonment".

14. Amend House amendment 65 by striking lines 25 through 31, inclusive, and inserting in lieu thereof the following paragraph:

"Court appointed attorney fees incurred in the defense of any person charged with a felony under this section shall be taxed as part of the costs against the defendants who are found guilty. If the defendant does not discharge such costs within ninety days, the county paying such costs may seek indemnification therefor from the Iowa general assembly. A county may also seek indemnification from the general assembly of court appointed attorney fees incurred in the defense of any person charged with a felony under this section who was found not guilty."

15. Amend House amendment 68, line 8, by inserting after the word "Act" the following: "or is sentenced pursuant to section four hundred ten (410) of this Act".

16. Amend House amendment 73, lines 27 and 28, by striking the following: "within criteria set by the state department of health".

17. Amend House amendment 73, line 32, by inserting after the word "patient" the following: "or those legally liable for his support".

18. Amend House amendment 73, line 33, by striking the words "agency charged with the costs" and inserting in lieu thereof the following: "with the costs, or any part thereof".

19. Strike division 79 of the House amendment and insert in lieu thereof the following:

79. Page 32A, line 28, by striking the word "conviction" and inserting in lieu thereof "having been convicted".

20. Amend House amendment 80, line 15, by inserting before the period the following: "and inserting in lieu thereof the word 'ever'".

21. Amend House amendment 83 by striking from lines 24 and 25 the words "recommend that the appropriate state board or officer" and inserting in lieu thereof the following: ", in its considered judgment,".

22. Strike division 86 of the House amendment and insert in lieu thereof the following:

86. Page 40, by striking lines 11 through 13, inclusive, and inserting in lieu thereof the following: "shall be applicable to conveyances used to transport or hold any controlled substances listed in schedules I, II, III, or IV of this Act."

23. Add a new division after House amendment 88 as follows:

Amend Senate File 1, as amended and passed by the Senate, by adding a new section on page 48:

"Sec. 612. If any phrase, clause, subsection or section of this Act shall be declared unconstitutional or invalid by any court of competent jurisdiction, it shall be conclusively presumed that the legislature would have enacted this Act without the phrase, cause, subsection or section so held unconstitutional or invalid; and the remainder of this Act shall not be affected as a result of such part being held unconstitutional or invalid."

Motion prevailed and the House concurred in the Senate amendment to the House amendment.

Hansen of Black Hawk, District 37, moved that the bill, as amended by the House, further amended by the Senate, and concurred in by the House, be read a last time now and placed upon its re-passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 1)

The ayes were, 90:

Alt	Ewell	Kruse	Pelton
Anania	Fischer, H. O.	Larson	Pierson
Andersen	Fisher, C. R.	Lawson	Priebe
Bergman	Freeman	Lipsky	Rex
Blouin	Gluba	Logemann	Rodgers
Bray	Goode	Mayberry	Roorda
Camp	Grassley	McCormick	Sargisson
Campbell	Hamilton	McElroy	Schmeiser
Christensen	Hansen	Mendenhall	Schroeder
Clark	Hill	Menefee	Schwartz
Cochran	Holden	Millen	Schwieger
Curtis	Husak	Miller	Scott
Den Herder	Jesse	Moffitt	Shaw
Dougherty	Kehe	Monroe	Siglin
Drake	Kelly	Nielsen	Skinner
Dunton	Kennedy	Norpel	Small
Edelen	Kinley	Nystrom	Sorg
Egenes	Knoblauch	Patton	Stanley
Ellsworth	Kreamer	Pellett	Stokes



Strand	Tieden	Waugh	Winkelman
Stromer	Trowbridge	Wells	Wyckoff
Strothman	Uban	Willits	Mr. Speaker
Taylor	Varley		

The nays were, none.

Absent or not voting, 10:

Bennett	Johnston	Mollett	Welden
Doyle	Knoke	Radl	Wirtz
Franklin	Middleswart		

The bill having received a constitutional majority was declared to have been repassed by the House and title was agreed to.

### CONSIDERATION OF BILL

#### UNFINISHED BUSINESS

The House resumed consideration of **House File 48**, a bill for an act relating to the movement of oversized mobile homes and vehicles.

Shaw of Scott, District 78, offered the following amendment filed by her and moved its adoption:

Amend House File 48, page 3, line 13, by inserting after the period the following:

"In addition to the fee prescribed by section three hundred twenty-one E point fourteen (321E.14) of the Code for such single trip permit, the permit holder shall remit to the commission or the local authority issuing the permit an amount equal to ten cents per mile for each mile traveled under the permit in moving such mobile home."

A non-record roll call was requested.

The ayes were 28, nays 59.

The amendment lost.

Trowbridge of Floyd, District 9, offered the following amendment filed by him and moved its adoption:

Amend House File 48 as follows:

1. Page 2 by striking all of lines 23 through 35.
2. Page 3 by striking all of lines 1 through 8.

The amendment was adopted.

Welden of Hardin, District 32, offered the following amendment filed by him and Kehe of Bremer, District 12, and moved its adoption:

Amend House File 48, page 3, as follows:

1. Strike from lines 12 and 13 the following words, "upon filing of an application for and receiving a single trip permit.", and insert in lieu thereof the following:

“according to the above schedule or as provided in three hundred twenty-one E point nine (321E.9).”

2. Strike all of lines 28 through the period in line 33, inclusive, and insert in lieu thereof the following:

“1. Vehicles with indivisible loads having an over-all width not to exceed twelve feet, five inches and an over-all length not to exceed eighty feet, zero inches, may be moved for unlimited distances. Mobile homes including appurtenances not to exceed fourteen feet, five inches and an over-all length not to exceed eighty-five feet, including the power unit, may be moved for unlimited distances provided that such mobile homes are manufactured or assembled in Iowa and that the movement of such mobile homes shall be over a specified route between the place of assembly or manufacture and a storage area shipping point, or other final predetermined destination, or that the movement of such mobile home represents the first movement into the state of Iowa to a storage area, shipping point, or other final predetermined destination.”

A non-record roll call was requested.

The ayes were 25, nays 67.

The amendment lost.

(House File 48 pending at adjournment.)

AMENDMENTS FILED

1 Amend the Schroeder, et al., amendment to House File 69,  
2 filed February 11, 1971, and appearing on pages 345 and 346  
3 of the House Journal, by striking from page 345, lines 14  
4 through 24, inclusive, and inserting in lieu thereof the  
5 following:

6 Sec. 3. The board of supervisors of each county shall  
7 levy annually for two consecutive years commencing July 1,  
8 1971, a per capita tax, as determined by the latest federal  
9 decennial census, against the assessed value of the taxable  
10 property in the county. The amount of the per capita tax  
11 shall be computed in accordance with the following table:

12 If the population	The per capita
13 of the county is:	tax shall be:
14 0 to 30,000	\$ .10
15 30,001 to 40,000	.09
16 40,001 to 60,000	.08
17 60,001 to 80,000	.07
18 80,001 to 100,000	.06
19 100,001 to 150,000	.05
20 150,001 and over	.04

21 Thereafter, the tax shall be levied annually only if  
22 the treasurer of state certifies to each county that the

23 balance of the error and omission fund has been reduced  
 24 below three hundred thousand dollars.  
 25 The tax shall be levied and collected in each county  
 26 at the same time and in the same manner as other property  
 27 taxes.

SCHROEDER of Pottawattamie, District 54

1 Amend House File 157, page 3, by inserting after line  
 2 5 the following new section:  
 3 Section two hundred sixty-two A point two (262A.2),  
 4 subsection six (6), Code 1971, is amended as follows:  
 5 6. "Institutional income" shall mean income received  
 6 by an institution from sources other than (a) student fees  
 7 and charges, (b) rates, fees, rentals or charges imposed  
 8 and collected under the provisions of (1) sections 262.35  
 9 through 262.42, (2) sections 262.44 through 262.53, and (3)  
 10 sections 262.55 through 262.66, (c) state appropriations,  
 11 (d) "hospital income", as that term is defined in subsec-  
 12 tion 5 of section 263A.1, and (e) income from the treasurer's  
 13 temporary investments.

SCHROEDER of Pottawattamie, District 54

1 Amend House File 172, page 50, by striking lines  
 2 4 through 13 and inserting in lieu thereof the following:  
 3 The injured person shall give written notice to  
 4 the licensee or permittee by certified mail, return  
 5 receipt requested, within six months of the occurrence  
 6 of the injury of his intention to bring an action  
 7 under this section. Actions under this section shall  
 8 be filed within two years from the date of the  
 9 occurrence of the injury complained of.

DRAKE of Muscatine, District 71  
 PELTON of Clinton, District 74

1 Amend House File 186 as follows:  
 2 1. Page 1, by adding after line 24 the following new  
 3 sections:  
 4 (1) Section eighty-nine point seven (89.7), Code 1971,  
 5 is amended as follows:  
 6 89.7 FEES FOR INSPECTION. An inspection fee for each  
 7 boiler or pressure unit inspected by the boiler inspector  
 8 according to the terms of this chapter shall be paid by  
 9 the owner or user as follows:  
 10 a. Boilers having a working pressure to seventy pounds  
 11 per square inch, [ten] *twenty* dollars for one boiler and [eight]  
 12 *sixteen* dollars for each additional boiler of like size when  
 13 set in batteries.  
 14 b. Boilers having a working pressure of seventy-one pounds  
 15 to and including one hundred fifty pounds per square inch,  
 16 [twelve] *twenty-four* dollars for one boiler and [ten] *twenty*  
 17 dollars for each additional boiler of like size when set in  
 18 batteries.  
 19 c. Boilers having a working pressure of one hundred fifty-  
 20 one pounds to four hundred fifty pounds per square inch,  
 21 inclusive, [fourteen] *twenty-eight* dollars for one boiler and  
 22 [twelve] *twenty-four* dollars for each additional boiler of like

23 size when set in batteries.

24 d. Boilers having a working pressure of four hundred fifty-  
25 one pounds and excess per square inch, [eighteen] *thirty-six*  
26 dollars for one boiler and [twelve] *twenty-four* dollars for  
27 each additional boiler of like size when set in batteries.

28 e. Steam stills, tanks, jacket kettles, sterilizers and  
29 and all other reservoirs fired or unfired having a working pressure  
30 in excess of fifteen pounds per square inch, shall be charged  
31 for the first piece of equipment as follows: Fifteen pounds  
32 to seventy pounds per square inch inclusive, [ten] *twenty*  
33 dollars; seventy-one pounds to one hundred fifty pounds per  
34 square inch inclusive, [twelve] *twenty-four* dollars; one hundred  
35 fifty-one pounds to four hundred fifty pounds per square inch  
36 inclusive, [fourteen] *twenty-eight* dollars. Additional equip-  
37 ment shall be charged for at the same rate as boilers.

38 f. If at any time the owner, user or agent of the owner  
39 of a steam boiler or equipment within the state shall desire  
40 a special inspection of any boiler or equipment, it shall be  
41 made by the boiler inspection department after due request  
42 therefor, and the inspector making the inspection shall  
43 collect a fee of [ten] *twenty* dollars for each boiler, together  
44 with his expenses in connection therewith.

45 g. Inspections made at the request of a boiler or tank  
46 manufacturer by the chief inspector or any deputy inspector,  
47 shall be charged for at the rate currently charged by the  
48 various insurance companies for performing a similar service.  
49 This charge shall not void the regular fee for inspection or  
50 certificate when the boiler or tank is installed.

51 (2) Section eighty-nine point eight (89.8), Code 1971,  
52 is amended as follows:

53 89.8 DISPOSAL OF FEES. All fees provided for in this  
54 chapter shall be collected by the commissioner of labor and  
55 remitted to the treasurer of state, together with an itemized  
56 statement showing the source of collection. *The fees shall*  
57 *be credited to the bureau of labor for the purpose of*  
58 *administering this chapter.*

59 2. Page 1, line 2, by adding after the word "inspection"  
60 the words "and inspection, and to provide funds for the  
61 bureau of labor to administer boiler inspection".

PIERSON of Mahaska, District 87  
STRAND of Poweshiek, District 68

1 Amend Senate File 65 by striking lines 4 through 8  
2 of section 1 and inserting in lieu thereof the  
3 following:

4 The tax and any penalties provided by section  
5 one hundred thirty-five D point twenty-four  
6 (135D.24) of the Code shall be allocated to the  
7 school fund of the district wherein the mobile home  
8 is located.

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, February 17, 1971.

# JOURNAL OF THE HOUSE

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Thirty-eighth Calendar Day—Twenty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 17, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend C. T. R. Yeates, pastor of the Westminster Presbyterian Church, Des Moines, Iowa.

The Journal of Tuesday, February 16, 1971, was approved.

## PRESENTATION OF VISITORS

Mendenhall of Allamakee, District 13, presented to the House the Honorable Hillman H. Sersland, former member of the House in the Fifty-fifth, Fifty-sixth, Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth and Sixtieth Extra Sessions of the General Assembly representing Winneshiek County.

The Speaker announced that the following visitors were present in the House chamber :

Thirty-one fifth grade students from Madison School, Des Moines, Iowa, accompanied by their teacher, Mrs. Vance. By Kreamer of Polk, District 63.

Twenty-nine members of the Legislative Committee of the Council Bluffs, Iowa, Chamber of Commerce. By Mollett of Pottawattamie, District 80.

## INTRODUCTION OF BILLS

**House File 271**, by Hansen, Camp, Christensen, Wells, Schmeiser, Mayberry, Ellsworth, Taylor and Gluba, a bill for an act to require that railway employees be provided adequate sanitation and shelter.

Read first time and referred to committee on **human and industrial relations**.

**House File 272**, by Hansen, Jesse, Christensen and Lipsky (Neu, Palmer, Riley and Walsh), a bill for an act relating to per diem and expenses for the members of the state educational radio and television facility board and the state communications advisory council.

Read first time and referred to committee on **appropriations**.

**House File 273**, by Bray, Franklin, Hill, Pelton and Schwieger, a bill for an act relating to qualification for city employees under civil service.

Read first time and referred to committee on **human and industrial relations**.

**House File 274**, by Ellsworth and Taylor, a bill for an act relating to military leave of absence for civil employees.

Read first time and referred to committee on **state government**.

**House File 275**, by Wells (Robinson), a bill for an act relating to property exempt from execution.

Read first time and referred to committee on **judiciary**.

**House File 276**, by Hansen (Curran and Messerly), a bill for an act relating to the compensation of appointive jury commissioners.

Read first time and referred to committee on **appropriations**.

**House File 277**, by Kreamer, Alt and Hill (Milligan, Walsh, Riley, Carlson and Potgeter), a bill for an act relating to party state central committees.

Read first time and referred to committee on **state government**.

**House File 278**, by committee on social services, a bill for an act relating to eligibility requirements for aid to dependent children.

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

**House File 279**, by Schroeder and Knoke, a bill for an act to reimburse school districts for the loss of tax revenue from certain tax-exempt land.

Read first time and referred to committee on **ways and means**.

**House File 280**, by Fischer of Grundy, a bill for an act relating to additional penalties for the commission of or the attempt to commit crimes when armed with firearms.

Read first time and referred to committee on **law enforcement**.

**House File 281**, by Ellsworth, a bill for an act providing an exemption from state income tax for members of the Iowa national guard performing training duty and active state service.

Read first time and referred to committee on **ways and means**.

**House File 282**, by Ellsworth, a bill for an act relating to extension of tax exemptions to certain members of the reserve components of the armed forces of the United States.

Read first time and referred to committee on **ways and means**.

**House File 283**, by committee on state government, a bill for an act relating to the payment of claims.

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

**House File 284**, by Mendenhall, Rex, Dunton and Pellett (Briles and Miller), a bill for an act to provide state aid to counties or groups of counties for purchase of mental health services from community mental health centers, and making an appropriation.

Read first time and referred to committee on **county government**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 156, a bill for an act relating to the renewal of automobile insurance.

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

House File 13, a bill for an act providing for selection of compensation commissioners.

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

House File 17, a bill for an act relating to the Iowa development commission corporation.

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

House File 29, a bill for an act relating to payment of subsequent damages to property owners.

CARROLL A. LANE, Secretary

#### SENATE MESSAGE CONSIDERED

**Senate File 156**, a bill for an act relating to the renewal of automobile insurance.

Read first time and referred to committee on **commerce**.

#### APPROPRIATIONS SUBCOMMITTEE ASSIGNMENT

(Transportation)

Camp of Clinton, District 73, chairman of the committee on appropriations, announced that Schmeiser of Des Moines, District 91, will replace Priebe of Kossuth, District 6, on appropriations subcommittee on transportation.

EXPLANATION OF VOTE  
(Senate File 1)

Due to the fact that I was out of the chamber meeting with Governor Ray, I was unable to vote on Senate File 1 which passed the House on February 16. Had I been present, I would have voted "aye" on Senate File 1.

VERNON N. BENNETT

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 172**, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state.

Drake of Muscatine, District 71, asked and received unanimous consent to withdraw the Drake-Pelton amendment filed on February 16, 1971, and found on page 371 of the House Journal.

Kennedy of Chickasaw, District 11, asked and received unanimous consent to withdraw the amendment filed by him on February 9, 1971, and found on page 315 of the House Journal.

Drake of Muscatine, District 17, offered the following amendment from the floor and moved its adoption:

Amend House File 172, page 50, by striking lines 4 through 13 and inserting in lieu thereof the following:

"The injured person shall give written notice to the licensee or permittee by certified mail, return receipt requested, indicating time, place and occurrence, within six months of the occurrence of the injury of his intention to bring an action under this section. Actions under this section shall be filed within two years from the date of the occurrence of the injury complained of."

The amendment was adopted.

Uban of Black Hawk, District 38, asked and received unanimous



consent to withdraw the amendment filed by him on February 15, 1971, and found on page 363 of the House Journal.

Urban of Black Hawk, District 38, offered the following amendment from the floor and moved its adoption :

Amend House File 172, page 9, by striking lines 5 through 7, inclusive, and inserting in lieu thereto the following :

"be a member of the council. He shall receive as compensation one-tenth of one percent of the net profit of the Iowa beer and liquor control department. The director shall be".

The amendment lost.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption :

Amend House File 172 by striking all after the period in line 9, page 39, and all of lines 10 to 16, inclusive.

A non-record roll call was requested.

The ayes were 33, nays 52.

The amendment lost.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption :

Amend House File 172 by adding on page 50, line 25, after the word "own" the word "*legal*".

The amendment was adopted.

Larson of Story, District 34, offered the following amendment filed by him and Kennedy of Chickasaw, District 11 :

Amend House File 172, as follows :

1. Page 62, section 134, line 3, by striking the words "two hundred fifty dollars" and inserting in lieu thereof the words "*fixed by the commission at either two hundred fifty dollars, five hundred dollars, seven hundred fifty dollars, or one thousand dollars, to be graduated on the basis of the relative volume of business of the permittee as compared with other permittees of the same class and for the same time period*".

Camp of Clinton, District 73, offered the following amendment to the amendment filed by him and Tieden of Clayton, District 14, and moved its adoption :

Amend the Larson-Kennedy amendment to House File

172, filed February 8, 1971, by striking from lines 5 and 6 the words "*two hundred fifty dollars*".

A non-record roll call was requested.

The ayes were 61, nays 25.

The amendment to the amendment was adopted.

Larson of Story, District 34, moved the adoption of the Larson-Kennedy amendment as amended.

The amendment as amended was adopted.

Dougherty of Monroe, District 94, asked and received unanimous consent to withdraw the amendment filed by him on February 9, 1971, and found on page 315 of the House Journal.

Dougherty of Monroe, District 94, offered the following amendment filed by him and moved its adoption :

Amend House File 172, page 62, lines 12 and 13, as follows:

1. a. Up to [two] *one thousand five hundred square feet*, the sum of [one hundred] *seventy-five dollars*.
- b. *Over one thousand five hundred square feet and up to two thousand square feet the sum of one hundred dollars.*

2. Reletter the remaining paragraphs.

The amendment was adopted.

Tieden of Clayton, District 14, offered the following amendment filed by him and Camp of Clinton, District 73 :

Amend House File 172 as follows:

1. Page 12, line 27, by striking the words "twenty-five" and inserting in lieu thereof the word "fifty".
2. Page 27, line 35, by striking the words "one thousand" and inserting in lieu thereof the words "nine hundred".
3. Page 28, line 2, by striking the word "seven" and inserting in lieu thereof the word "six".
4. Page 31, line 22, by striking the word "two" and inserting in lieu thereof the word "three".
5. Page 31, line 30, by striking the words "one hundred" and inserting in lieu thereof the words "two hundred fifty".
6. Page 62, by striking all of lines 4, 5, 6, and 7, and inserting in lieu thereof the following: "2. The annual permit fee for a class "B" permit shall be graduated according to population as follows:

a. For premises located within the corporate limits of cities with a population of over ten thousand, three hundred dollars.

b. For premises located within the corporate limits of cities or towns of over fifteen hundred but less than ten thousand, two hundred dollars.

c. For premises located within the corporate limits

of towns with a population of under fifteen hundred, one hundred dollars.

Tieden of Clayton, District 14, offered the following amendment to the amendment filed by him and Camp of Clinton, District 73, and moved its adoption:

Amend the Tieden and Camp amendment to House File 172, filed February 9, 1971, by adding after line 24 the following:

"d. For premises located outside the corporate limits of any city or town, a sum equal to that charged in the incorporated city or town located nearest the premises to be operated under the permit, and in case there is doubt as to which of two or more differing corporate limits are the nearest, the permit fee which is the largest shall prevail."

The amendment to the amendment was adopted.

Tieden of Clayton, District 14, moved the adoption of the Tieden-Camp amendment as amended.

The amendment as amended was adopted.

Taylor of Dubuque, District 51, asked and received unanimous consent to withdraw the amendment filed by him on February 12, 1971, and found on page 356 of the House Journal.

Drake of Muscatine, District 71, offered the following amendment filed by Kelly of Woodbury, District 22, and moved its adoption:

Amend House File 172 as follows:

1. Page 66, by striking lines 27 to 35, inclusive, and page 67, by striking lines 1 to 7, inclusive.
2. Renumbering all subsequent sections.
3. Page 31, by inserting after line 7 the following:  
"Local authorities shall have the power to suspend any retail beer permit or liquor control license for a violation of any ordinance or regulation adopted by such local authority. Local authorities are empowered to adopt ordinances or regulations for the location of the premises of retail beer and liquor control licensed establishments and are empowered to adopt ordinances, not in conflict with the provisions of this Act and that do not diminish the hours during which beer or alcoholic beverages may be sold or consumed at retail, governing any other activities or matters which may affect the retail sale and consumption of beer and alcoholic liquor and the health, welfare and morals of the community involved."

The amendment was adopted.

Speaker pro tempore Millen in the chair at 10:29 a.m.

Drake of Muscatine, District 71, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 172)

The ayes were, 48:

Alt	Hamilton	McCormick	Strand
Andersen	Hansen	McElroy	Stromer
Bergman	Harbor	Miller	Taylor
Blouin	Hill	Mollett	Tieden
Camp	Knoblauch	Nielsen	Trowbridge
Christensen	Knoke	Pelton	Uban
Clark	Kreamer	Schroeder	Varley
Curtis	Kruse	Schwartz	Welden
Drake	Larson	Schwieger	Willits
Egenes	Lawson	Shaw	Wirtz
Ellsworth	Lipsky	Siglin	Speaker
Ewell	Mayberry	Stanley	pro tempore
Fisher, C. R.			

The nays were, 47:

Anania	Gluba	Middleswart	Schmeiser
Bennett	Goode	Moffitt	Scott
Bray	Grassley	Monroe	Skinner
Campbell	Husak	Norpel	Small
Cochran	Jesse	Patton	Sorg
Den Herder	Johnston	Pellett	Stokes
Dougherty	Kehe	Pierson	Strothman
Doyle	Kennedy	Priebe	Waugh
Dunton	Kinley	Radl	Wells
Edelen	Logemann	Rex	Winkelman
Fischer, H. O.	Mendenhall	Rodgers	Wyckoff
Freeman	Menefee	Sargisson	

Absent or not voting, 5:

Franklin	Kelly	Nystrom	Roorda
Holden			

The bill having failed to receive a constitutional majority was declared to have failed to have passed the House.

#### VOTE TO TABLE FAILED

(House File 172)

Fischer of Grundy, District 35, moved that the vote by which House File 172 failed to pass the House be reconsidered and the motion to reconsider be tabled.

Roll call was requested by Freeman of Buena Vista, District 15, and Fischer of Grundy, District 35.

On the question "Shall the motion to reconsider be tabled?"

## The ayes were, 29:

Anania	Fischer, H. O.	Mendenhall	Rodgers
Bennett	Freeman	Middleswart	Sargisson
Campbell	Gluba	Moffitt	Skinner
Christensen	Goode	Monroe	Small
Den Herder	Husak	Patton	Strothman
Dougherty	Jesse	Pellett	Waugh
Dunton	Kennedy	Rex	Wyckoff
Edelen			

## The nays were, 65:

Alt	Hansen	Menefee	Stanley
Andersen	Harbor	Miller	Stokes
Bergman	Hill	Mollett	Strand
Blouin	Johnston	Norpel	Stromer
Bray	Kehe	Pelton	Taylor
Camp	Kinley	Pierson	Tieden
Clark	Knoblauch	Priebe	Trowbridge
Cochran	Knoke	Radl	Uban
Curtis	Kreamer	Schmeiser	Varley
Doyle	Kruse	Schroeder	Welden
Drake	Larson	Schwartz	Wells
Egenes	Lawson	Schwieger	Willits
Ellsworth	Lipsky	Scott	Winkelman
Ewell	Logemann	Shaw	Wirtz
Fisher, C. R.	Mayberry	Siglin	Speaker
Grassley	McCormick	Sorg	pro tempore
Hamilton	McElroy		

## Absent or not voting, 6:

Franklin	Kelly	Nystrom	Roorda
Holden	Nielsen		

The motion to reconsider to table, lost.

**MOTION TO RECONSIDER DEFERRED**  
( House File 172 )

Varley of Adair, District 84, asked and received unanimous consent that the motion to reconsider **House File 172** be deferred and placed on the calendar as **unfinished business**.

**EXPLANATIONS OF VOTE**  
(House File 172)

At the time House File 172 was being considered, I was called out of the House chamber. Had I been present at the time the vote was taken, I would have voted "no" on House File 172.

EDGAR HOLDEN

At the time House File 172 was being considered, I was called out of the House chamber. Had I been present at the time the vote was taken I would have voted "aye" on House File 172.

E. KEVIN KELLY

## UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 48**, a bill for an act relating to the movement of oversized mobile homes and vehicles.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend House File 48 by adding thereto the following sections:

1. Section three hundred twenty-one E point eleven (321E.11), first paragraph, Code 1971, is amended to read as follows:

"Movements by permit in accordance with this chapter shall be permitted [only] *from thirty minutes before sunrise to thirty minutes after sunset.*"

2. Section three hundred twenty-one point one (321.1), Code 1971, is amended by adding thereto the following definition:

"Daylight hours" means thirty minutes before sunrise to thirty minutes after sunset.

The amendment was adopted.

Speaker Harbor in the chair at 11:29 a.m.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Mollett of Pottawattamie, District 80, refrained from voting.

On the question "Shall the bill pass?" (H.F. 48)

The ayes were, 67:

Alt	Ellsworth	Mayberry	Scott
Anania	Ewell	McCormick	Siglin
Andersen	Fischer, H. O.	McElroy	Skinner
Bennett	Fisher, C. R.	Menefee	Stanley
Bergman	Freeman	Middleswart	Stokes
Blouin	Goode	Moffitt	Strand
Camp	Grassley	Nielsen	Stromer
Campbell	Hamilton	Norpel	Taylor
Christensen	Hill	Patton	Tieden
Cochran	Husak	Pellett	Trowbridge
Curtis	Kelly	Pierson	Varley
Den Herder	Kinley	Priebe	Waugh
Dougherty	Knoblauch	Rex	Wells
Doyle	Knoke	Rodgers	Winkelman
Drake	Kruse	Sargisson	Wyckoff
Edelen	Lawson	Schroeder	Mr. Speaker
Egenes	Logemann	Schwieger	

The nays were, 27:

Bray	Kehe	Miller	Shaw
Clark	Kennedy	Monroe	Small
Dunton	Kreamer	Pelton	Sorg
Gluba	Larson	Radl	Welden
Hansen	Lipsky	Roorda	Willits
Jesse	Mendenhall	Schmeiser	Wirtz
Johnston	Millen	Schwartz	

Absent or not voting, 6:

Franklin	Mollett	Strothman
Holden	Nystrom	Uban

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

### REPORTS OF COMMITTEES

Grassley of Butler, District 10, from the committee on schools, submitted the following report:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 107**, a bill for an act relating to the use of school lunch facilities by senior citizen organizations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES E. GRASSLEY, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred **Senate File 65**, a bill for an act relating to taxation of mobile homes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 65 by striking lines 4 through 8 of section 1 and inserting in lieu thereof the following:

The tax and any penalties provided by section one hundred thirty-five D point twenty-four (135D.24) of the Code shall be allocated to the school fund of the district wherein the mobile home is located.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 143**, a bill for an act relating to identification cards for persons sixty-five years of age or older, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 143 as follows:

1. Page 2, line 4, by inserting after the word

"older" the following: ", or persons who are blind or physically handicapped,".

2. Page 3, line 4, by inserting after the word "older" the following: ", or persons who are blind or physically handicapped".

3. Amend the title to House File 143 by inserting after the word "older", in line 2, the following: ", or persons who are blind or physically handicapped".

4. Page 2, line 19, by inserting after the word "applicant" the following: ", without expense to the applicant,".

CLYDE REX, Chairman

#### AMENDMENTS FILED

1 Amend House File 131 as follows:

2 1. By striking from line 7 the words "Assistant  
3 county".

4 2. By striking lines 8 through 11, inclusive.

WELLS of Linn, District 44

1 Amend House File 197 as follows:

2 1. Page 2, line 10, by inserting after the word  
3 "assess" the word "all".

4 2. Page 2, line 11, by inserting after the word  
5 "facilities" the words "including those".

FISCHER of Grundy, District 35

STANLEY of Linn, District 45

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, February 18, 1971.



# JOURNAL OF THE HOUSE

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Thirty-ninth Calendar Day—Twenty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, FEBRUARY 18, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Allan Peterson, pastor of the First Presbyterian Church, Carroll, Iowa.

The Journal of Wednesday, February 17, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

One hundred sixty-five seventh grade students from Berg Junior High School, Newton, Iowa, accompanied by their teachers, Mr. Mendenhall, Mrs. Scott, Mr. Olson, Mr. Meinharte, Mr. Hoffmeyer and Mrs. Negus. By Roorda of Jasper, District 67.

Twenty-four fifth grade students from St. Thomas Aquinas School, Webster City, Iowa, accompanied by Sister Monica Murry, principal, and Mrs. Hendrickson. By Rex of Hamilton, District 31.

Sixty third grade students from Clegg Park School, West Des Moines, Iowa, accompanied by their teachers, Mrs. Smith and Mrs. Scott. By Alt of Polk, District 61.

Fourteen Y-Teens from the Atlantic Community School, Atlantic, Iowa, accompanied by their teacher, Miss Morse. By Pellett of Cass, District 83.

Fifteen Y-Teen senior students from Corning High School, Corning, Iowa, accompanied by their teacher, Mrs. Helen Reese. By Varley of Adair, District 84.

Thirty students from Northern University High School, Cedar Falls, Iowa, accompanied by their instructors and student teachers. By Hansen of Black Hawk, District 37.

Miss Shirley Jones of Williamsburg, Iowa, and Miss Gwenan Davies of Wales, Great Britain. By Dunton of Keokuk, District 88.

## BIRTHDAY CONGRATULATIONS

Bray of Scott, District 77, rose on a point of personal privilege and on behalf of the House extended to the Honorable D. Vincent Mayberry a "Happy Birthday."

## PETITIONS FILED

The following petitions were received and placed on file:

By Grassley of Butler, District 10, from ninety-seven residents of Butler County favoring a property tax freeze and that the tax base for schools be spread to other revenue to relieve the unjust burden on property tax.

By Sorg of Linn, District 47, from twenty-eight residents of Linn County opposing House File 52, relating to appointment of the Superintendent of Public Instruction by the Governor.

By Nielsen of Shelby, District 53, from fourteen residents of Shelby County opposing House File 185, relating to the residence of veterans widows in the soldiers home under the provision of the present law.

By Fisher of Greene, District 56, from thirty-two teachers of East Greene Community Schools Teacher's Association, Greene County; Lipsky of Linn, District 46, from six hundred fifty-four teachers of the Cedar Rapids Community School District; and Hansen of Black Hawk, District 37, from two hundred eighty-one residents of the Cedar Falls Community School District favoring a strong, effective bill requiring negotiations between public employees and their employers.

By Campbell of Washington, District 89, from thirty residents of the Area 10 School System, Cedar Rapids, Iowa, endorsing state aid as provided in House File 121.

By Fisher of Greene, District 56, from seven residents of Greene County recommending positive action in shifting costs of financing education, welfare and state institutions from property taxes to preferably taxes related to ability to pay.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 107 and 143 and Senate File 65.

## INTRODUCTION OF BILLS

**House File 285**, by Kehe and Alt, a bill for an act relating to the disposition of abandoned motor vehicles and providing penalties.

Read first time and referred to committee on **environmental preservation**.

**House File 286**, by Lawson and Cochran (Mowry and Gaudineer), a bill for an act relating to the judicial retirement system.

Read first time and referred to committee on **judiciary**.

**House File 287**, by Rex, Ellsworth, and Schmeiser, a bill for an act relating to the labeling of seed corn containers.

Read first time and referred to committee on **agriculture**.

**House File 288**, by committee on social services, a bill for an act relating to the joint purchase, ownership, construction, and maintenance of buildings by counties.

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

**House File 289**, by committee on social services, a bill for an act relating to the amount of money which can be loaned to a parolee from the state parole relief fund.

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

**House File 290**, by Rodgers, Fischer of Grundy, Drake, Roorda, McCormick, Cochran and Knoblauch, a bill for an act imposing a tax on trading stamps and providing penalties.

Read first time and referred to committee on **ways and means**.

**House File 291**, by Schroeder, a bill for an act to abolish the county school system.

Read first time and referred to committee on **schools**.

**House File 292**, by Knoblauch (Kennedy, Graham and Thordsen), a bill for an act relating to the regulation of assemblages of persons, declaring certain acts to be unlawful, and providing penalties for violations.

Read first time and referred to committee on **law enforcement**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 127, a bill for an act relating to the limitation of certain damage actions.

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

Senate File 191, a bill for an act relating to the dissolution of marriage docket.

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

Senate Concurrent Resolution 15, honoring Karl King, noted Fort Dodge, Iowa, band director and composer on his birthday.

CARROLL A. LANE, Secretary

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 15

Mayberry of Webster, District 30, asked and received unanimous consent to take up for immediate consideration Senate Concurrent Resolution 15 and moved its adoption:

#### SENATE CONCURRENT RESOLUTION 15

By Coleman

*Whereas*, Karl King, noted Fort Dodge, Iowa, band director and composer, will celebrate his eightieth birthday on February 21, 1971, and

*Whereas*, on this date the American School Band Directors Association will honor Mr. King through the presentation of its Edwin Franko Goldman award for outstanding contribution to the advancement of school bands, an honor never before bestowed on one outside the field of music education,  
*Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, that we pay homage to Karl King, whose creativity has given the world of band music a rich heritage that has touched the lives of each of us.

*Be It Further Resolved*, that a copy of this resolution be presented to Mr. King on February 21, 1971, at the Annual Fort Dodge Winter Concert.

The motion prevailed and the resolution was adopted.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of the following:

#### STATE OF IOWA EXECUTIVE COUNCIL

TO THE MEMBERS OF THE IOWA HOUSE OF REPRESENTATIVES:

*Whereas*, on February 13, 1971, the Honorable Charles K. Sullivan, State Senator from the Eleventh District of Iowa, passed away, and

*Whereas*, we the undersigned members of the Executive Council of Iowa recognized him as a faithful and devoted public servant during more than four years of dedicated service in the Iowa General Assembly, and

*Whereas*, the citizens of Iowa and his county have now been deprived of his talents, and

*Whereas*, his wife and children have suffered a deep personal loss, and  
*Whereas*, we mourn the loss of an esteemed friend,  
*Now, Therefore, Be It Resolved* by the Executive Council of Iowa that we extend to the bereaved family and relatives of the late Honorable Charles K. Sullivan, and to his compatriots in the Iowa Senate and House of Representatives, our sincere condolences in their sorrow.

*Be It Further Resolved* that the Secretary of the Executive Council of Iowa be directed to forward this resolution to his wife, son and daughter, as well as copies to the President of the Senate and the Speaker of the House.

(SEAL)

Done at the Capitol in the City of Des Moines,  
 this fifteenth day of February in the year of Our  
 Lord, one thousand nine hundred and seventy-one.

ROBERT D. RAY, Governor

MELVIN D. SYNHORST, Secretary of State

LLOYD R. SMITH, Auditor of State

MAURICE E. BARINGER, Treasurer of State

L. B. LIDDY, Secretary of Agriculture

#### HOUSE FILE 172 RECONSIDERED

Fischer of Grundy, District 35, called up for consideration his motion to reconsider the vote on **House File 172**, which failed to pass the House on February 17.

Fischer of Grundy, District 35, moved that the vote by which **House File 172**, a bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; amending provisions concerning liquor control licenses, special liquor permits, beer permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state, failed to pass the House be reconsidered.

Roll call was requested by Fischer of Grundy, District 35, and Jesse of Polk, District 58.

On the question "Shall the vote by which House File 172 failed to pass the House be reconsidered?"

The ayes were, 74:

Alt	Clark	Drake	Gluba
Andersen	Cochran	Edelen	Grassley
Bergman	Curtis	Egenes	Hamilton
Camp	Den Herder	Ellsworth	Hansen
Campbell	Dougherty	Ewell	Hill
Christensen	Doyle	Fisher, C. R.	Holden

Kehe	McElroy	Priebe	Stromer
Kelly	Mendenhall	Rex	Strothman
Kinley	Menefee	Roorda	Taylor
Knoblauch	Millen	Schmeiser	Tieden
Knoke	Miller	Schroeder	Trowbridge
Kreamer	Moffitt	Schwieger	Uban
Kruse	Mollett	Scott	Varley
Larson	Monroe	Shaw	Welden
Lawson	Nielsen	Siglin	Wells
Lipsky	Nystrom	Sorg	Winkelman
Logemann	Patton	Stanley	Wirtz
Mayberry	Pellett	Stokes	Mr. Speaker
McCormick	Pierson		

The nays were, 21:

Anania	Goode	Middleswart	Schwartz
Blouin	Husak	Norpel	Small
Bray	Jesse	Radl	Strand
Dunton	Johnston	Rodgers	Willits
Fischer, H. O.	Kennedy	Sargisson	Wyckoff
Franklin			

Absent or not voting, 5:

Bennett	Pelton	Skinner	Waugh
Freeman			

The motion prevailed.

Fischer of Grundy, District 35, moved that the vote by which House File 172 was placed on its last reading be reconsidered.

The motion prevailed.

Cochran of Webster, District 29, moved that House File 172 be re-referred to the committee on state government.

Objection was raised.

Roll call was requested by Jesse of Polk, District 58, and Priebe of Kossuth, District 6.

On the question "Shall House File 172 be re-referred to the committee on state government?"

The ayes were, 38:

Anania	Gluba	Middleswart	Schmeiser
Blouin	Goode	Monroe	Schwartz
Bray	Husak	Norpel	Scott
Cochran	Jesse	Patton	Small
Dougherty	Johnston	Pierson	Stokes
Doyle	Kennedy	Priebe	Uban
Dunton	Kinley	Radl	Wells
Ewell	Knoblauch	Rodgers	Willits
Fischer, H. O.	Larson	Sargisson	Wyckoff
Franklin	Logemann		

The nays were, 56:

Alt	Grassley	Mendenhall	Siglin
Andersen	Hamilton	Menefee	Sorg
Bergman	Hansen	Millen	Stanley
Camp	Hill	Miller	Strand
Campbell	Holden	Moffitt	Stromer
Christensen	Kehe	Mollett	Strothman
Clark	Kelly	Nielsen	Taylor
Curtis	Knoke	Nystrom	Tieden
Den Herder	Kreamer	Pellett	Trowbridge
Drake	Kruse	Rex	Varley
Edelen	Lawson	Roorda	Welden
Egenes	Lipsky	Schroeder	Winkelman
Ellsworth	Mayberry	Schwieger	Wirtz
Fisher, C. R.	McElroy	Shaw	Mr. Speaker

Absent or not voting, 6:

Bennett	McCormick	Skinner	Waugh
Freeman	Pelton		

The motion lost.

Freeman of Buena Vista, District 15, offered the following amendment filed by him from the floor and moved its adoption:

Amend House File 172 by striking from page 7, lines 34 and 35, and from page 8, lines 1 through 4, inclusive, and inserting in lieu thereof the following:

"as business executives. Consideration shall be given to the selection of appointees from different areas of the state. Members may be reappointed for one additional term. Each member shall receive actual expenses while attending meetings."

A non-record roll call was requested.

The ayes were 45, nays 45.

The amendment lost.

Pierson of Mahaska, District 87, offered the following amendment from the floor filed by him and Middleswart of Warren, District 93, and moved its adoption:

Amend House File 172, page 34, by striking from line 25 the words "two a.m." and inserting in lieu thereof the words "one a.m."

Roll call was requested by Gluba of Scott, District 76, and Knoblauch of Carroll, District 28.

On the question "Shall the amendment be adopted?"

The ayes were, 53:

Alt	Curtis	Edelen	Goode
Andersen	Den Herder	Egenes	Grassley
Bergman	Dougherty	Ellsworth	Hamilton
Campbell	Drake	Fischer, H. O.	Hill
Christensen	Dunton	Fisher, C. R.	Holden

Husak	Menefee	Rex	Strothman
Kinley	Middleswart	Roorda	Trowbridge
Kreamer	Miller	Sargisson	Varley
Kruse	Moffitt	Schroeder	Waugh
Larson	Nielsen	Scott	Welden
Lawson	Patton	Siglin	Wells
Logemann	Pellett	Stokes	Winkelman
McElroy	Pierson	Strand	Mr. Speaker
Mendenhall			

The nays were, 38:

Anania	Hansen	Monroe	Skinner
Blouin	Jesse	Norpel	Small
Bray	Johnston	Nystrom	Stanley
Clark	Kehe	Priebe	Taylor
Cochran	Kelly	Rodgers	Tieden
Doyle	Kennedy	Schmeiser	Uban
Ewell	Knoblauch	Schwartz	Willits
Franklin	Knoke	Schwieger	Wirtz
Freeman	Lipsky	Shaw	Wyckoff
Gluba	Millen		

Absent or not voting, 9:

Bennett	McCormick	Pelton	Sorg
Camp	Mollett	Radl	Stromer
Mayberry			

The amendment was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 172)

The ayes were, 59:

Alt	Hamilton	Mendenhall	Siglin
Andersen	Hansen	Menefee	Sorg
Bergman	Hill	Millen	Strand
Blouin	Holden	Miller	Stromer
Camp	Kehe	Moffitt	Strothman
Christensen	Knoblauch	Mollett	Taylor
Clark	Knoke	Nielsen	Tieden
Curtis	Kreamer	Nystrom	Trowbridge
Drake	Kruse	Pellett	Varley
Edelen	Larson	Pierson	Waugh
Egenes	Lawson	Priebe	Welden
Ellsworth	Lipsky	Roorda	Winkelman
Ewell	Mayberry	Schroeder	Wirtz
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker
Gluba	McElroy	Shaw	

The nays were, 36:

Anania	Dunton	Johnston	Norpel
Bray	Fischer, H. O.	Kelly	Patton
Campbell	Franklin	Kennedy	Radl
Cochran	Freeman	Kinley	Rex
Den Herder	Goode	Logemann	Rodgers
Dougherty	Husak	Middleswart	Sargisson
Doyle	Jesse	Monroe	Schmeiser



Scott  
Skinner

Small  
Stanley

Stokes  
Wells

Willits  
Wyckoff

Absent or not voting, 5:

Bennett  
Grassley

Pelton

Schwieger

Uban

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

## CONSIDERATION OF BILLS

### REGULAR CALENDAR

The House resumed consideration of **House File 15**, a bill for an act relating to eligibility of welfare recipients.

Goode of Davis, District 98, asked and received unanimous consent to withdraw the amendment filed by him on January 26, 1971, and found on page 174 of the House Journal.

Goode of Davis, District 98, offered the following amendment filed by him :

Amend House File 15 by adding the following :

Sec. 3. Section two hundred forty-nine A point three (249A.3), subsection two (2), paragraph "a", Code 1971, is amended as follows:

a. Individuals and families whose incomes and resources are such that they are eligible for old-age assistance, aid to dependent children, aid to the disabled, or aid to the blind, but who are not actually receiving such public assistance[.], *and others who are categorically related.*

Holden of Scott, District 75, offered the following amendment to the amendment, filed by him, and moved its adoption :

Amend the Goode amendment to House File 15, filed February 3, 1971, by inserting in line 10 after the word "*related*" the words "*medically indigent*".

The amendment to the amendment was adopted.

Goode of Davis, District 98, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Mayberry of Webster, District 30, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 15)

The ayes were, 87:

Alt	Freeman	Middleswart	Skinner
Anania	Gluba	Miller	Small
Andersen	Goode	Moffitt	Sorg
Bergman	Grassley	Mollett	Stanley
Blouin	Hamilton	Monroe	Stokes
Bray	Hansen	Nielsen	Strand
Camp	Hill	Norpel	Stromer
Campbell	Holden	Nystrom	Strothman
Christensen	Husak	Patton	Taylor
Cochran	Jesse	Pellet	Tieden
Curtis	Johnston	Pierson	Trowbridge
Den Herder	Kennedy	Priebe	Uban
Dougherty	Kinley	Rodgers	Varley
Doyle	Knoke	Roorda	Waugh
Drake	Kreamer	Sargisson	Welden
Dunton	Kruse	Schmeiser	Wells
Edelen	Larson	Schroeder	Willits
Egenes	Lawson	Schwartz	Winkelman
Ellsworth	Mendenhall	Schwieger	Wirtz
Fischer, H. O.	McCormick	Scott	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Franklin	Mayberry	Siglin	

The nays were, 3:

Kelly	Lipsky	Radl
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Absent or not voting, 10:

Bennett	Kehe	McElroy	Pelton
Clark	Knoblauch	Millen	Rex
Ewell	Logemann		

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

**House File 96**, a bill for an act relating to the late vehicle registration penalty, with report of committee recommending passage, was taken up for consideration.

Willits of Polk, District 57, offered the following amendment filed by Willits, et al., and moved its adoption:

Amend House File 96, as follows:

1. Page 2, line 7, strike the word "ten" and insert in lieu thereof the word "five".
2. Page 2, lines 7 and 8, strike the words "and accrued penalties".

The amendment was adopted.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 96)

The ayes were, 76:

Alt	Gluba	Menefee	Siglin
Anania	Goode	Middleswart	Sorg
Andersen	Grassley	Millen	Stanley
Bergman	Hamilton	Miller	Stokes
Camp	Hansen	Moffitt	Strand
Campbell	Hill	Nielsen	Stromer
Cochran	Holden	Norpel	Strothman
Curtis	Kehe	Nystrom	Taylor
Den Herder	Knoblauch	Patton	Tieden
Dougherty	Knoke	Pierson	Trowbridge
Doyle	Kreamer	Priebe	Varley
Drake	Kruse	Rodgers	Waugh
Dunton	Larson	Roorda	Welden
Edelen	Lawson	Sargisson	Wells
Egenes	Lipsky	Schroeder	Willits
Ellsworth	Mayberry	Schwartz	Winkelman
Fischer, H. O.	McCormick	Schwieger	Wirtz
Fisher, C. R.	McElroy	Scott	Wyckoff
Freeman	Mendenhall	Shaw	Mr. Speaker

The nays were, 13:

Blouin	Husak	Kennedy	Radl
Bray	Jesse	Kinley	Schmeiser
Christensen	Kelly	Monroe	Skinner
Ewell			

Absent or not voting, 11:

Bennett	Johnston	Pellett	Small
Clark	Logemann	Pelton	Uban
Franklin	Mollett	Rex	

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

#### HOUSE FILE 58 WITHDRAWN

Doyle of Woodbury, District 21, asked and received unanimous consent to withdraw **House File 58** from further consideration by the House.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 236, a bill for an act relating to congressional districts.

CARROLL A. LANE, Secretary

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills reports that it has

examined and finds correctly enrolled: House Files 16, 18, 22, 32, 47 and 114, and House Joint Resolution 6.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 16, 18, 22, 32, 47 and 114, and House Joint Resolution 6.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of February, 1971, sent to the Governor for his approval: House Files 16, 18, 22, 32, 47 and 114.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### HOUSE JOINT RESOLUTION SENT TO THE SECRETARY OF STATE

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of February, 1971, sent to the Secretary of State for deposit and official distribution: House Joint Resolution 6.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following reports:

MR. SPEAKER: Your committee on state government, to whom was referred **Senate File 146**, a bill for an act relating to the disposal of certain used state motor vehicles, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also :

MR. SPEAKER: Your committee on state government, to whom was referred **Senate File 170**, a bill for an act relating to the appointment and tenure of the commissioner of public safety, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 170, page 3, by adding after line 2 the following new section:

Sec. 3. This Act, being deemed of immediate importance, shall take effect, and be in force from and after its publication in The Clinton Herald, a newspaper published in Clinton, Iowa, and in The West Des Moines Express, a newspaper published in West Des Moines, Iowa.

C. RAYMOND FISHER, Chairman

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 195**, bill for an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HOWARD A. HAMILTON, Chairman

Tieden of Clayton, District 14, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 148**, a bill for an act relating to the state park and institutional road system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 145**, a bill for an act to provide an excise tax on the sale of turkeys and providing a penalty for certain violations of this act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 145, page 4, by striking lines 12 through 15, and renumber the subsequent sections.

CHARLES F. STROTHMAN, Chairman

Fischer of Grundy, District 35, from the committee on commerce, submitted the following reports:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 26**, a bill for an act relating to the use of eminent domain for the development or utilization of water or water power for manufacturing, power, industrial and recreational purposes, begs leave to report its has had the

same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 26 as follows:

1. By inserting in line 9 after the comma the word "and".

2. By striking from lines 10 and 11 the words and figures "and four hundred sixty-nine point thirty-one (469.31)".

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 112**, a bill for an act authorizing the use of bid bonds in lieu of certified or cashiers checks, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 112, page 1, line 6, by striking the word "Any" and inserting in lieu thereof the following: "Notwithstanding any other provisions of the Code, any".

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 118**, a bill for an act relating to savings and loan associations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

HAROLD O. FISCHER, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 6, page 19, line 3, by striking
- 2 the words "farm houses or other" and inserting in
- 3 lieu thereof the word "include".

UBAN of Black Hawk, District 38  
WILLITS of Polk, District 57

- 1 Amend House File 37 as follows:
- 2 Strike all of lines six (6) through eleven (11) and
- 3 insert:
- 4 Section two hundred seventy-eight point one
- 5 (278.1), subsection two (2), Code 1971, is amended as
- 6 follows:
- 7 2. Direct the sale, lease, or other disposition of
- 8 any schoolhouse or site or other property belonging to
- 9 the corporation, and the application to be made of the
- 10 proceeds thereof, provided, however, that nothing
- 11 herein shall be construed to prevent the sale, [or
- 12 lease,] *lease, exchange, gift, or grant and acceptance*
- 13 *of any interest in* [of] real or other property by the
- 14 board of directors without an election to the extent

15 authorized in section 297.22.

16 Sec. 2. Section two hundred ninety-seven point  
17 twenty-two (297.22), Code 1971, is amended by adding  
18 the following new paragraph:

19 The board of directors of any school corporation  
20 may sell, lease, exchange, give or grant and accept  
21 any interest in real property to, with or from any  
22 county, municipal corporation, school district or  
23 township if the real property is within the jurisdic-  
24 tion of both the grantor and grantee. The provisions  
25 of sections 297.15 to 297.20, inclusive, sections  
26 297.23 and 297.24 and the property value limitations  
27 and appraisal requirements of this section shall not  
28 apply to any such transaction between the aforesaid  
29 local units of government.

30 Sec. 3. Section three hundred thirty-two point three  
31 (332.3), subsection seventeen (17), Code 1971, is  
32 amended as follows:

33 [To lease or sell real estate owned by the county  
34 and not needed for county purposes.] *To sell, lease,*  
35 *exchange, give or grant and accept any interest in*  
36 *real property to, with or from any township, municipal*  
37 *corporation or school district if the real property is*  
38 *within the jurisdiction of both the grantor and*  
39 *grantee. State agencies and the county board of*  
40 *supervisors having jurisdiction and control over state*  
41 *and county owned land and buildings, which land and*  
42 *buildings may be affected by a federal water resources*  
43 *project, may grant, sell, exchange or convey to the*  
44 *United States of America the perpetual right, privilege*  
45 *and easement to overflow, flood and submerge such lands*  
46 *and buildings.*

47 Sec. 4. Section three hundred sixty point nine  
48 (360.9), Code 1971, is amended by adding the following  
49 new paragraph:

50 Subject to the right of reversion to the present  
51 owner as above provided, the township trustees may  
52 sell, lease, exchange, give or grant and accept any  
53 interest in real property to, with or from any county,  
54 municipal corporation or school district if the real  
55 property is within the jurisdiction of both the grantor  
56 and grantee and the advertising and public auction  
57 requirements of this section shall not apply to any  
58 such transaction between the aforesaid local units of  
59 government.

60 Sec. 5. Section three hundred sixty-eight point  
61 thirty-nine (368.39), Code 1971, is amended as follows:

62 They shall have power to dispose of the title or  
63 interest of such corporation in any real estate, or  
64 any lien thereon, or sheriff's certificate therefor,  
65 owned or held by it, including any street or portion  
66 thereof vacated or discontinued, however acquired or  
67 held, in such manner and upon such terms as the  
68 council shall direct. In addition, any city or town

69 may donate real estate to the state for public pur-  
 70 poses. *Any city or town may sell, lease, exchange,*  
 71 *give or grant and accept any interest in real estate,*  
 72 *to, with or from any county, township or school*  
 73 *district if the real property is within the jurisdic-*  
 74 *tion of both the grantor and grantee.* However, where  
 75 exercise of said power deprives or restricts the abut-  
 76 ting property owners from free access to their property,  
 77 so as to decrease the value thereof, the corporation  
 78 shall be liable in damages therefor. Notice of any  
 79 proposal to dispose of real property under the provi-  
 80 sions of this section shall be given by publication,  
 81 once each week for two consecutive weeks in the manner  
 82 provided by section 618.14. The last of said publica-  
 83 tions shall appear not less than ten days before the  
 84 meeting of the council at which said proposal is to  
 85 be acted on.

ANDERSEN of Woodbury, District 23

1 Amend House File 88 as follows:  
 2 1. Page 1, line 12, by striking the words “[, temporary  
 3 allowance for the]” and inserting in lieu thereof the words  
 4 “, temporary allowance for the”.  
 5 2. Page 1, line 13, by inserting after the word “[age]”  
 6 the words “*spouse and minor children*”.  
 7 3. Page 1, lines 13 and 14, by striking the words “[as  
 8 granted by the probate court or judge thereof, ]” and insert-  
 9 ing the words “as granted by the probate court or judge  
 10 thereof,”.  
 11 4. Page 1, lines 14 through 17, by deleting the words  
 12 “*allowance for the surviving spouse, dependents of the*  
 13 *decedent who reside with the surviving spouse, and minor*  
 14 *children of the decedent, as granted by the court under*  
 15 *sections 633.374 through 633.377, inclusive;*”.

KNOBLAUCH of Carroll, District 28

1 Amend House File 131 as follows:  
 2 1. Page 1, line 12, by striking the word “shall”,  
 3 by striking line 13 and by striking from line 14 the  
 4 words “his employment by that county and”.  
 5 2. Page 1, line 19, by striking the words “fifty  
 6 to” and inserting in lieu thereof the words “not to  
 7 exceed”.

KNOKE of Pottawattamie, District 79

1 Amend House File 171, page 5, line 16, by in-  
 2 serting after the figure “3” the following: “Work  
 3 in removal of off-type plants and corn tassels,  
 4 hand-pollinating and”.  
 5 Further amend House File 171, page 6, line 6,  
 6 of the explanation by striking the words “corn  
 7 detasseling and other”.  
 8 Further amend said explanation by striking  
 9 lines 15 and 16 and inserting the following:  
 10 “Section 6 excepts detasseling, roguing and  
 11 hand pollinating and defines ‘part-time work’



12 in agriculture which also is excepted from re-  
13 gulation under this chapter."

PIERSON of Mahaska, District 87

1 Amend House File 194 as follows:

2 1. Page 1, line 5, by striking the word "If" and  
3 inserting in lieu thereof the words "On December thirty-  
4 first following the effective date of this Act, if".

5 2. Page 1, line 9, by inserting after the period the  
6 following:

7 "Thereafter, on December thirty-first of each year, if  
8 the board of supervisors determines that the contingent  
9 portion of any county fund for which a maximum mill levy  
10 limitation is provided, is not required for that fund, all  
11 or any part of that portion may be transferred to the county  
12 general fund for use to meet contingencies that have arisen  
13 since the budget was adopted. In no event shall any  
14 contingent funds whose source is from a levy unlimited by  
15 law be transferred to the county general fund after  
16 December thirty-first following the effective date of this  
17 Act."

CHRISTENSEN of Union District 95  
SCHROEDER of Pattawattamie, District 54  
KNOKE of Pottawattamie, District 79

1 Amend House File 197 as follow:

2 1. Page 3, line 4, by inserting after the word  
3 "Code," the words "except that an election shall be held in  
4 the annexed territory to determine whether the annexed ter-  
5 ritory shall continue to be served by the cooperative cor-  
6 poration or association or public utility which is serving  
7 the annexed territory at the time of the annexation".

8 2. Page 3, by inserting after line 16 the following  
9 new sections:

10 Sec. 3. Section three hundred eighty-six point three  
11 (386.3), Code 1971, is amended as follows:

12 386.3 FRANCHISE—ELECTION. No franchise shall be  
13 granted, renewed, or extended by any city or town for the  
14 use of its streets, highways, avenues, alleys, or public  
15 places, for any of the purposes named in sections 386.1  
16 and 386.2 unless a majority of the legal electors voting  
17 thereon vote in favor of the same at a general, city or  
18 town, or special election. The council may order the  
19 question of the granting, renewal, or extension of any  
20 such franchise so submitted; or the mayor shall submit said  
21 question to such vote upon the petition of twenty-five  
22 property owners of each voting precinct in a city, or fifty  
23 property owners in any town.

24 *If a city or town annexes territory which is served at*  
25 *the time of the annexation by a cooperative corporation or*  
26 *association or public utility which does not have a fran-*  
27 *chise, the city or town council shall order the question*  
28 *submitted to the residents in the annexed territory to*  
29 *determine whether the annexed territory shall continue to*  
30 *be served by the cooperative corporation or association or*  
31 *public utility serving the annexed territory at the time*

32 *of the annexation or whether the annexed territory shall be*  
 33 *served by the public utility or municipally owned utility*  
 34 *operating in the city or town under a franchise granted by*  
 35 *the city or town.*

36 *If the residents of the annexed territory vote in*  
 37 *favor of being served by the cooperative corporation or*  
 38 *association or public utility, the city or town shall*  
 39 *grant the cooperative corporation or association or public*  
 40 *utility a franchise to serve the annexed territory of the*  
 41 *city or town under the same terms and conditions which the*  
 42 *public utility presently serving the city or town operates.*

43 *Nothing in this section shall allow the cooperative*  
 44 *corporation or association or public utility to extend*  
 45 *services to that part of the city presently being served*  
 46 *by another franchised public utility.*

47 **Sec. 4.** Section three hundred ninety-seven point two  
 48 (397.2), Code 1971, is amended as follows:

49 **397.2 FRANCHISE MAY BE GRANTED.** They may grant to  
 50 individuals or private corporations the authority to erect  
 51 and maintain such works or plants for a term of not more  
 52 than twenty-five years, and may renew, amend, or extend the  
 53 terms of the grant; but no exclusive franchise shall be  
 54 granted, amended, extended, or renewed.

55 *A city or town shall grant a franchise to any coopera-*  
 56 *tive corporation or association or public utility serving*  
 57 *any territory annexed at the time of the annexation if the*  
 58 *residents of the annexed territory have voted in favor of*  
 59 *being served by the cooperative corporation or association*  
 60 *or public utility under an election called under section*  
 61 *386.2.*

62 **Sec. 5.** Section four hundred ninety A point twenty-  
 63 three (490A.23), Code 1971, is amended as follows:

64 **490A.23 CITIES AND TOWNS—CONFLICT OF SERVICE.**

65 The application of section 397.28 to public utilities, as  
 66 defined in this chapter, with respect to the regulating of  
 67 rates and services of such public utilities to the extent  
 68 such jurisdiction and powers are conferred upon the com-  
 69 mission in this chapter is hereby repealed. All rights of  
 70 municipal corporations to franchise and regulate use of  
 71 streets, alleys and other public property, and all rights  
 72 acquired by franchise or agreement shall be preserved in  
 73 such municipalities, excepting only the duties and juris-  
 74 diction conferred upon the commission in this chapter.  
 75 Whenever the corporate boundaries of any city or town are  
 76 extended utility service, as defined in section 490A.1,  
 77 shall be provided in such extended area by the public  
 78 utility or the municipally owned utility serving such city  
 79 or town immediately prior to the extension of such  
 80 boundaries.

81 *However, if an election has been held in the annexed*  
 82 *territory under the provisions of section 386.2 and the res-*  
 83 *idents have voted to be served by the cooperative corpora-*  
 84 *tion or association or public utility presently serving the*  
 85 *annexed territory, the city or town shall grant the cooper-*  
 86 *ative corporation or association or public utility a*

87 *franchise to continue service to the annexed territory*  
88 *under the same terms and conditions which the public*  
89 *utility serving the city or town operates. In the event*  
90 *service is provided, in such extended area, at the time of*  
91 *the extension of the corporate boundaries, by a public*  
92 *utility which does not have a municipal franchise for such*  
93 *city or town and the residents in the annexed territory*  
94 *have voted to be served by the public utility operating*  
95 *under a franchise in the city or town, the facilities*  
96 *located within such extended area shall be purchased at the*  
97 *end of six years from the date the corporate boundaries*  
98 *shall have been extended by the franchised public utility*  
99 *of such city or town or by the municipal utility serving*  
100 *such city or town and the municipal franchised public*  
101 *utility or municipally owned utility shall furnish such*  
102 *service without interruption upon the acquisition thereof.*  
103 *The franchised or municipally owned utility shall pay to*  
104 *the utility serving in the annexed area the fair and*  
105 *reasonable value of its properties within such annexed area*  
106 *by exchange of other electric utility property outside such*  
107 *city or town on a fair and reasonable basis giving due con-*  
108 *sideration to revenue from and value of the respective*  
109 *properties. In the event the public utilities involved are*  
110 *unable to agree as to the terms of such exchange, either*  
111 *utility may file an application with the commission re-*  
112 *questing that the commission determine such fair and*  
113 *reasonable terms for such exchange. After notice and hear-*  
114 *ing the commission shall determine fair and reasonable*  
115 *terms for such exchange, or in the event no appropriate*  
116 *properties can be exchanged the commission shall fix and*  
117 *determine the fair and reasonable value of the property*  
118 *within the annexed area, and such transfer shall be made*  
119 *as directed by the commission. Until such determination*  
120 *by the commission, the facilities shall remain in place*  
121 *and service to the public shall be maintained by the owner.*  
122 *However, the utility not having a municipal franchise and*  
123 *serving such annexed area shall not extend service to any*  
124 *additional points of delivery within such annexed area if*  
125 *the commission, after notice and hearing, with due consid-*  
126 *eration of any unnecessary duplication of facilities,*  
127 *shall determine that such extension is not in the public*  
128 *interest. Provided, however, that production, generation,*  
129 *high-voltage transmission facilities and high-voltage*  
130 *transformers owned by a utility in territory annexed to a*  
131 *city or town shall be exempt from the operation of this*  
132 *section, and provided further that if a public utility not*  
133 *having a municipal franchise at the time of the extension*  
134 *of the corporate boundaries subsequently acquires a*  
135 *municipal franchise as contemplated by chapter 397 within*  
136 *six years of the extension of the corporate boundaries*  
137 *such utility shall be exempt from the operation of this*  
138 *section. All other laws and parts of law inconsistent*  
139 *with this chapter are hereby repealed; provided, however,*  
140 *that nothing in this chapter shall be construed to repeal*  
141 *or impair any provision of chapter 397, except as expressly*

142 provided in this section with respect to section 397.28.

143 3. By renumbering the remaining section.

CHRISTENSEN of Union, District 95  
TIEDEN of Clayton, District 14

- 1 Amend House File 197, page 2, line 11, by
- 2 inserting after the word "facilities" the following:
- 3 "outside the incorporated areas of cities and
- 4 towns".

CAMP of Clinton, District 73

- 1 Amend House File 278 as follows:
- 2 1. Page 2, by adding after line 2, the following new
- 3 section:
- 4 Sec. 2. This Act, being deemed of immediate importance,
- 5 shall take effect and be in force from and after its publi-
- 6 cation in The Sigourney News-Review, a newspaper published
- 7 in Sigourney, Iowa, and in the Bettendorf News, a news-
- 8 paper published in Bettendorf, Iowa.

HOLDEN of Scott, District 75

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Friday, February 19, 1971.

# JOURNAL OF THE HOUSE

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Fortieth Calendar Day—Twenty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, FEBRUARY 19, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Wayne W. Landgrebe, pastor of the Saint Paul Lutheran Church, Tama, Iowa.

The Journal of Thursday, February 18, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Freeman of Buena Vista, District 15, on request of Christensen of Union, District 95; Egenes of Story, District 33, on request of Miller of Marshall, District 36; Small of Johnson, District 69, on request of Priebe of Kossuth, District 6.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty-six fifth grade students from Cassiday School, Des Moines, Iowa, accompanied by their teachers, Mrs. Stukenberg and Mr. Shade. By Jesse of Polk, District 58.

Twenty-five eighth grade students from St. Joseph's Junior High School, Fort Madison, Iowa, accompanied by Sister Carole Anne Guckeen. By Clark of Lee, District 100.

Group of Camp Fire Girls from Cedar Rapids, Iowa, accompanied by their leader, Mrs. Wayne Mead. By Lipsky of Linn, District 46.

## PETITIONS FILED

The following petitions were received and placed on file:

By Stanley of Linn, District 45, from sixty residents of Linn County favoring House File 121 based upon the fall enrollment of 1970 and that a sum of money deemed appropriate by the legislature be provided to meet these needs.

By Wirtz of Palo Alto, District 16, from thirty-four residents of Palo Alto County favoring House File 121, relating to property tax freeze.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 26, 112, 145 and 195 and Senate Files 118, 146, 148 and 170, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 293**, by Schroeder, a bill for an act relating to the method of selection, term of office, and appointment powers of the state board of public instruction.

Read first time and referred to committee on **schools**.

**House File 294**, by committee on county government, a bill for an act authorizing county boards of supervisors to establish revolving funds from which expenses for the maintenance of drainage or levee districts may be paid.

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

**House File 295**, by committee on county government, a bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff.

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

**House File 296**, by Nystrom (Kyhl), a bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act.

Read first time and referred to committee on **transportation**.

**House File 297**, by Rodgers, a bill for an act relating to the free distribution of the Code to the county engineer.

Read first time and referred to committee on **state government**.

**House File 298**, by Monroe and Anania, a bill for an act relating to reduction of sentence for prisoners held in the county jails.

Read first time and referred to committee on **judiciary**.

**House File 299**, by Fischer of Grundy, a bill for an act relating to deductibility of political contributions in determining Iowa income tax.

Read first time and referred to committee on **ways and means**.

**House File 300**, by Kehe, Rex and Knoblauch (Griffin, Van Drie and Ollenburg), a bill for an act relating to retention from payments on public contracts and escrow agreements.

Read first time and referred to committee on **commerce**.

**House File 301**, by Kennedy, a bill for an act relating to the appointment of members of the Iowa state commerce commission.

Read first time and referred to committee on **commerce**.

**House File 302**, by Kennedy, a bill for an act to provide office space for members of the General Assembly.

Read first time and referred to committee on **state government**.

**House File 303**, by Cochran, Schroeder and McCormick (Coleman, Miller and Thordsen), a bill for an act relating to prohibited advertising practices by chiropractors and providing a penalty therefor.

Read first time and referred to committee on **social services**.

**House File 304**, by Lipsky, Hill, Shaw, Hansen, Kreamer, Ellsworth, Mayberry, Andersen, Lawson, Johnston, Roorda and Strand, a bill for an act to exempt municipally-owned parking lots from the services subject to a tax on gross taxable services.

Read first time and referred to committee on **ways and means**.

**House File 305**, by Winkelman, Roorda, Tieden, Mollett, Sorg, Nielsen, Stanley, Strand, Curtis and Kelly (Walsh, Davis, Griffin, Arbuckle and Curran), a bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.

Read first time and referred to committee on **ways and means**.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 4

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 4**, filed on January 18, 1971, and found on page 91 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

#### HOUSE FILE 286 RE-REFERRED

The Speaker announced that **House File 286** previously referred to the committee on judiciary is re-referred to the committee on **appropriations**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate :

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked :

House File 177, a bill for an act relating to increasing the tax on cigarettes.

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

Senate File 163, a bill for an act relating to retirement systems for policemen and firemen.

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

Senate Concurrent Resolution 12, providing for a joint session on April 1, 1971, and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 177

- 1 Amend House File 177 as follows:
- 2 1. Page 2, line 8, by striking the word "six" and inserting
- 3 in lieu thereof the word "seven".
- 4 2. Page 2, line 11, by striking the word "seven" and
- 5 inserting in lieu thereof the word "eight".

## SENATE CONCURRENT RESOLUTION 12 ADOPTED

Varley of Adair, District 84, asked and received unanimous consent to take up for immediate consideration **Senate Concurrent Resolution 12** and moved its adoption :

## SENATE CONCURRENT RESOLUTION 12

By Kyhl and Lamborn

*Whereas*, the Sixty-fourth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, April 1, 1971, and request the opportunity to formally meet with the General Assembly.

*Now, Therefore, Be It Resolved by the Senate, the House Concurring:* That the General Assembly meet in joint session in the House chamber on Thursday, April 1, 1971, at 2:00 p.m. and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

The motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

## HOUSE FILE 39 DEFERRED

The House resumed consideration of **House File 39**, a bill for an act relating to the regulation of aerial application of pesticides and



establishing damage and enforcement procedures, and the following amendment filed by the committee on agriculture:

Amend House File 39 as follows:

1. Page 2, line 7, by inserting after the word "Iowa" the word "aerial".
2. Page 2, line 16, by inserting after the word "secretary" the following: "and posts bond in amount to be determined by the secretary,"
3. Page 2, line 17, by striking all after the word "commission" and all of lines 18 and 19, and inserting in lieu thereof a period.
4. Page 2, line 26, by inserting after the word "secretary" the following: "before one-half damaged crop is harvested and".
5. Page 3, by striking all of lines 3 and 4 and inserting in lieu thereof the following: "3. One member shall be a person experienced in adjusting crop losses."
6. Page 3, by striking all of lines 5 through line 15 and the words "as evidence in court" from line 16, and inserting in lieu thereof the following: "The claim investigation committee shall conduct its investigation of such claim under the direction of the secretary and report its findings to him. Such report shall be admissible as evidence in any court in this state. If claimant is successful and is awarded damages, the aerial applicator shall pay the expenses of the investigation committee as determined by the secretary."

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw the amendment filed by him and Lawson of Cerro Gordo, District 17, to the committee amendment, on February 5, 1971, and found on pages 282 and 283 of the House Journal.

Moffitt of Appanoose, District 96, moved the adoption of the committee amendment.

The amendment was adopted.

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw the amendment filed by him and Lawson of Cerro Gordo, District 17, on February 5, 1971, to page 2 of the bill, and found on page 283 of the House Journal.

Jesse of Polk, District 58, offered the following amendment filed by Small of Johnson, District 69:

Amend House File 39, page 2, line 26, by striking the words "sixty days" and inserting in lieu thereof the words "two years".

Hill of Polk, District 62, moved that House File 39 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 39, nays 45.

The motion lost.

Goode of Davis, District 98, moved that House File 39 be deferred and that the bill retain its place on the calendar.

The motion prevailed.

(House File 39 and Small amendment deferred and pending.)

**House File 82**, a bill for an act providing a penalty for the unlawful use of temporary and instructional driving permits, with report of committee recommending passage, was taken up for consideration.

Doyle of Woodbury, District 21, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 82)

The ayes were, 85:

Alt	Goode	Menefee	Schwartz
Anania	Grassley	Middleswart	Schwieger
Andersen	Hamilton	Millen	Scott
Bergman	Hill	Miller	Shaw
Blouin	Holden	Moffitt	Stanley
Bray	Husak	Mollett	Stokes
Campbell	Jesse	Monroe	Strand
Christensen	Kehe	Nielsen	Strothman
Cochran	Kennedy	Norpel	Taylor
Curtis	Kinley	Nystrom	Tieden
Den Herder	Knoblauch	Patton	Trowbridge
Dougherty	Knoke	Pellett	Uban
Doyle	Kreamer	Pierson	Varley
Drake	Kruse	Priebe	Waugh
Dunton	Larson	Radl	Welden
Edelen	Lawson	Rex	Wells
Ellsworth	Lipsky	Rodgers	Willits
Ewell	Logemann	Roorda	Winkelman
Fischer, H. O.	McCormick	Sargisson	Wirtz
Fisher, C. R.	McElroy	Schmeiser	Wyckoff
Franklin	Mendenhall	Schroeder	Mr. Speaker
Gluba			

The nays were, 1:

Siglin

Absent or not voting, 14:

Bennett	Freeman	Mayberry	Small
Camp	Hansen	Pelton	Sorg
Clark	Johnston	Skinner	Stromer
Egenes	Kelly		

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

**House File 194**, a bill for an act relating to county contingent funds, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by Christensen, et al., and moved its adoption:

Amend House File 194 as follows:

1. Page 1, line 5, by striking the word "If" and inserting in lieu thereof the words "On December thirty-first following the effective date of this Act, if".

2. Page 1, line 9, by inserting after the period the following:

"Thereafter, on December thirty-first of each year, if the board of supervisors determines that the contingent portion of any county fund for which a maximum mill levy limitation is provided, is not required for that fund, all or any part of that portion may be transferred to the county general fund for use to meet contingencies that have arisen since the budget was adopted. In no event shall any contingent funds whose source is from a levy unlimited by law be transferred to the county general fund after December thirty-first following the effective date of this Act."

The amendment was adopted.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 194)

The ayes were, 88:

Alt	Franklin	McElroy	Schwieger
Anania	Goode	Mendenhall	Scott
Andersen	Grassley	Menefee	Shaw
Bergman	Hamilton	Middleswart	Siglin
Blouin	Hansen	Millen	Stanley
Bray	Hill	Miller	Stokes
Camp	Holden	Moffitt	Strand
Campbell	Husak	Mollett	Stromer
Christensen	Jesse	Monroe	Strothman
Clark	Kehe	Nielsen	Taylor
Cochran	Kennedy	Norpel	Tieden
Curtis	Kinley	Nystrom	Trowbridge
Den Herder	Knoblauch	Patton	Uban
Dougherty	Knoke	Pellett	Varley
Doyle	Kreamer	Priebe	Waugh
Drake	Kruse	Radl	Welden
Dunton	Larson	Rex	Wells
Edelen	Lawson	Roorda	Willits
Ellsworth	Lipsky	Sargisson	Winkelman
Ewell	Logemann	Schmeiser	Wirtz
Fischer, H. O.	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker

The nays were, none.

## Absent or not voting, 12:

Bennett	Gluba	Pelton	Skinner
Egenes	Johnston	Pierson	Small
Freeman	Kelly	Rodgers	Sorg

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

## SENATE FILE 158 SUBSTITUTED FOR HOUSE FILE 198

Mendenhall of Allamakee, District 13, asked and received unanimous consent to substitute **Senate File 158** for **House File 198**.

**Senate File 158**, a bill for an act relating to the use of firearms on state preserves, with report of committee recommending passage, was taken up for consideration.

Mendenhall of Allamakee, District 13, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 158)

## The ayes were, 87:

Alt	Grassley	Middleswart	Shaw
Anania	Hamilton	Millen	Siglin
Andersen	Hansen	Miller	Sorg
Bergman	Hill	Moffitt	Stanley
Blouin	Holden	Mollett	Stokes
Bray	Husak	Monroe	Strand
Christensen	Jesse	Nielsen	Stromer
Clark	Kehe	Norpel	Strothman
Cochran	Kennedy	Nystrom	Taylor
Den Herder	Kinley	Patton	Tieden
Dougherty	Knoblauch	Pellett	Trowbridge
Doyle	Knoke	Pierson	Uban
Drake	Kreamer	Priebe	Varley
Dunton	Kruse	Rex	Waugh
Edelen	Lawson	Rodgers	Welden
Ellsworth	Lipsky	Roorda	Wells
Ewell	Logemann	Sargisson	Willits
Fischer, H. O.	Mayberry	Schmeiser	Winkelman
Fisher, C. R.	McCormick	Schroeder	Wirtz
Franklin	McElroy	Schwartz	Wyckoff
Gluba	Mendenhall	Schwieger	Mr. Speaker
Goode	Menefee	Scott	

## The nays were, 3:

Camp	Campbell	Larson
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## Absent or not voting, 10:

Bennett	Freeman	Pelton	Skinner
Curtis	Johnston	Radl	Small
Egenes	Kelly		

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

## HOUSE FILE 198 WITHDRAWN

Mendenhall of Allamakee, District 13, asked and received unanimous consent to withdraw **House File 198** from further consideration by the House.

## HOUSE FILE 202 REREFERRED

Tieden of Clayton, District 14, asked and received unanimous consent that **House File 202** be rereferred to the committee on **conservation and recreation**.

**House File 206**, a bill for an act relating to fees collected by the county recorder for hunting and fishing duplicate licenses, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 206)

The ayes were, 78:

Alt	Goode	Miller	Sorg
Anania	Grassley	Moffitt	Stanley
Andersen	Hamilton	Mollett	Stokes
Bergman	Hansen	Monroe	Strand
Camp	Hill	Nielsen	Stromer
Campbell	Holden	Norpel	Strothman
Christensen	Kehe	Nystrom	Taylor
Clark	Knoblauch	Patton	Tieden
Curtis	Knoke	Pierson	Trowbridge
Den Herder	Kreamer	Radl	Uban
Dougherty	Kruse	Rex	Varley
Doyle	Larson	Rodgers	Waugh
Drake	Lawson	Roorda	Welden
Dunton	Lipsky	Sargisson	Wells
Edelen	Logemann	Schroeder	Willits
Ellsworth	McCormick	Schwieger	Winkelman
Ewell	McElroy	Scott	Wirtz
Fischer, H. O.	Mendenhall	Shaw	Wyckoff
Fisher, C. R.	Menefee	Siglin	Mr. Speaker
Gluba	Middleswart		

The nays were, 10:

Blouin	Franklin	Kinley	Schmeiser
Bray	Husak	Priebe	Schwartz
Cochran	Jesse		

Absent or not voting, 12:

Bennett	Johnston	Mayberry	Pelton
Egenes	Kelly	Millen	Skinner
Freeman	Kennedy	Pellett	Small

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

**House File 219**, a bill for an act relating to the use of carbon tetrachloride fire extinguishers in migratory labor camps, with report committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 219)

The ayes were, 87:

Alt	Gluba	Mendenhall	Scott
Anania	Goode	Menefee	Shaw
Andersen	Grassley	Middleswart	Siglin
Bergman	Hamilton	Millen	Stanley
Blouin	Hansen	Miller	Stokes
Bray	Hill	Moffitt	Strand
Camp	Holden	Monroe	Stromer
Campbell	Husak	Nielsen	Strothman
Christensen	Jesse	Norpel	Taylor
Clark	Kehe	Nystrom	Tieden
Cochran	Kennedy	Patton	Trowbridge
Curtis	Kinley	Pellett	Uban
Den Herder	Knoblauch	Pierson	Varley
Dougherty	Knoke	Priebe	Waugh
Doyle	Kreamer	Rex	Welden
Drake	Kruse	Rodgers	Wells
Dunton	Larson	Roorda	Willits
Edelen	Lawson	Sargisson	Winkelman
Ellsworth	Lipsky	Schmeiser	Wirtz
Ewell	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker
Franklin	McElroy	Schwieger	

The nays were, 1:

Radl

Absent or not voting, 12:

Bennett	Freeman	Logemann	Skinner
Egenes	Johnston	Mollett	Small
Fischer, H. O.	Kelly	Pelton	Sorg

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

**House File 140**, a bill for an act relating to assignment of real estate mortgages by marginal entry, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 140)

The ayes were, 88:

Alt	Gluba	Menefee	Schwieger
Anania	Goode	Middleswart	Scott
Andersen	Grassley	Millen	Shaw
Bergman	Hamilton	Miller	Siglin
Blouin	Hill	Moffitt	Stanley
Bray	Holden	Mollett	Stokes
Camp	Husak	Monroe	Strand
Campbell	Jesse	Nielsen	Stromer
Christensen	Kehe	Norpel	Strothman
Clark	Kennedy	Nystrom	Taylor
Cochran	Kinley	Patton	Tieden
Curtis	Knoblauch	Pellett	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kreamer	Priebe	Varley
Doyle	Kruse	Radl	Waugh
Drake	Larson	Rex	Welden
Dunton	Lawson	Rodgers	Wells
Edelen	Lipsky	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schmeiser	Wirtz
Fisher, C. R.	McElroy	Schroeder	Wyckoff
Franklin	Mendenhall	Schwartz	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Bennett	Freeman	Kelly	Skinner
Egenes	Hansen	Logemann	Small
Fischer, H. O.	Johnston	Pelton	Sorg

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

#### HOUSE FILE 141 DEFERRED

**House File 141**, a bill for an act relating to disclosure of information learned during the preparation of tax returns, with report of committee recommending passage, was taken up for consideration.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 141 as follows:

1. Page 2, line 18, by inserting after the period the following:

“Each separate item of information obtained shall be a confidential communication and disclosure of each item shall be a separate and distinct misdemeanor.”

The amendment was adopted.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 141 as follows:

1. Page 1, line 2, by adding before the period the words “and providing a penalty for violations”.

The amendment was adopted.

Fisher of Greene, District 56, asked and received unanimous consent that **House File 141** be deferred and that the bill retain its place on the calendar.

**Senate File 23**, a bill for an act relating to public recreation on private lands, with report of committee recommending passage, was taken up for consideration.

Miller of Marshall, District 36, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 28)

The ayes were, 85:

Alt	Goode	Mendenhall	Schwartz
Anania	Grassley	Menefee	Scott
Andersen	Hamilton	Middleswart	Shaw
Bergman	Hansen	Millen	Siglin
Blouin	Hill	Miller	Stanley
Bray	Holden	Moffitt	Stokes
Camp	Husak	Monroe	Strand
Campbell	Jesse	Nielsen	Stromer
Christensen	Kehe	Norpel	Strothman
Clark	Kelly	Nystrom	Taylor
Cochran	Kinley	Patton	Tieden
Curtis	Knoblauch	Pellett	Trowbridge
Dougherty	Knoke	Pierson	Uban
Doyle	Kreamer	Priebe	Varley
Dunton	Kruse	Radl	Waugh
Edelen	Larson	Rex	Welden
Ellsworth	Lawson	Rodgers	Willits
Ewell	Lipsky	Roorda	Winkelman
Fischer, H. O.	Logemann	Sargisson	Wirtz
Fischer, C. R.	McCormick	Schmeiser	Wyckoff
Franklin	McElroy	Schroeder	Mr. Speaker
Gluba			

The nays were, none.

Absent or not voting, 15:

Bennett	Freeman	Mollett	Small
Den Herder	Johnston	Pelton	Sorg
Drake	Kennedy	Schwieger	Wells
Egenes	Mayberry	Skinner	

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

**Senate File 59**, a bill for an act relating to teachers pension systems, with report of committee recommending passage, was taken up for consideration.

Stromer of Hancock, District 8, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.



On the question "Shall the bill pass?" (S.F. 59)

The ayes were, 87:

Alt	Goode	Menefee	Scott
Anania	Grassley	Middleswart	Shaw
Andersen	Hamilton	Millen	Siglin
Bergman	Hansen	Miller	Stanley
Blouin	Hill	Moffitt	Stokes
Bray	Holden	Monroe	Strand
Camp	Husak	Nielsen	Stromer
Campbell	Jesse	Norpel	Strothman
Christensen	Kehe	Nystrom	Taylor
Clark	Kelly	Patton	Tieden
Cochran	Kinley	Pellett	Trowbridge
Curtis	Knoblauch	Pierson	Uban
Den Herder	Knoke	Priebe	Varley
Dougherty	Kreamer	Radl	Waugh
Doyle	Kruse	Rex	Welden
Drake	Larson	Rodgers	Wells
Dunton	Lawson	Roorda	Willits
Edelen	Lipsky	Sargisson	Winkelman
Ellsworth	Logemann	Schmeiser	Wirtz
Ewell	McCormick	Schroeder	Wyckoff
Fisher, C. R.	McElroy	Schwartz	Mr. Speaker
Franklin	Mendenhall	Schwieger	

The nays were, none.

Absent or not voting, 13:

Bennett	Gluba	Mayberry	Skinner
Egenes	Johnston	Mollett	Small
Fischer, H. O.	Kennedy	Pelton	Sorg
Freeman			

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

**House File 231**, a bill for an act relating to incentive awards for state employees, with report of committee recommending passage, was taken up for consideration.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 231)

The ayes were, 86:

Alt	Den Herder	Hamilton	Kruse
Anania	Dougherty	Hansen	Larson
Andersen	Doyle	Hill	Lawson
Bergman	Drake	Holden	Lipsky
Blouin	Dunton	Husak	Logemann
Bray	Edelen	Jesse	McCormick
Camp	Ellsworth	Kehe	McElroy
Campbell	Ewell	Kelly	Mendenhall
Christensen	Fisher, C. R.	Kinley	Menefee
Clark	Franklin	Knoblauch	Middleswart
Cochran	Goode	Knoke	Millen
Curtis	Grassley	Kreamer	Miller

Moffitt	Rex	Siglin	Varley
Mollett	Rodgers	Stanley	Waugh
Nielsen	Roorda	Stokes	Welden
Norpel	Sargisson	Strand	Wells
Nystrom	Schmeiser	Stromer	Willits
Patton	Schroeder	Strothman	Winkelman
Pellett	Schwartz	Taylor	Wirtz
Pierson	Schwieger	Tieden	Wyckoff
Priebe	Scott	Trowbridge	Mr. Speaker
Radl	Shaw		

The nays were, none.

Absent or not voting, 14:

Bennett	Gluba	Monroe	Small
Egenes	Johnston	Pelton	Sorg
Fischer, H. O.	Kennedy	Skinner	Uban
Freeman	Mayberry		

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

**House File 223**, a bill for an act to provide a penalty for practicing cosmetology without a license, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 223)

The ayes were, 68:

Alt	Goode	Menefee	Schwieger
Anania	Grassley	Middleswart	Scott
Andersen	Hamilton	Millen	Shaw
Bergman	Hansen	Miller	Stanley
Bray	Holden	Moffitt	Stokes
Christensen	Kehe	Mollett	Strand
Clark	Kelly	Nielsen	Stromer
Cochran	Kinley	Norpel	Taylor
Curtis	Knoblauch	Nystrom	Tieden
Den Herder	Knoke	Patton	Trowbridge
Dougherty	Kreamer	Pierson	Varley
Doyle	Kruse	Radl	Waugh
Drake	Lawson	Rex	Welden
Dunton	Logemann	Rodgers	Willits
Ellsworth	McCormick	Sargisson	Winkelman
Fischer, H. O.	McElroy	Schroeder	Wyckoff
Franklin	Mendenhall	Schwartz	Mr. Speaker

The nays were, 19:

Blouin	Hill	Monroe	Siglin
Camp	Husak	Pellett	Strothman
Campbell	Jesse	Priebe	Uban
Edelen	Larson	Roorda	Wells
Fisher, C. R.	Lipsky	Schmeiser	

Absent or not voting, 13:

Bennett	Gluba	Mayberry	Small
Egenes	Johnston	Pelton	Sorg
Ewell	Kennedy	Skinner	Wirtz
Freeman			

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

#### SENATE MESSAGES CONSIDERED

**Senate File 127**, a bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property.

Read first time and referred to committee on **commerce**.

**Senate File 191**, a bill for an act relating to the dissolution of marriage docket.

Read first time and referred to committee on **judiciary**.

**Senate File 236**, a bill for an act relating to congressional districts.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

#### REPORT OF COMMITTEE

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 6**, a bill for an act to establish a state building code, provide for its administration, and provide a penalty for violation of the Code or orders issued thereunder, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 6 as follows:

1. Page 4, line 34, by inserting after the word "code" the words "and shall not be subject to the provisions of chapter seventeen A (17A) of the Code".

2. Page 5, by striking lines 2 through 4, and inserting in lieu thereof the following:

"1. Provide uniform standards and requirements for construction, construction materials, and equipment through the adoption by reference of applicable national specifications, published standards, and model buildings codes where appropriate and providing exceptions when necessary."

3. Page 5, line 5, by inserting after the word "Establish" the word "such".

4. Page 7, by striking lines 28 through 30, and inserting in lieu thereof the following:

"5. The provisions of this section shall not apply to any rule or regulation relating solely to the internal operation of the office of the commissioner and council."

5. Page 9, lines 21 and 22, by striking the following words: "and at least one of the members shall be a member of the building trades,".

6. Page 9, line 24, by inserting after the period the following new sentence: "At least one of the members shall be a journeyman member of the building trades."

7. Page 12, by striking lines 10 through 18, and inserting in lieu thereof the following:

"7. The decision of the board of review may be appealed to the advisory council by any party by filing a petition with the advisory council at any time prior to the effective date of such decision. The advisory council shall consider all questions of fact and law involved and issue its decision pertaining to the same not later than ten days after receipt of the appeal. Any party to the proceedings aggrieved by the decision of the advisory council may, within ten days after receipt of the decision, appeal the decision to the district court."

8. Page 12, line 19, by striking the word "commissioner" and inserting in lieu thereof the words "advisory council".

9. Page 18, line 35, by striking the words "Such code" and inserting in lieu thereof the following words: "The state building code or any other code adopted".

C. RAYMOND FISHER, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 39, page 3, by adding the
- 2 following new section:
- 3 Sec. 3. Notwithstanding the time limitation
- 4 provisions in Section 2 of this act, damage claims
- 5 against agricultural livestock or the products
- 6 therefrom shall be subject to a two-year limitation.

PIERSON of Mahaska, District 87

- 1 Amend House File 39, page 2, line 27, by striking
- 2 the word "occurred" and inserting in lieu thereof
- 3 the words "is detected".

UBAN of Black Hawk, District 38

- 1 Amend House File 191 as follows:
- 2 1. By adding after line 7, page 3, the following
- 3 new subsection: "*k. Air pollution control devices*
- 4 *installed by manufacturer of any automobile of a model*
- 5 *year of 1968 or later.*"
- 6 2. Page 3, line 14, by inserting before the word
- 7 "as" the words "*and that the air pollution control de-*
- 8 *vices are operating properly.*"

9 3. Page 3, line 34, by striking the period after  
10 the word "condition" and inserting the words "*and*  
11 *that the air pollution control devices are operating*  
12 *properly.*"

SCHWIEGER of Black Hawk, District 40  
LARSON of Story, District 34

1 Amend House File 236 as follows:  
2 Strike all of lines 19 through 24, inclusive, and  
3 insert in lieu thereof the following:  
4 "sixty miles; except, the state highway com-  
5 mission is authorized to construct paving and such  
6 incidental items as are necessary to enable the rest  
7 area on interstate highway twenty-nine in Mills  
8 county south of its intersection with primary road  
9 three hundred seventy to be classified as a Minor  
10 Rest Area."

WELDEN of Hardin, District 32

1 Amend House File 242 as follows:  
2 1. Page 1, line 8, by striking the words "[become due  
3 and]" and inserting in lieu thereof the words "become due  
4 and".  
5 2. Page 1, line 9, by striking the words "[first] tenth"  
6 and inserting in lieu thereof the word "first".  
7 3. Page 1, lines 12 and 13, by striking the words "[the  
8 date such last half became delinquent] *the tenth day of*  
9 *October following the levy*" and inserting in lieu thereof  
10 the words "the date such last half became delinquent".  
11 4. Page 1, line 13, by adding after the period the  
12 following: "*However, any person who qualifies for the credit*  
13 *provided for in subsection 5 of section 425.1 shall not be*  
14 *required to make the first installment of taxes until April*  
15 *tenth or the last installment until October tenth, as the*  
16 *case may be, and no penalty shall be imposed until such*  
17 *dates for such person.*"

KINLEY of Polk, District 66

1 Senate File 163 is amended by striking from  
2 page 2 lines 9 through 25 and inserting in lieu  
3 thereof the following:  
4 Sec. 2. Chapter four hundred eleven (411),  
5 Code 1971, is amended by adding the following  
6 new section:  
7 "A city may provide additional or increased  
8 benefits in excess of those provided in this chap-  
9 ter and shall levy a tax in the trust and agency  
10 fund in an amount sufficient to assure payment of  
11 such benefits."

LAWSON of Cerro Gordo, District 17

On motion by Varley of Adair, District 84, the House adjourned  
until 10:00 a.m., Monday, February 22, 1971.

# JOURNAL OF THE HOUSE

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Forty-third Calendar Day—Thirtieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, FEBRUARY 22, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Honorable A. Gordon Stokes, State Representative of Plymouth County, District 2.

The Journal of Friday, February 19, 1971, was approved.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 6, under Rule 35.

## COMMUNICATION FROM THE SPEAKER

Sioux City, Iowa  
February 19, 1971

Honorable William H. Harbor  
Speaker of the House  
State House  
Des Moines, Iowa

Dear Speaker Harbor and Members of the House of Representatives:

We are overwhelmed at the expression of your sorrow over the loss of our beloved husband and father.

We shall be eternally grateful that as a family we were granted the privilege of being associated with the elected officials and members of the legislature.

May we wish you all a very successful year.

Sincerely yours,

MRS. CHARLES SULLIVAN  
AND FAMILY

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Senate Concurrent Resolution 10, relating to revenue sharing, which was adopted by the Oklahoma State Legislature February 17, 1971.

## HOUSE CONCURRENT RESOLUTION 18

By Gluba, Drake, Cochran, Camp, Priebe, Lipsky, Dunton,  
 Hansen, McCormick, Pierson, Small, Rex, Ewell, Johnston,  
 Blouin, Patton, Curtis, Monroe, Moffitt, Campbell, Kelly,  
 Bray, Pellett, Scott, Mollett, Millen, Middleswart,  
 Franklin, Schwieger, Norpel, Tieden, Schmeiser,  
 Stanley, Knoblauch, Siglin, Husak, Kennedy,  
 Kreamer, Kinley, Jesse, Pelton, Christensen,  
 Larson, Skinner and Clark

*Whereas*, the United States Supreme Court has recently ruled that the eighteen-year-old voting age provisions of the Federal Voting Rights Act Amendments of 1970 are effective only with respect to federal elections; and

*Whereas*, Iowa and all other states in which the minimum voting age exceeds eighteen years are confronted with complex legal, administrative, and financial problems in endeavoring to implement the dual-age voting; and

*Whereas*, orderly elections are the very foundation upon which our nation is based; and

*Whereas*, the one feasible solution to the situation herein described which best serves the greatest national interest is to establish a single voting age by the adoption of an amendment to the United States Constitution, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Sixty-fourth General Assembly of the State of Iowa urge the Senate and House of Representatives of the Congress of the United States of America to unanimously propose an amendment to the United States Constitution providing:

That citizens of the United States who are eighteen years of age or older, shall not be denied or abridged of the right to vote by the United States or by any state thereof on account of age; and the Senate and House of Representatives of the Congress of the United States transmit the proposed amendment to state legislatures for ratification; and

*Be It Further Resolved*, That the secretary of the state of this state be directed to forward a copy of this resolution to the Congress and to the secretary of the state of each of the states.

Laid over under Rule 25.

## AMENDMENT FILED

- 1 Amend Senate File 41 as follows:
- 2 1. By striking from line 7 the words "Assistant
- 3 county".
- 4 2. By striking lines 8 through 11, inclusive.

WELLS of Linn, District 44

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Tuesday, February 23, 1971.

# JOURNAL OF THE HOUSE

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Forty-fourth Calendar Day—Thirty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, FEBRUARY 23, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Honorable James I. Middleswart, State Representative of Warren County, District 93.

The Journal of Monday, February 22, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Clark of Lee, District 100, on request of Millen of Van Buren, District 99.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty students from Stilwell Junior High School, West Des Moines, Iowa, accompanied by their teachers, Miss Constant and Miss Willits. By Alt of Polk, District 61.

## PETITIONS FILED

The following petitions were received and placed on file:

By Strand of Poweshiek, District 68, from eighteen residents of Poweshiek County opposing legislation to legalize the sale of beer or liquor on Sunday in Iowa.

By Grassley of Butler, District 10, from sixteen residents of Butler County recommending that education, welfare and state institutions be financed by taxation other than property tax.

By Hansen of Black Hawk, District 37, opposing House File 52 relating to the appointment of the superintendent of public instruction by the Governor.

## PROOF OF PUBLICATION

Published copy of Senate File 263 and verified proof of publication of said bill in the Estherville Daily News, Estherville, Iowa, on February 11, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives



## INTRODUCTION OF BILLS

**House File 306**, by Rodgers, Knoblauch, Schmeiser, Kelly, Ellsworth and Kehe, a bill for an act relating to wine licenses for commercial establishments whose principal business is the sale of food.

Read first time and referred to committee on **law enforcement**.

**House File 307**, by Freeman and Hansen, a bill for an act relating to the amount of credit life insurance that may be sold to a debtor.

Read first time and referred to committee on **commerce**.

**House File 308**, by committee on social services, a bill for an act relating to physical requirements for marriage license.

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

**House File 309**, by Winkelman, Roorda, Tieden, Mollett, Sorg, Nielsen, Stanley and Kelly (Walsh, Davis, Griffin, Arbuckle, Curran and DeKoster), a bill for an act to exempt facilities used to control air and water pollution from property taxation.

Read first time and referred to committee on **ways and means**.

**House File 310**, by Rodgers, Doyle, Wells and Miller, a bill for an act relating to the erection of anti-litter signs along primary and secondary highways.

Read first time and referred to committee on **transportation**.

**House File 311**, by Nystrom, Waugh, Husak and Kehe, a bill for an act relating to the installation of plumbing and the certification of plumbers.

Read first time and referred to committee on **cities and towns**.

**House File 312**, by Varley, Shaw and Nielsen (committee on constitutional amendments and reapportionment), a bill for an act relating to congressional districts.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 11**, by Stokes, Nielsen, Bergman and Siglin, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to vacancies in the membership of the General Assembly.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## SENATE MESSAGE CONSIDERED

**Senate File 163**, a bill for an act relating to retirement systems for policemen and firemen.

Read first time and referred to committee on **cities and towns**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 41, a bill for an act relating to the authorization of assistant county attorneys and salaries therefor.

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

Senate File 57, a bill for an act relating to district court bailiffs.

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

Senate File 78, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

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

Senate File 171, a bill for an act making an appropriation from the primary road fund to the state highway commission.

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

Senate File 201, a bill for an act relating to the issuance of marriage licenses.

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

Senate Concurrent Resolution 13, establishing a final date for introduction of bills in the Senate and House of Representatives.

CARROLL A. LANE, Secretary

## SENATE CONCURRENT RESOLUTION 13

By Committee on Rules

*Whereas*, Senate Rule 28 of the Temporary Rules of the Senate for the Sixty-Fourth General Assembly, First Session, provides that "No bill shall be introduced after 4:00 p.m. on Friday of the seventh week of the first regular session of a general assembly unless a written request for drafting the bill has been filed with the legislative service bureau before that time"; and

*Whereas*, House Rule 28 of the Temporary Rules of the House for the Sixty-fourth General Assembly, First Session, provides that "The final day for the introduction of bills shall be the fifty-seventh calendar day of the regular session of a General Assembly unless a written request for drafting the bill has been filed with the Legislative Service Bureau before that time."; and

*Whereas*, it is necessary that all members of the General Assembly are fully aware of the exact date for filing written requests for the drafting of bills to be introduced by individual legislators, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring, That Friday, February 26, 1971, is established as the final day for Senate members of the Sixty-Fourth General Assembly, First Session, to submit bill requests to the Legislative Service Bureau for introduction by individual members of the Senate in this session of the General Assembly and Monday, March 8, 1971 is established as the final day for House members of the Sixty-fourth General Assembly, First Session, to submit bill requests to the Legislative Service Bureau for introduction by individual members of the House in this session of the General Assembly.*

Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 17  
REFERRED TO APPROPRIATIONS COMMITTEE

Egenes of Story, District 33, called up for consideration **House Concurrent Resolution 17**, filed on February 10, 1971, and found on page 321 of the House Journal.

Weldin of Hardin, District 32, moved that House Concurrent Resolution 17 be referred to the committee on appropriations.

A non-record roll call was requested.

The ayes were 50, nays 34.

The motion prevailed.

Speaker Harbor in the chair at 10:10 a.m.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

**House File 278**, a bill for an act relating to eligibility requirements for aid to dependent children, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by him and moved its adoption:

Amend House File 278 as follows:

1. Page 2, by adding after line 2, the following new section:

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Sigourney News-Review, a newspaper published in Sigourney, Iowa, and in the Bettendorf News, a newspaper published in Bettendorf, Iowa.

The amendment was adopted.

Andersen of Woodbury, District 23, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 278)

The ayes were, 86:

Anania	Goode	Millen	Skinner
Andersen	Hamilton	Miller	Small
Bergman	Hansen	Moffitt	Sorg
Blouin	Hill	Mollett	Stanley
Bray	Holden	Monroe	Stokes
Camp	Husak	Nielsen	Strand
Campbell	Jesse	Nystrom	Stromer
Cochran	Kehe	Patton	Strothman
Curtis	Kennedy	Pellett	Taylor
Den Herder	Kinley	Pelton	Tieden
Dougherty	Knoke	Pierson	Trowbridge
Doyle	Kreamer	Priebe	Uban
Drake	Kruse	Rodgers	Varley
Dunton	Larson	Roorda	Waugh
Edelen	Lawson	Sargisson	Welden
Egenes	Logemann	Schroeder	Wells
Ellsworth	Mayberry	Schwartz	Willits
Ewell	McCormick	Schwieger	Winkelman
Fisher, C. R.	McElroy	Scott	Wirtz
Franklin	Mendenhall	Shaw	Wyckoff
Freeman	Menefee	Siglin	Mr. Speaker
Gluba	Middleswart		

The nays were, none.

Absent or not voting, 14:

Alt	Fischer, H. O.	Knoblauch	Radl
Bennett	Grassley	Lipsky	Rex
Christensen	Johnston	Norpel	Schmeiser
Clark	Kelly		

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

#### WAYS AND MEANS CALENDAR

**House File 197**, a bill for an act relating to taxation of rural electric cooperative property, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by him:

Amend House File 197 as follows:

1. Page 2, by striking all of lines 4 through 35, inclusive, and inserting in lieu thereof the following:

"Any electric lines and associated facilities owned by cooperative corporations or associations which are not organized for profit which are included within the boundaries of a".

2. Page 3, by inserting after line 13 the following:

Sec. 2. Section four hundred twenty-eight point twenty-eight (428.28), Code 1971, is amended as follows:

428.28 ANNUAL REPORT BY UTILITY. Every individual, co-partnership, corporation, or association operating [for profit,] waterworks or gasworks or pipe lines, electric light or power plant, railways operated by electricity, elevated street railways, shall annually on or before the first day of May of each calendar year, make a report on blanks to be provided by

the department of revenue of all of the property owned by such individual, copartnership, corporation, or association within the incorporated limits of any city or town in the state, and give such other information as the director of revenue shall require.

Sec. 3. Section four hundred thirty-seven point one (437.1), Code 1971, is amended as follows:

437.1 "COMPANY" DEFINED. The word "company" as used in this chapter and section 427.1, subsection 20, shall be deemed and considered to mean and include any person, copartnership, association, corporation, or syndicate [ (except co-operative corporations or associations which are not organized or operated for profit) ] that shall own or operate transmission line or lines for the conducting of electric energy located within the state and wholly or partly outside cities and towns, whether formed or organized under the laws of this state or elsewhere.

3. By renumbering succeeding sections.

Division of the amendment was requested, division 1 to be amendment 1, lines 1 through 6 and lines 21 through 33 of amendment 2; and division 2 of the amendment to be lines 7 through 20 of amendment 2.

Holden of Scott, District 75, moved adoption of division 1 of his amendment.

Roll call was requested by Skinner of Polk, District 60, and Kennedy of Chickasaw, District 11.

On the question "Shall division 1 of the Holden amendment be adopted?"

The ayes were, 21:

Egenes	Kehe	Lipsky	Shaw
Ellsworth	Kelly	Mayberry	Sorg
Fischer, H. O.	Knoke	Mollett	Stanley
Hansen	Kreamer	Pelton	Uban
Hill	Lawson	Schwieger	Wells
Holden			

The nays were, 71:

Anania	Edelen	Larson	Pellett
Andersen	Ewell	Logemann	Pierson
Bergman	Fisher, C. R.	McCormick	Priebe
Blouin	Franklin	McElroy	Radl
Bray	Freeman	Mendenhall	Rex
Camp	Gluba	Menefee	Rodgers
Campbell	Goode	Middleswart	Roorda
Cochran	Grassley	Millen	Sargisson
Curtis	Hamilton	Miller	Schmeiser
Den Herder	Husak	Moffitt	Schroeder
Dougherty	Jesse	Monroe	Scott
Doyle	Kennedy	Nielsen	Siglin
Drake	Knoblauch	Nystrom	Skinner
Dunton	Kruse	Patton	Small

Stokes	Taylor	Waugh	Wirtz
Strand	Tieden	Welden	Wyckoff
Stromer	Trowbridge	Willits	Mr. Speaker
Strothman	Varley	Winkelman	

Absent or not voting, 8:

Alt	Christensen	Johnston	Norpel
Bennett	Clark	Kinley	Schwartz

Division 1 of the amendment lost.

Fisher of Greene, District 56, rose on a point of order that division 2 of the Holden amendment was not germane.

The Speaker ruled the point well taken and division 2 of the Holden amendment not germane.

Fischer of Grundy, District 35, offered the following amendment filed by him and Stanley of Linn, District 45:

Amend House File 197 as follows:

1. Page 2, line 10, by inserting after the word "assess" the word "all".
2. Page 2, line 11, by inserting after the word "facilities" the words "including those".

Skinner of Polk, District 60, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Camp of Clinton, District 73, offered the following amendment filed by him and moved its adoption:

Amend House File 197, page 2, line 11, by inserting after the word "facilities" the following: "outside the incorporated areas of cities and towns".

The amendment was adopted.

Millen of Van Buren, District 99, offered the following amendment filed by Millen, et al.:

Amend House File 197 as follows:

1. Page 3, lines 2 and 3, by striking the words "extend services within such area are under" and inserting in lieu thereof the words "service within such area subject to".
2. Page 3, line 4, by striking the comma and inserting in lieu thereof a period.
3. Page 3, by striking lines 5, 6, and 7.

(House File 197 and the Millen, et al., amendment pending.)

The House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wells of Linn, District 44, indefinitely, on request of Priebe of Kossuth, District 6.

## CONSIDERATION OF BILLS

The House resumed consideration of **House File 197** and the Millen, et al., amendment.

Skinner of Polk, District 60, moved that action on the Millen, et al., amendment be deferred and that the House proceed with the consideration of the Christensen-Tieden amendment.

A non-record roll call was requested.

The ayes were 28, nays 63.

The motion lost.

The House resumed consideration of the Millen, et al., amendment.

Millen of Van Buren, District 99, moved the adoption of the Millen, et al., amendment.

Rule 70 was invoked.

Roll call was requested by Cochran of Webster, District 29, and Fischer of Grundy, District 35.

On the question "Shall the amendment be adopted?"

The ayes were, 32:

Alt	Hansen	Larson	Pellett
Andersen	Hill	Lawson	Schwartz
Doyle	Holden	Lipsky	Schwieger
Drake	Kehe	Mayberry	Shaw
Egenes	Kelly	Millen	Skinner
Ellsworth	Kinley	Moffitt	Stanley
Fischer, H. O.	Knoke	Mollett	Welden
Franklin	Kreamer	Nystrom	Mr. Speaker

The nays were, 64:

Anania	Christensen	Edelen	Grassley
Bergman	Cochran	Ewell	Hamilton
Blouin	Curtis	Fisher, C. R.	Husak
Bray	Den Herder	Freeman	Jesse
Camp	Dougherty	Gluba	Kennedy
Campbell	Dunton	Goode	Knoblauch

Kruse	Norpel	Schmeiser	Taylor
Logemann	Patton	Schroeder	Tieden
McCormick	Pelton	Scott	Trowbridge
McElroy	Pierson	Siglin	Uban
Mendenhall	Priebe	Small	Varley
Menefee	Radl	Sorg	Waugh
Middleswart	Rex	Stokes	Willits
Miller	Rodgers	Strand	Winkelman
Monroe	Roorda	Stromer	Wirtz
Nielsen	Sargisson	Strothman	Wyckoff

Absent or not voting, 4:

Bennett	Clark	Johnston	Wells
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The amendment lost.

(House File 179 pending at adjournment).

#### ADOPTION OF HOUSE RESOLUTION 4

Varley of Adair, District 84, asked and received unanimous consent to take up for immediate consideration **House Resolution 4** and moved its adoption:

#### HOUSE RESOLUTION 4

By Varley and Cochran

*Whereas*, the membership of the House of Representatives of the Sixty-fourth General Assembly has learned with great sorrow of the passing of Mrs. Florence Wells of Minneapolis, Minnesota, mother of Representative James D. Wells, the gentleman from Linn County, *now therefore*,

*Be It Resolved*, that each member of the House hereby wishes to express to Mr. Wells our personal sympathy in the loss of his mother, Mrs. Florence Wells.

Motion prevailed and the resolution was adopted.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 19, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 16, an act relating to qualifications of certain state librarians.

House File 18, an act relating to notaries public.

House File 22, an act relating to the state entomologist.

House File 32, an act to remove references to the granting of a franchise to an electric utility company by the county board of supervisors.

House File 47, an act relating to the registration of animals.

House File 114, an act relating to specifications and standards for cheese and cheese products.

#### REPORT OF COMMITTEE

Shaw of Scott, District 78, from the committee on constitutional amendments and reapportionment, submitted the following report:



MR. SPEAKER: Your committee on constitutional amendments and reapportionment, to whom was referred **Senate File 236**, a bill for an act relating to congressional districts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELIZABETH SHAW, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 39 as follows:  
 2 1. Page 2, by striking in lines 10 and 11 the  
 3 words "as provided in section two (2) of this  
 4 Act." and by inserting a period in line 10 after the  
 5 word "damages".  
 6 2. Page 2, by striking in lines 20 and 21 the  
 7 words "as provided in section two (2) of this  
 8 Act." and by inserting a period in line 20 after  
 9 the word "damages."  
 10 3. Page 2, by striking lines 24 through 30 and  
 11 inserting in lieu thereof the following:  
 12 "Any person aggrieved as a result of  
 13 application of pesticides by use of an aircraft  
 14 may file:  
 15 (a) notice of crop damage with the secretary  
 16 before one-half of the damaged crop is  
 17 harvested and within sixty days after the  
 18 alleged damage is detected; and  
 19 (b) notice of damage to agricultural livestock  
 20 or the products therefrom within two years  
 21 after the alleged damage is detected.  
 22 "Failure to give notice shall not preclude  
 23 recovery in an action for damages and shall not  
 24 affect the limitations of actions set forth in  
 25 chapter 614 of the Code. Nothing herein shall  
 26 prohibit an action for damages for bodily injury  
 27 or death to any person. Upon receipt of a notice  
 28 as herein provided, the secretary shall appoint a  
 29 three-member claim investigation committee as  
 30 follows:".

PIERSON of Mahaska, District 87  
 HILL of Polk, District 62  
 KNOKE of Pottawattamie, District 79  
 WAUGH of Monona, District 27  
 MIDDLESWART of Warren, District 93

- 1 Amend House File 128 by striking everything after the  
 2 enacting clause and inserting in lieu thereof the follow-  
 3 ing:  
 4 Section 1. No bank, savings and loan association, or  
 5 other financial institution shall commence or maintain the  
 6 operation of a self-propelled or vehicular-towed mobile  
 7 unit or facility where moneys and credits are received as  
 8 deposits, as payments on shares, as payments in exchange  
 9 for obligations, or as payments for investments from mem-

10 bers of the public. However, any financial institution  
 11 may arrange for messenger service by means of an armored  
 12 car. The operation of a messenger service shall not be  
 13 considered branch banking. Transactions or communications  
 14 or deliveries among or between banks wherever located  
 15 shall also not be considered to be branch banking.

HAMILTON of Cedar, District 72

1 Amend House File 141, page 2, by striking lines 8  
 2 through 18, inclusive, and inserting in lieu thereof the  
 3 following:

4 "Sec. 2. DISCLOSURE PROHIBITED. A person who obtains  
 5 any information in the course of or arising out of the  
 6 business of preparing or assisting in the preparation of a  
 7 tax return of another person, shall not disclose any of  
 8 the information obtained unless the disclosure is within  
 9 any of the following:

- 10 1. Consented to in writing by the taxpayer in a
- 11 separate document.
- 12 2. Expressly authorized by state or federal law.
- 13 3. Necessary to the preparation of the return.
- 14 4. Pursuant to court order.

15 Sec. 3. ENGAGED IN BUSINESS. A person is engaged in  
 16 the business of preparing income tax returns or assisting  
 17 in preparing of returns if he does any of the following:

- 18 1. Advertises, or gives publicity to the effect that
- 19 he prepares or assists others in the preparation of tax
- 20 returns.
- 21 2. Prepares or assists others in the preparation of
- 22 tax returns for compensation.

23 Sec. 4. PENALTY. Any person who violates the  
 24 provisions of this Act shall be guilty of a misdemeanor.  
 25 Each separate item of information obtained shall be a  
 26 confidential communication and disclosure of each item  
 27 shall be a separate and distinct misdemeanor."

NORPEL of Jackson, District 52

1 Amend House File 165 as follows:

- 2 1. Page 6, lines 16, 17, and 18, by striking the words
- 3 "the same as defined in section three hundred twenty-one
- 4 point four hundred sixty-three (321.463) of the Code" and
- 5 inserting in lieu thereof the words "the assembly of hous-
- 6 ing and axle shafts which supports and propels either a
- 7 pair of wheels or one wheel only".

ANDERSEN of Woodbury, District 23

1 Amend the Senate amendment to House File 177  
 2 as follows:

- 3 1. Line 3, by striking the word "seven" and
- 4 inserting the words "*one mill to be deposited in*
- 5 *the state conservation fund, and in addition six*".
- 6 2. Line 5, by striking the word "eight" and
- 7 inserting in lieu thereof the words "*one mill to*
- 8 *be deposited in the state conservation fund, and*
- 9 *in addition seven*".

TIEDEN of Clayton, District 14

- 1 Amend House File 236 as follows:
- 2 Strike the words "and a" in line 22 and all
- 3 of lines 23 and 24 and inserting in lieu thereof
- 4 a period.

WELDEN of Hardin, District 32

- 1 Amend Senate File 41, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 1, line 7, by striking all after the
- 4 period and by striking lines 8, 9, 10, and 11.
- 5 2. Page 1, line 19, by striking the words "fifty
- 6 to" and inserting in lieu thereof the words "not to
- 7 exceed".

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 57, as amended and passed by
- 2 the Senate, as follows:
- 3 1. Page 1, section 1, line 5, by striking the
- 4 word "shall" and inserting in lieu thereof the word
- 5 "may".
- 6 2. Section 2, by striking from lines 19 and 20
- 7 the words "(or pursuant to this Act)" and inserting
- 8 in lieu thereof the words "pursuant to Section 1 of
- 9 this Act".
- 10 3. Page 1, line 23, by striking the words
- 11 "BAILIFFS-APPOINTMENT-DUTIES."

KREAMER of Polk, District 63

- 1 Amend Senate File 236, as amended and passed by
- 2 the Senate, by striking all after line 8 on page 1
- 3 and inserting in lieu thereof the following:
- 4 [First district shall consist of the counties of
- 5 Iowa, Johnson, Cedar, Scott, Washington, Louisa,
- 6 Muscatine, Jefferson, Henry, Des Moines, Van Buren
- 7 and Lee.]
- 8 1. *The first district shall consist of:*
- 9 a. *The entire counties of Madison, Marion, Mahaska,*
- 10 *Keokuk, Washington, Louisa, Muscatine, Montgomery,*
- 11 *Adams, Union, Clarke, Lucas, Monroe, Wapello,*
- 12 *Jefferson, Henry, Des Moines, Page, Taylor, Ringgold,*
- 13 *Decatur, Wayne, Appanoose, Davis, Van Buren and Lee.*
- 14 b. *In Warren county, Belmont, Jackson, Jefferson,*
- 15 *Liberty, Lincoln, Linn, Otter, Palmyra, Squaw, Union,*
- 16 *Virginia, Washington, White Breast and White Oak*
- 17 *townships.*
- 18 c. *In Polk county, that portion of Bloomfield*
- 19 *township lying south and west of a line drawn along*
- 20 *the boundary of and through the township as follows:*
- 21 *Beginning at the intersection of the Dallas-Polk*
- 22 *county line with the main channel of the Raccoon*
- 23 *river, easterly along the main channel of the Raccoon*
- 24 *river to its intersection with Southwest 105th street*
- 25 *(also known as Schultz Road), southerly along Southwest*
- 26 *105th street to its intersection with Southwest 64th*
- 27 *avenue (also known as Army Post road), east along*

28 *Southwest 64th avenue to its intersection with*  
 29 *Southwest 42nd street, and south along Southwest 42nd*  
 30 *street to its intersection with the Polk-Warren county*  
 31 *line.*

32 [Second district shall consist of the counties of  
 33 Winneshiek, Allamakee, Fayette, Clayton, Buchanan,  
 34 Delaware, Dubuque, Linn, Jones, Jackson and Clinton.]

35 2. *The second district shall consist of:*

36 a. *The entire counties of Winneshiek, Allamakee,*  
 37 *Chickasaw, Bremer, Fayette, Clayton, Delaware, Dubuque,*  
 38 *Jackson, Clinton, Cedar and Scott.*

39 b. *In Jones county, Hale township and that portion*  
 40 *of Rome township outside the corporate limits of the*  
 41 *town of Morley as the corporate limits existed on*  
 42 *April 1, 1970.*

43 3. [Third] *The third district shall consist of the*  
 44 *counties of [Winnebago,] Worth, Mitchell, Howard,*  
 45 *[Hancock,] Cerro Gordo, Floyd, [Chickasaw, Wright,]*  
 46 *Franklin, Butler, [Bremer, Hamilton,] Hardin, Grundy*  
 47 *[and], Black Hawk, Buchanan, Story, Marshall, Tama and*  
 48 *Benton.*

49 [Fourth district shall consist of the counties of  
 50 Marshall, Tama, Benton, Jasper, Poweshiek, Warren,  
 51 Marion, Mahaska, Keokuk, Union, Clarke, Lucas, Monroe,  
 52 Wapello, Ringgold, Decatur, Wayne, Appanoose and  
 53 Davis.]

54 4. *The fourth district shall consist of:*

55 a. *The entire counties of Jasper, Poweshiek, Iowa,*  
 56 *Johnson and Linn.*

57 b. *In Jones county, Cass, Castle Grove, Clay,*  
 58 *Fairview, Greenfield, Jackson, Lovell, Madison,*  
 59 *Monticello City, Oxford, Richland, Scotch Grove,*  
 60 *Washington, Wayne, and Wyoming townships, and that*  
 61 *portion of the town of Morley lying in Rome township.*

62 c. *In Polk county, Allen, Beaver, Camp, Clay,*  
 63 *Crocker, Delaware, Douglas, Elkhart, Four Mile,*  
 64 *Franklin, Jefferson, Lee, Lincoln, Madison, Saylor,*  
 65 *Union and Washington townships, and those portions*  
 66 *of Des Moines and Bloomfield townships lying east*  
 67 *of a line drawn through the city of Des Moines from*  
 68 *north to south as follows:*

69 *Beginning at the intersection of the north corporate*  
 70 *limits of the city of Des Moines (also being Aurora*  
 71 *avenue) and West Twelfth street, south along West*  
 72 *Twelfth street to Seneca avenue, west along Seneca*  
 73 *avenue to West Thirteenth street, south along West*  
 74 *Thirteenth street to Douglas Avenue, west along Douglas*  
 75 *avenue to West Fourteenth street, south along West*  
 76 *Fourteenth street to Euclid avenue, east along Euclid*  
 77 *avenue to West Eighth street, north along West Eighth*  
 78 *street to Douglas avenue, east along Douglas avenue*  
 79 *to Sixth avenue, south along Sixth avenue to University*  
 80 *avenue, west along University avenue to West Eighth*  
 81 *street, south along West Eighth street to Laurel*

82 street, east along Laurel street to Sixth avenue,  
83 south along Sixth avenue to MacVicar freeway, west  
84 along MacVicar freeway to West Ninth street, south  
85 along West Ninth street to Center street, west along  
86 Center street to Keosauqua Way, southeasterly along  
87 Keosauqua Way to West Seventh street, southerly along  
88 West Seventh street to Walnut street, westerly along  
89 Walnut street to West Ninth street, southerly along  
90 West Ninth street to Cherry street, westerly along  
91 Cherry street to West Thirteenth street, northerly  
92 along West Thirteenth street to Mulberry street,  
93 westerly along Mulberry street to the point at which  
94 Mulberry street extended would intersect right-of-  
95 way of the Wabash railroad, westerly along the Wabash  
96 railroad to Fleur drive, southerly along Fleur drive  
97 to its intersection with the main channel of the  
98 Raccoon river, easterly along the main channel of  
99 the Raccoon river to its intersection with Southwest  
100 Ninth street, southerly along Southwest Ninth street  
101 to its intersection with Broad street, east along  
102 Broad street to its intersection with Southwest Fifth  
103 street, south along Southwest Fifth street to its  
104 intersection with Virginia avenue, east along Virginia  
105 avenue to its intersection with South Union street,  
106 south along South Union street to its intersection  
107 with Park avenue, west along Park avenue to its  
108 intersection with Southwest Fifth street, south along  
109 Southwest Fifth street to its intersection with  
110 Thornton avenue, west along Thornton avenue to its  
111 intersection with Southwest Ninth street, south along  
112 Southwest Ninth street to its intersection with Watrous  
113 avenue, west along Watrous avenue to its intersection  
114 with Wakonda Parkway, southerly along Wakonda Parkway  
115 to its intersection with Southwest Sixteenth street,  
116 north along Southwest Sixteenth street to its  
117 intersection with Emma avenue, east along Emma avenue  
118 to its intersection with Southwest Fifteenth street,  
119 south along Southwest Fifteenth street to its  
120 intersection with McKinley avenue, west along McKinley  
121 avenue to its intersection with Fleur drive, south  
122 along Fleur drive to its intersection with Army Post  
123 road, east along Army Post road to its intersection  
124 with Southwest Fourteenth street, south along Southwest  
125 Fourteenth street to its intersection with Burnham  
126 street, west along Burnham street to its intersection  
127 with Southwest Sixteenth street, south along Southwest  
128 Sixteenth street to its intersection with Amos avenue,  
129 west along Amos avenue to its intersection with  
130 Southwest Seventeenth street, southerly and easterly  
131 along Southwest Seventeenth street and Havens avenue  
132 to the intersection of Havens avenue with Southview  
133 drive, north along Southview drive to its intersection  
134 with Luster lane, east along Luster lane to its  
135 intersection with Royal road, south along Royal road

136 *to its intersection with Meadow lane, east along Meadow*  
 137 *lane to its intersection with Home street,*  
 138 *northeasterly along Home street to its intersection*  
 139 *with Luster lane, east along Luster lane to its*  
 140 *intersection with Southwest Ninth street, and south*  
 141 *along Southwest Ninth street to its intersection with*  
 142 *the south corporate limits of the city of Des Moines*  
 143 *(also being the Polk-Warren county line).*  
 144 *d. In Warren county, Allen, Greenfield, and*  
 145 *Richland townships.*

146 [Fifth district shall consist of the counties of  
 147 Webster, Boone, Story and Polk.]

148 5. *The fifth district shall consist of:*

149 *a. The entire counties of Hamilton, Crawford,*  
 150 *Carroll, Greene, Boone, Harrison, Shelby, Audubon,*  
 151 *Guthrie, Dallas, Pottawattamie, Cass, Adair, Mills*  
 152 *and Page.*

153 *b. In Monona county, Ashton, Belvidere, Center,*  
 154 *Franklin, Grant, Jordan, Kennebec, Lake, Lincoln,*  
 155 *Maple, Onawa, St. Clair, Sherman, Sioux, Soldier,*  
 156 *Spring Valley, West Fork and Willow townships, and*  
 157 *that portion of the town of Mapleton lying in Cooper*  
 158 *township.*

159 *c. In Polk county, Valley, Walnut and Webster*  
 160 *townships and those portions of Bloomfield and Des*  
 161 *Moines townships lying west of the line described*  
 162 *in subsection four, paragraph "c" of this section,*  
 163 *and north of the line described in subsection 1,*  
 164 *paragraph "c" of this section.*

165 6. [Sixth] *The sixth district shall consist of:*

166 *a. The entire counties of Lyon, Osceola, Dickinson,*  
 167 *Emmet, Kossuth, Winnebago, Sioux, O'Brien, Clay, Palo*  
 168 *Alto, Hancock, Plymouth, Cherokee, Buena Vista,*  
 169 *Pocahontas, Humboldt, Wright, Woodbury, Ida, Sac*  
 170 *[and], Calhoun and Webster.*

171 *b. In Monona county, Fairview township and that*  
 172 *portion of Cooper township lying outside the corporate*  
 173 *limits of the town of Mapleton as the corporate limits*  
 174 *existed on April 1, 1970.*

175 [Seventh district shall consist of the counties  
 176 of Monona, Crawford, Carroll, Greene, Harrison, Shelby,  
 177 Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair,  
 178 Madison, Mills, Montgomery, Adams, Fremont, Page and  
 179 Taylor.]

GOODE of Davis, District 98  
 ROORDA of Jasper, District 67

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Wednesday, February 24, 1971.

# JOURNAL OF THE HOUSE

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Forty-fifth Calendar Day—Thirty-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 24, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Paul Otto, pastor of Our Saviour's Lutheran Church, Humboldt, Iowa.

The Journal of Tuesday, February 23, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schwartz of Wapello, District 97, on request of Cochran of Webster, District 29.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Thirty eighth grade students from Guthrie Center School, Guthrie Center, Iowa. By Fisher of Greene, District 56.

Twenty students from Washington Irving Junior High School, Des Moines, Iowa, accompanied by their teachers, Miss Christiansen and Mrs. Porter. By Franklin of Polk, District 64.

One hundred thirty Four-H Club members from Washington County accompanied by their leader, Mrs. Harold Gamon. By Campbell of Washington, District 89.

## POINT OF PERSONAL PRIVILEGE

Fisher of Greene, District 56, rose on a point of personal privilege and announced that the Honorable Alfred Nielsen was honored by being designated as Counselor to the King of the Shelby County Mardi Gras held at Harlan, Iowa, on Tuesday, February 23, and, also, that it was the forty-second wedding anniversary of Representative and Mrs. Nielsen.

## BIRTHDAY CONGRATULATIONS

Willits of Polk, District 57, rose on a point of personal privilege and on behalf of the House extended to the Honorable Daniel L. Bray, Jr., "Birthday Congratulations."

## PETITIONS FILED

The following petitions were received and placed on file:

By Radl of Linn, District 43, from nineteen residents of Linn County appealing the reduction of property taxes.

By Middleswart of Warren, District 93, from thirty-three teachers of Melcher-Dallas Community Schools favoring a strong, effective bill requiring negotiations between public employees and their employers.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 236, under Rule 35.

## INTRODUCTION OF BILLS

**House File 313**, by Larson and Small, a bill for an act to prohibit the sale of certain beverages in cans and disposable bottles and provide a penalty for any violation thereof.

Read first time and referred to committee on **law enforcement**.

**House File 314**, by Holden, Stromer, Priebe, Fischer of Grundy and Dougherty (Briles, Ollenburg, Griffin and Potgeter), a bill for an act relating to the acquisition of property by public bodies, corporations and individuals.

Read first time and referred to committee on **state government**.

**House File 315**, by Shaw (Erskine), a bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes and providing penalties for violations.

Read first time and referred to committee on **ways and means**.

**House File 316**, by Tieden, Camp and Fischer of Grundy (Walsh, Kyhl, Potgeter and Schaben), a bill for an act relating to the establishment of a regional medical education board and providing an appropriation.

Read first time and referred to committee on **appropriations**.



**House File 317**, by Kehe, Edelen, Welden, Hansen and Lawson, a bill for an act relating to supervision of local budget preparation.

Read first time and referred to committee on **schools**.

**House File 318**, by Dunton (Van Gilst), a bill for an act relating to a statewide property tax levy.

Read first time and referred to committee on **ways and means**.

**House File 319**, by Doyle and Rodgers, a bill for an act relating to flashing lights on vehicles.

Read first time and referred to committee on **transportation**.

#### SENATE MESSAGES CONSIDERED

**Senate File 41**, a bill for an act relating to the authorization of assistant county attorneys and salaries therefor.

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

**Senate File 57**, a bill for an act relating to district court bailiffs.

Read first time and referred to committee on **judiciary**.

**Senate File 78**, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

Read first time and referred to committee on **social services**.

**Senate File 171**, a bill for an act making an appropriation from the primary road fund and road use tax fund to the state highway commission to pay for deficiencies in funds appropriated for field operations and to pay for certain special assessments against property owned by the state.

Read first time and referred to committee on **appropriations**.

**Senate File 201**, a bill for an act relating to the issuance of marriage licenses.

Read first time and referred to committee on **county government**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 202, a bill for an act relating to the changing of names by individuals.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 121, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts and to make an appropriation to the department of public instruction.

CARROLL A. LANE, Secretary

### SENATE AMENDMENT TO HOUSE 121

1 Amend House File 121, as amended, passed and reprinted by the  
2 House, as follows:

3 1. Page 2A, line 4, by striking the word "received" and  
4 inserting in lieu thereof the word "raised".

5 2. Page 2A, by striking lines 7 through 14, inclusive, and  
6 inserting in lieu thereof: "unless, because of extraordinary  
7 and unusual circumstances, the school district receives per-  
8 mission from the school budget review committee, but said  
9 limitation on the budget certification shall not apply to  
10 special education expenditures other than administrative costs.  
11 Extraordinary and unusual circumstances for the purpose of  
12 this section are circumstances which would materially affect  
13 the school district's financial status, which would require  
14 significant expenditures in addition to the forty-five dollars  
15 per pupil received in addition to state aid and the school  
16 board requesting said permission shall have the burden of  
17 proof to establish that all available means have been used  
18 by it to reduce the cost of the school district."

19 3. Page 2A, line 33, by inserting after the word "education"  
20 the words "and special service".

21 4. Page 3A, by striking lines 21 through 25, inclusive, and  
22 inserting in lieu thereof the following:

23 "The difference between the amount appropriated under  
24 section four hundred forty-two point seven (442.7) of the  
25 Code and the amount to be allocated to the local school  
26 districts for the fiscal year commencing July 1, 1971, or so  
27 much thereof as may be necessary, is appropriated to the school  
28 budget review committee. The school budget review committee shall  
29 distribute these funds to the various school districts which have  
30 an increased fall enrollment in excess of five percent for the  
31 school year 1971-1972 over the school year 1970-1971. The  
32 school budget review committee shall determine the needs of  
33 school districts with increased fall enrollments and shall  
34 distribute the funds to each school district on the basis of  
35 need as determined by the school budget review committee and  
36 on the basis of the number of pupils in excess of the five  
37 percent increased fall enrollment, any funds not allocated by  
38 the school budget review committee shall revert to the state  
39 general fund.

40 However, the maximum to be distributed to a school  
41 district under this section shall be computed as follows:

42 1. Determine the number of pupils enrolled in the  
43 district for the school year 1971-1972 which is in excess  
44 of five percent over the number enrolled in the district for  
45 the school year 1970-1971.

46 2. Multiply the number obtained under subsection one (1)  
47 by the per pupil average of all state aid distributed for the

48 school year 1971-1972.”

49 5. Page 3A, lines 32 and 33, by striking all after the word  
50 “state” in line 32 and by striking the word “necessary” in  
51 line 33, and inserting in lieu thereof the following: “as  
52 determined by the 1971 fall enrollment”.

53 6. Page 4A, by striking lines 8 through 10, inclusive, and  
54 inserting in lieu thereof the following:

55 “Sec. 7. Shared time students shall be computed on the  
56 1971 fall enrollment, and shall participate in the forty-five  
57 (45) dollars for each pupil enrolled in a public school in  
58 each school district as appropriated in section six (6) of this  
59 Act. Shared time students participation shall be counted on  
60 the basis of number of hours of instruction in a public school,  
61 proportionate to a full-time student enrolled in said district.”

### HOUSE CONCURRENT RESOLUTION 19

By Ewell

*Whereas*, the federal Omnibus Crime Bill of 1968 each year channels funds into the State of Iowa through the Iowa Crime Commission; and

*Whereas*, the Iowa Crime Commission received during 1970, and will receive during 1971, several million dollars for crime prevention and law-enforcement education; and

*Whereas*, a college of criminal justice is needed in Iowa to professionalize law enforcement by formalizing law enforcement education on the degree-granting university level; and

*Whereas*, the University of Northern Iowa is located in a large metropolitan county that would facilitate cooperative assignments in police departments, juvenile and adult correction facilities, and probation, parole, and social work, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That the Sixty-fourth General Assembly of the State of Iowa urge the Iowa Crime Commission to designate a portion of federal funds received, to the University of Northern Iowa at Cedar Falls, limited to the use of establishing and operating a College of Criminal Justice, or for course work germane to law enforcement and correction, during the school year of 1971-1972.

*Be It Further Resolved*, That copies of this resolution be transmitted to the members of the Iowa Crime Commission, the Board of Regents, the Governor, and the President of the University of Northern Iowa.

Laid over under Rule 25.

### CONSIDERATION OF BILLS BUSINESS PENDING CALENDAR

The House resumed consideration of **House File 197**, a bill for an act relating to taxation of rural electric cooperative property.

Freeman of Buena Vista, District 15, offered the following amendment filed by him and moved its adoption:

Amend House File 197 as follows:

1. Page 3, lines 2 and 3, by striking the words “and extend”.

2. Page 3, line 7, by inserting after the word

"involved" the words "and notwithstanding section 490A.1, all rates charged by a cooperative corporation or association to various classes of consumers within the annexed area shall be regulated by the Iowa state commerce commission under chapter 490A".

The amendment was adopted.

Christensen of Union, District 95, asked and received unanimous consent to withdraw the amendment filed by him and Tieden of Clayton, District 14, on February 18, 1971, and found on pages 401, 402, 403 and 404 of the House Journal.

Egenes of Story, District 33, offered the following amendment from the floor and moved its adoption :

Amend House File 197, page 3, by inserting in line 5 after the words "except that" the words "when such lines are not purchased by a municipally-owned electric utility,".

A non-record roll call was requested.

The ayes were 26, nays 62.

The amendment lost.

Skinner of Polk, District 60, offered the following amendment from the floor and moved its adoption :

Amend the title to House File 197 by striking all after the word "taxation" and inserting in lieu thereof the words "and regulation of rural electric cooperatives."

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 197)

The ayes were, 67:

Anania	Goode	Monroe	Small
Bergman	Grassley	Nielsen	Sorg
Blouin	Hamilton	Norpel	Stokes
Bray	Husak	Nystrom	Strand
Camp	Jesse	Patton	Stromer
Campbell	Kennedy	Pellett	Strothman
Christensen	Knoblauch	Pierson	Taylor
Cochran	Kruse	Priebe	Tieden
Curtis	Larson	Radl	Trowbridge
Den Herder	Logemann	Rex	Varley
Dougherty	McCormick	Rodgers	Waugh
Dunton	McElroy	Roorda	Welden
Edelen	Mendenhall	Sargisson	Willits
Ewell	Menefee	Schmeiser	Winkelman
Fisher, C. R.	Middleswart	Schroeder	Wirtz
Freeman	Millen	Scott	Wyckoff
Gluba	Miller	Siglin	

The nays were, 28:

Alt	Franklin	Knoke	Pelton
Andersen	Hansen	Kreamer	Schwieger
Clark	Hill	Lawson	Shaw
Drake	Holden	Lipsky	Skinner
Egenes	Kehe	Mayberry	Stanley
Ellsworth	Kelly	Moffitt	Uban
Fischer, H. O.	Kinley	Mollett	Mr. Speaker
Absent or not voting, 5:			
Bennett	Johnston	Schwartz	Wells
Doyle			

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

MOTION TO RECONSIDER WITHDRAWN  
(House File 69)

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw his motion to reconsider **House File 69**, filed on February 5, 1971, and found on page 280 of the House Journal.

SPECIAL ORDER  
(Senate File 236)

Varley of Adair, District 84, asked and received unanimous consent that **Senate File 236** be made a special order of business for 9:30 a.m., Thursday, February 25, 1971.

REPORT OF COMMITTEE

Rex of Hamilton, District 31, from the committee on county government, submitted the following report:

MR. SPEAKER: Your committee on county government, to whom was referred **Senate File 90**, a bill for an act to authorize the consolidation of counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Senate File 90 as follows:

1. Page 3, line 31, by striking the words "a majority" and inserting the words "sixty percent".
2. Page 4, line 4, by striking the words "a majority" and inserting the words "sixty percent".

CLYDE REX, Chairman

AMENDMENTS FILED

- 1 Amend House File 6 as follows:
- 2 1. Page 6, by striking lines 31 and 32 and inserting in
- 3 lieu thereof the following:
- 4 "b. In each governmental subdivision of the state."
- 5 2. Page 6, by striking lines 33 through 35, and inserting
- 6 in lieu thereof the following:
- 7 "3. The provisions of the state building code shall be
- 8 the statewide minimum requirements. Counties, cities, and
- 9 towns may adopt, amend, and enforce building code provisions

- 10 which are more restrictive than the state building code.  
11 This subsection shall not apply to factory-built structures.”
- 12 3. Page 7, by striking lines 1 through 3.
- 13 4. Page 7, line 17, by striking the word “the” and by  
14 striking the words “which have”.
- 15 5. Page 7, line 18, by striking the words “adopted  
16 the state building code,”.
- 17 6. Page 7, lines 26 and 27, by striking the words “which  
18 have adopted the state building code”.
- 19 7. Page 7, by striking lines 31 through 35.
- 20 8. Page 8, by striking lines 1 through 27.
- 21 9. Page 15, lines 23 and 24, by striking the words  
22 “, whenever such code is operative in such governmental  
23 subdivision”.
- 24 10. Page 16, lines 2 and 3, by striking the words  
25 “, as provided herein, whenever the code is operative in  
26 the governmental subdivision”.
- 27 11. Page 16, by striking lines 29 through 35.
- 28 12. Page 17, by striking line 1.
- 29 13. Page 17, line 2, by striking the number “2” and  
30 inserting the number “1”.
- 31 14. Page 17, lines 4 and 5, by striking the words  
32 “of any building regulations, or the applicable provisions”.
- 33 15. Page 17, line 8, by striking the number “3” and  
34 inserting in lieu thereof the number “2”.
- 35 16. Page 17, by striking lines 13 through 16, and  
36 inserting in lieu thereof the following:  
37 “Where provisions of this chapter conflict with the state  
38 building code, the state building code shall apply.”
- 39 17. Page 17, by striking lines 19 through 22, and insert-  
40 ing in lieu thereof the following:  
41 “Where provisions of this chapter conflict with the state  
42 building code, the state building code shall apply.”
- 43 18. Page 17, by striking lines 25 through 28, and insert-  
44 ing in lieu thereof the following:  
45 “Where provisions of this chapter conflict with the state  
46 building code, the state building code shall apply.”
- 47 19. Page 17, by striking lines 31 through 34, and insert-  
48 ing in lieu thereof the following:  
49 “Where provisions of this chapter conflict with the state  
50 building code, the state building code shall apply.”
- 51 20. Page 18, by striking lines 2 through 5, and insert-  
52 ing in lieu thereof the following:  
53 “Where provisions of this chapter conflict with the state  
54 building code, the state building code shall apply.”
- 55 21. Page 18, by striking lines 9 through 11, and insert-  
56 ing in lieu thereof the following:  
57 “Where provisions of this chapter conflict with the state  
58 building code, the state building code shall apply.”
- 59 22. Page 18, by striking lines 14 through 17, and insert-  
60 ing in lieu thereof the following:  
61 “Where provisions of this chapter conflict with the state  
62 building code, the state building code shall apply.”
- 63 23. Page 19, after line 6, by adding the following new  
64 sentence: *The building code provisions shall not be less*

65 *restrictive than the state building code and shall not apply*  
66 *to factory-built structures.*

67 24. Page 19, by striking lines 10 through 13, and insert-  
68 ing in lieu thereof the following:

69 "Where provisions of this chapter conflict with the state  
70 building code, the state building code shall apply."

71 25. Page 19, by striking lines 14 through 19, and insert-  
72 ing in lieu thereof the following:

73 "Sec. 31. Section three hundred sixty-eight point nine  
74 (368.9), Code 1971, is amended by adding the following new  
75 paragraph:

76 "Building regulations adopted may not be less restrictive  
77 than the state building code and shall not apply to factory-  
78 built structures."

79 26. Page 19, by striking lines 22 through 25, and insert-  
80 ing in lieu thereof the following:

81 "Where provisions of this chapter conflict with the state  
82 building code, the state building code shall apply."

83 27. Page 19, following line 27, by adding the following  
84 new section:

85 "The provisions of this Act shall become effective  
86 six months after the state building code has been adopted and  
87 certified by the commissioner."

88 28. By renumbering the sections and correcting cross  
89 references.

KELLY of Woodbury, District 22

1 Amend House File 135, page 12, by adding after the period (.)  
2 in line four (4) the following: "Employees of acquired service  
3 entities shall also, if otherwise qualified, be given preference  
4 for employment on the basis of their seniority with such business  
5 entity."

ELLSWORTH of Dubuque, District 50

1 Amend House File 258 as follows:  
2 By striking from line 9 the word "twenty-four"  
3 and inserting in lieu thereof the following:  
4 "[twenty-four] forty-eight".

DUNTON of Keokuk, District 88

1 Amend the Goode and Roorda amendment to Senate File  
2 236, filed February 23, 1971, by striking from line 152  
3 the word "Page" and inserting in lieu thereof the word  
4 "Fremont".

GOODE of Davis, District 98

1 Amend Senate File 236, as amended and passed by  
2 the Senate, by striking all after line 8 on page 1 and  
3 inserting in lieu thereof the following:  
4 1. [First] *The first* district shall consist of the  
5 counties of *Poweshiek*, Iowa, Johnson, Cedar, Scott,  
6 *Keokuk*, Washington, Louisa, Muscatine, Jefferson, Henry,  
7 *Des Moines*[, *Van Buren*] and Lee.  
8 2. [Second] *The second* district shall consist of  
9 the counties of [Winneshek,] Allamakee, *Chickasaw*,  
10 *Fayette*, Clayton, [Buchanan,] Delaware, Dubuque, *Benton*,

11 Linn, Jones, Jackson and Clinton.

12 3. [Third] *The third* district shall consist of the  
13 counties of *Emmet, Kossuth, Winnebago, Worth, Mitchell,*  
14 *Howard, Winneshiek, Clay, Palo Alto, Hancock, Cerro*  
15 *Gordo, Floyd, [Chickasaw,] Humboldt, Wright, Franklin,*  
16 *Butler, Bremer, [Hamilton, Hardin,] Grundy [and] Black Hawk*  
17 *and Buchanan.*

18 4. [Fourth] *The fourth* district shall consist of  
19 the counties of *Hamilton, Hardin, Story, Marshall, Tama,*  
20 *[Benton,] Jasper, [Poweshiek,] Warren, Marion, Mahaska, [Keokuk,]*  
21 *Montgomery, Adams, Union, Clarke, Lucas, Monroe,*  
22 *Wapello, Fremont, Page, Taylor, Ringgold, Decatur,*  
23 *Wayne, Appanoose [and], Davis and Van Buren.*

24 5. [Fifth] *The fifth* district shall consist of the  
25 counties of *[Webster, Boone, Story and] Audubon, Guthrie,*  
26 *Dallas, Polk, Pottawattamie, Cass, Adair, Madison and Mills.*

27 6. [Sixth] *The sixth* district shall consist of the  
28 counties of *Lyon, Osceola, Dickinson, [Emmet, Kossuth,] Sioux,*  
29 *O'Brien, [Clay, Palo Alto,] Plymouth, Cherokee, Buena Vista,*  
30 *Pocahontas, [Humboldt,] Woodbury, Ida, Sac [and], Calhoun,*  
31 *Webster, Monona, Crawford, Carroll, Greene, Boone, Harrison*  
32 *and Shelby.*

#### ROORDA of Jasper, District 67

1 Amend Senate File 236, as amended and passed by the  
2 Senate, by striking all after line 8 on page 1 and in-  
3 serting in lieu thereof the following:

4 1. [First] *The first* district shall consist of the  
5 counties of *Poweshiek, Iowa, Johnson, [Cedar], Scott,*  
6 *Keokuk, Washington, Louisa, Muscatine, Jefferson, Henry,*  
7 *Des Moines, Davis, Van Buren and Lee.*

8 2. [Second] *The second* district shall consist of the  
9 counties of *Howard, Chickasaw, Winneshiek, Allamakee,*  
10 *[Fayette], Clayton, [Buchanan,] Delaware, Dubuque, Linn,*  
11 *Jones, Jackson, Cedar and Clinton.*

12 3. [Third] *The third* district shall consist of the  
13 counties of *[Winnebago, Worth, Mitchell, Howard, Hancock,*  
14 *Cerro Gordo, Floyd, Chickasaw,] Wright, Franklin, Butler,*  
15 *Bremer, Fayette, [Hamilton,] Hardin, Grundy [and], Black*  
16 *Hawk, Buchanan, Story, Marshall, Tama, Benton and*  
17 *Jasper.*

18 4. [Fourth] *The fourth* district shall consist of the  
19 counties of *[Marshall, Tama, Benton, Jasper, Poweshiek,*  
20 *Warren, Marion, Mahaska, Keokuk, Union, Clarke, Lucas,*  
21 *Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose*  
22 *and Davis] Lyon, Osceola, Dickinson, Emmet, Kossuth,*  
23 *Winnebago, Worth, Mitchell, Sioux, O'Brien, Clay, Palo*  
24 *Alto, Hancock, Cerro Gordo, Floyd, Plymouth, Cherokee,*  
25 *Buena Vista, Pocahontas, Humboldt, Woodbury and Calhoun.*

26 5. [Fifth] *The fifth* district shall consist of the  
27 counties of *[Webster, Boone, Story and] Polk, Warren,*  
28 *Marion, Mahaska, Clarke, Lucas, Monroe, Wapello,*  
29 *Ringgold, Decatur, Wayne and Appanoose.*

30 [Sixth district shall consist of the counties of



31 Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux,  
 32 O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena  
 33 Vista, Pocahontas, Humboldt, Woodbury, Ida, Sac and  
 34 Calhoun.]  
 35 6. [Seventh] *The sixth* district shall consist of  
 36 the counties of *Ida, Sac, Webster, Hamilton, Monona,*  
 37 *Crawford, Carroll, Greene, Boone, Harrison, Shelby,*  
 38 *Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair,*  
 39 *Madison, Mills, Montgomery, Adams, Union, Fremont, Page*  
 40 *and Taylor.*

COCHRAN of Webster, District 29  
 PRIEBE of Kossuth, District 6  
 FRANKLIN of Polk, District 64  
 SKINNER of Polk, District 60

1 Amend Senate File 236, as amended and passed by the  
 2 Senate, by striking all after line 8 on page 1 and inserting  
 3 in lieu thereof the following:  
 4 [First district shall consist of the counties of Iowa,  
 5 Johnson, Cedar, Scott, Washington, Louisa, Muscatine,  
 6 Jefferson, Henry, Des Moines, Van Buren and Lee.]  
 7 1. *The first district shall consist of:*  
 8 *a. The entire counties of Benton, Iowa, Johnson,*  
 9 *Scott, Washington, Louisa, Muscatine, Jefferson, Henry,*  
 10 *Des Moines, Van Buren and Lee.*  
 11 *b. In Cedar county, Sugar Creek township.*  
 12 *c. All of Poweshiek county except Sugar Creek and*  
 13 *Union townships.*  
 14 [Second district shall consist of the counties of  
 15 Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware,  
 16 Dubuque, Linn, Jones, Jackson and Clinton.]  
 17 2. *The second district shall consist of:*  
 18 *a. The entire counties of Allamakee, Fayette, Clayton,*  
 19 *Delaware, Dubuque, Linn, Jones, Jackson and Clinton.*  
 20 *b. All of Cedar county except Sugar Creek township.*  
 21 *c. All of Winneshiek county except Lincoln township.*  
 22 [Third district shall consist of the counties of  
 23 Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo,  
 24 Floyd, Chickasaw, Wright, Franklin, Butler, Bremer,  
 25 Hamilton, Hardin, Grundy and Black Hawk.]  
 26 3. *The third district shall consist of:*  
 27 *a. The entire counties of Worth, Mitchell, Howard,*  
 28 *Hancock, Cerro Gordo, Floyd, Chickasaw, Wright, Franklin,*  
 29 *Butler, Bremer, Hardin, Grundy, Black Hawk, Buchanan and*  
 30 *Tama.*  
 31 *b. In Boone county, Dodge township.*  
 32 *c. All of Hamilton county except Clear Lake township.*  
 33 *d. All of Marshall county except Eden and Jefferson*  
 34 *townships.*  
 35 *e. In Winneshiek county, Lincoln township.*  
 36 [Fourth district shall consist of the counties of  
 37 Marshall, Tama, Benton, Jasper, Poweshiek, Warren, Marion,  
 38 Mahaska, Keokuk, Union, Clarke, Lucas, Monroe, Wapello,  
 39 Ringgold, Decatur, Wayne, Appanoose and Davis.]

- 40 4. *The fourth district shall consist of:*  
 41 a. *The entire counties of Polk, Jasper, Marion,*  
 42 *Mahaska, Keokuk, Monroe, Wapello, Appanoose and Davis.*  
 43 b. *All of Lucas county except Otter Creek township*  
 44 *and that portion of Washington township lying outside the*  
 45 *town of Russell.*  
 46 c. *In Marshall county, Eden and Jefferson townships.*  
 47 d. *In Poweshiek county, Sugar Creek and Union town-*  
 48 *ships.*  
 49 [Fifth district shall consist of the counties of  
 50 Webster, Boone, Story and Polk.]  
 51 5. *The fifth district shall consist of:*  
 52 a. *The entire counties of Carroll, Greene, Story,*  
 53 *Harrison, Audubon, Guthrie, Dallas, Pottawattamie, Cass,*  
 54 *Adair, Madison, Warren, Mills, Montgomery, Adams, Union,*  
 55 *Clarke, Fremont, Page, Taylor, Ringgold, Decatur and Wayne.*  
 56 b. *All of Boone county except Dodge township.*  
 57 c. *In Calhoun county, Union township.*  
 58 d. *In Hamilton county, Clear Lake township.*  
 59 e. *In Lucas county, Otter Creek township and that*  
 60 *portion of Washington township lying outside the town of*  
 61 *Russell.*  
 62 f. *All of Shelby county except Jefferson township.*  
 63 [Sixth district shall consist of the counties of Lyon,  
 64 Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay,  
 65 Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas,  
 66 Humboldt, Woodbury, Ida, Sac and Calhoun.]  
 67 6. *The sixth district shall consist of:*  
 68 a. *The entire counties of Lyon, Osceola, Dickinson,*  
 69 *Emmet, Kossuth, Winnebago, Sioux, O'Brien, Clay, Palo Alto,*  
 70 *Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt,*  
 71 *Woodbury, Ida, Sac, Webster, Monona and Crawford.*  
 72 b. *All of Calhoun county except Union township.*  
 73 c. *In Shelby county, Jefferson township.*  
 74 [Seventh district shall consist of the counties of  
 75 Monona, Crawford, Carroll, Greene, Harrison, Shelby,  
 76 Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair,  
 77 Madison, Mills, Montgomery, Adams, Fremont, Page and Taylor.]

PELTON of Clinton, District 74

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, February 25, 1971.

# JOURNAL OF THE HOUSE

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Forty-sixth Calendar Day—Thirty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, FEBRUARY 25, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Dean Dixon, pastor of the First Baptist Church, Boone, Iowa.

The Journal of Wednesday, February 24, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Lipsky of Linn, District 46, indefinitely, by the Speaker; Bray of Scott, District 77, on request of Priebe of Kossuth, District 6.

## PRESENTATION OF VISITORS

Tieden of Clayton, District 14, presented to the House the Honorable Harley J. Palas, former member of the House in the Sixtieth and Sixtieth Extra General Assemblies, representing Clayton County.

The Speaker announced that the following visitors were present in the House chamber:

Forty-two sixth grade students from Jensen School, Urbandale, Iowa, accompanied by their teachers, Mrs. Booth, Mrs. Nicholson and Mrs. Graeber. By Willits of Polk, District 57.

Forty-six students from Woodside Junior High School, Saydel, Iowa, accompanied by their teachers, Mr. Holliday and Mrs. Harvey. By Bennett of Polk, District 59, and Skinner of Polk, District 60.

Sixteen Town and County YWCA Y-Teens from Villisca High School, Villisca, Iowa, accompanied by their teacher, Pat Pickerell. By Harbor of Mills, District 81.

Forty-seven eighth grade students from Earlham Community School, Earlham, Iowa, accompanied by their teacher, Ernest Baiotto. By Rodgers of Dallas, District 85.

Ten students from Urbandale High School, Urbandale, Iowa, accompanied by their teacher, Mr. Page. By Willits of Polk, District 57.

Fifteen sixth grade students from Madison School, Des Moines, Iowa, accompanied by their teacher, Mrs. Vance. By Kreamer of Polk, District 63.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Stanley of Linn, District 45, from nineteen residents of Linn County requesting a reduction of property taxes.

By Mendenhall of Allamakee, District 13, from nine residents of Winneshiek County opposing House File 185, refusing the widows of veterans to reside at the soldiers home.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 90, under Rule 35.

#### PROOF OF PUBLICATION

Published copy of Senate File 277 and verified proof of publication of said bill in the State Center Enterprise, State Center, Iowa, on February 18, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

#### HOUSE FILE 269 REREFERRED

The Speaker announced that **House File 269** previously referred to the committee on state government is rereferred to the committee on **environmental preservation**.

#### INTRODUCTION OF BILLS

**House File 320**, by Radl (Hill), a bill for an act relating to the corporation income tax.

Read first time and referred to committee on **ways and means**.

**House File 321**, by Shaw, Holden, Lawson, Sorg, Ellsworth, Dunton, Rex, Egenes, Mendenhall, Pellett and Lipsky (Miller, Briles, Thordsen and Doderer), a bill for an act to combine the present county fund for mental health with the state institution fund, re-designating the latter as the county mental health and institutions

fund, prescribing the purposes for which such fund may be used, and authorizing a levy therefor.

Read first time and referred to committee on **ways and means**.

**House File 322**, by Monroe, Norpel, Knoblauch, Small, Uban, Scott, Blouin, Cochran, Wells, Husak, Anania, Doyle, Wyckoff, Patton, Gluba, McCormick, Middleswart, Willits, Rodgers, Sargisson, Mayberry, Schwartz, Jesse, Johnston, Bray, Larson, Dougherty, Dunton, Ewell, Kinley, Schmeiser, Franklin, Skinner, Priebe, Kennedy and Bennett (Coleman, Miller, Tapscott, Gaudineer, Doderer, Kennedy and Robinson), a bill for an act relating to qualifications of persons voting at precinct caucuses.

Read first time and referred to committee on **state government**.

**House File 323**, by Larson and Blouin, a bill for an act relating to the attainment of the age of majority.

Read first time and referred to committee on **state government**.

**House File 324**, by Schwieger, a bill for an act relating to the means of disbursement of support money paid pursuant to court order or decree in domestic relations cases.

Read first time and referred to committee on **judiciary**.

**House File 325**, by Holden, a bill for an act relating to the definition of flammable liquids.

Read first time and referred to committee on **social services**.

**House File 326**, by committee on social services, a bill for an act to insert in the Code the text of the probation and parole compact.

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

**House File 327**, by Kreamer, a bill for an act relating to the election of officers in school districts.

Read first time and referred to committee on **schools**.

**House File 328**, by Strothman, a bill for an act to authorize a property tax levy for ambulance service in certain counties.

Read first time and referred to committee on **ways and means**.

**House File 329**, by Schmeiser, Rex, Monroe, Scott, Roorda, Priebe, Knoblauch, Middleswart and Schroeder (Miller, Kennedy, Briles and Gilley), a bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters.

Read first time and referred to committee on **county government**.

**House File 330**, by committee on conservation and recreation, a bill for an act relating to the adoption and enforcement of departmental rules by the state conservation commission.

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

**House File 331**, by Andersen, a bill for an act relating to county use of the state institution fund for treatment of alcoholism.

Read first time and referred to committee on **ways and means**.

**House File 332**, by Holden, Pelton, Lawson, Drake and Ellsworth, a bill for an act relating to municipal support of trade or business projects.

Read first time and referred to committee on **cities and towns**.

**House File 333**, by Grassley and Wells (Van Drie, Rabedeaux, Messerly, Doderer and Gaudineer), a bill for an act relating to dissolution of credit unions.

Read first time and referred to committee on **commerce**.

**House File 334**, by committee on county government, a bill for an act relating to deposit and investment of public funds.

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

#### INTRODUCTION OF HOUSE JOINT RESOLUTION

**House Joint Resolution 12**, by Doyle, Rodgers, McCormick and Blouin, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide a procedure for the General Assembly to convene itself into special session between regular sessions.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

#### SENATE MESSAGE CONSIDERED

**Senate File 202**, a bill for an act relating to changing of names by individuals.

Read first time and referred to committee on **county government**.

#### CONSIDERATION OF BILLS

##### SPECIAL ORDER

(Senate File 236)

The hour of 9:30 a.m. having arrived, the Speaker announced the

special order of business for the consideration of **Senate File 236**, a bill for an act relating to congressional districts.

Skinner of Polk, District 60, moved that the House comply with section 37 of amendment 3 of the amendments of 1968 to the Constitution of the State of Iowa and not consider any plan in conflict with the before stated amendment of the Constitution of the State of Iowa in that no plan be considered by this House which crosses county lines.

Roll call was requested by Skinner of Polk, District 60, and Cochran of Webster, District 29.

Rule 70 was invoked.

On the question "Shall the motion prevail?"

The ayes were, 37:

Anania	Franklin	McCormick	Schmeiser
Bennett	Gluba	Middleswart	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Skinner
Cochran	Kelly	Patton	Small
Dougherty	Kennedy	Priebe	Stokes
Doyle	Kinley	Radl	Uban
Dunton	Knoblauch	Rodgers	Willits
Egenes	Larson	Sargisson	Wyckoff
Ewell			

The nays were, 56:

Alt	Goode	Millen	Sorg
Andersen	Grassley	Miller	Stanley
Bergman	Hamilton	Moffitt	Strand
Camp	Hansen	Mollett	Stromer
Campbell	Holden	Nielsen	Strothman
Christensen	Kehe	Nystrom	Taylor
Clark	Knoke	Pellett	Tieden
Curtis	Kreamer	Pelton	Trowbridge
Den Herder	Kruse	Pierson	Varley
Drake	Lawson	Rex	Waugh
Edelen	Logemann	Roorda	Welden
Ellsworth	McElroy	Schroeder	Winkelman
Fischer, H. O.	Mendenhall	Shaw	Wirtz
Fisher, C. R.	Menefee	Siglin	Mr. Speaker

Absent or not voting, 7:

Freeman	Johnston	Mayberry	Wells
Hill	Lipsky	Schwieger	

The motion lost.

Goode of Davis, District 98, offered the following amendment filed by him and Roorda of Jasper, District 67:

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1 and inserting in lieu thereof the following:

[First district shall consist of the counties of

Iowa, Johnson, Cedar, Scott, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines, Van Buren and Lee.]

1. *The first district shall consist of:*

a. *The entire counties of Madison, Marion, Mahaska, Keokuk, Washington, Louisa, Muscatine, Montgomery, Adams, Union, Clarke, Lucas, Monroe, Wapello, Jefferson, Henry, Des Moines, Page, Taylor, Ringgold, Decatur, Wayne, Appanoose, Davis, Van Buren and Lee.*

b. *In Warren county, Belmont, Jackson, Jefferson, Liberty, Lincoln, Linn, Otter, Palmyra, Squaw, Union, Virginia, Washington, White Breast and White Oak townships.*

c. *In Polk county, that portion of Bloomfield township lying south and west of a line drawn along the boundary of and through the township as follows:*

*Beginning at the intersection of the Dallas-Polk county line with the main channel of the Raccoon river, easterly along the main channel of the Raccoon river to its intersection with Southwest 105th street (also known as Schultz Road), southerly along Southwest 105th street to its intersection with Southwest 64th avenue (also known as Army Post road), east along Southwest 64th avenue to its intersection with Southwest 42nd street, and south along Southwest 42nd street to its intersection with the Polk-Warren county line.*

[Second district shall consist of the counties of Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware, Dubuque, Linn, Jones, Jackson and Clinton.]

2. *The second district shall consist of:*

a. *The entire counties of Winneshiek, Allamakee, Chickasaw, Bremer, Fayette, Clayton, Delaware, Dubuque, Jackson, Clinton, Cedar and Scott.*

b. *In Jones county, Hale township and that portion of Rome township outside the corporate limits of the town of Morley as the corporate limits existed on April 1, 1970.*

3. [Third] *The third district shall consist of the counties of [Winnebago,] Worth, Mitchell, Howard, [Hancock,] Cerro Gordo, Floyd, [Chickasaw, Wright,] Franklin, Butler, [Bremer, Hamilton,] Hardin, Grundy [and], Black Hawk, Buchanan, Story, Marshall, Tama and Benton.*

[Fourth district shall consist of the counties of Marshall, Tama, Benton, Jasper, Poweshiek, Warren, Marion, Mahaska, Keokuk, Union, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose and Davis.]

4. *The fourth district shall consist of:*

a. *The entire counties of Jasper, Poweshiek, Iowa, Johnson and Linn.*

b. *In Jones county, Cass, Castle Grove, Clay, Fairview, Greenfield, Jackson, Lovell, Madison,*



*Monticello City, Oxford, Richland, Scotch Grove, Washington, Wayne, and Wyoming townships, and that portion of the town of Morley lying in Rome township.*

*c. In Polk county, Allen, Beaver, Camp, Clay, Crocker, Delaware, Douglas, Elkhart, Four Mile, Franklin, Jefferson, Lee, Lincoln, Madison, Saylor, Union and Washington townships, and those portions of Des Moines and Bloomfield townships lying east of a line drawn through the city of Des Moines from north to south as follows:*

*Beginning at the intersection of the north corporate limits of the city of Des Moines (also being Aurora avenue) and West Twelfth street, south along West Twelfth street to Seneca avenue, west along Seneca avenue to West Thirteenth street, south along West Thirteenth street to Douglas Avenue, west along Douglas avenue to West Fourteenth street, south along West Fourteenth street to Euclid avenue, east along Euclid avenue to West Eighth street, north along West Eighth street to Douglas avenue, east along Douglas avenue to Sixth avenue, south along Sixth avenue to University avenue, west along University avenue to West Eighth street, south along West Eighth street to Laurel street, east along Laurel street to Sixth avenue, south along Sixth avenue to MacVicar freeway, west along MacVicar freeway to West Ninth street, south along West Ninth street to Center street, west along Center street to Keosauqua Way, southeasterly along Keosauqua Way to West Seventh street, southerly along West Seventh street to Walnut street, westerly along Walnut street to West Ninth street, southerly along West Ninth street to Cherry street, westerly along Cherry street to West Thirteenth street, northerly along West Thirteenth street to Mulberry street, westerly along Mulberry street to the point at which Mulberry street extended would intersect right-of-way of the Wabash railroad, westerly along the Wabash railroad to Fleur drive, southerly along Fleur drive to its intersection with the main channel of the Raccoon river, easterly along the main channel of the Raccoon river to its intersection with Southwest Ninth street, southerly along Southwest Ninth street to its intersection with Broad street, east along Broad street to its intersection with Southwest Fifth street, south along Southwest Fifth street to its intersection with Virginia avenue, east along Virginia avenue to its intersection with South Union street, south along South Union street to its intersection with Park avenue, west along Park avenue to its intersection with Southwest Fifth street, south along Southwest Fifth street to its intersection with Thornton avenue, west along Thornton avenue to its intersection with Southwest Ninth street, south along Southwest Ninth street to its intersection with Watrous*

*avenue, west along Watrous avenue to its intersection with Wakonda Parkway, southerly along Wakonda Parkway to its intersection with Southwest Sixteenth street, north along Southwest Sixteenth street to its intersection with Emma avenue, east along Emma avenue to its intersection with Southwest Fifteenth street, south along Southwest Fifteenth street to its intersection with McKinley avenue, west along McKinley avenue to its intersection with Fleur drive, south along Fleur drive to its intersection with Army Post road, east along Army Post road to its intersection with Southwest Fourteenth street, south along Southwest Fourteenth street to its intersection with Burnham street, west along Burnham street to its intersection with Southwest Sixteenth street, south along Southwest Sixteenth street to its intersection with Amos avenue, west along Amos avenue to its intersection with Southwest Seventeenth street, southerly and easterly along Southwest Seventeenth street and Havens avenue to the intersection of Havens avenue with Southview drive, north along Southview drive to its intersection with Luster lane, east along Luster lane to its intersection with Royal road, south along Royal road to its intersection with Meadow lane, east along Meadow lane to its intersection with Home street, northeasterly along Home street to its intersection with Luster lane, east along Luster lane to its intersection with Southwest Ninth street, and south along Southwest Ninth street to its intersection with the south corporate limits of the city of Des Moines (also being the Polk-Warren county line).*

*d. In Warren county, Allen, Greenfield, and Richland townships.*

[Fifth district shall consist of the counties of Webster, Boone, Story and Polk.]

*5. The fifth district shall consist of:*

*a. The entire counties of Hamilton, Crawford, Carroll, Greene, Boone, Harrison, Shelby, Audubon, Guthrie, Dallas, Pottawattamie, Cass, Adair, Mills and Page.*

*b. In Monona county, Ashton, Belvidere, Center, Franklin, Grant, Jordan, Kennebec, Lake, Lincoln, Maple, Onawa, St. Clair, Sherman, Sioux, Soldier, Spring Valley, West Fork and Willow townships, and that portion of the town of Mapleton lying in Cooper township.*

*c. In Polk county, Valley, Walnut and Webster townships and those portions of Bloomfield and Des Moines townships lying west of the line described in subsection four, paragraph "c" of this section, and north of the line described in subsection 1, paragraph "c" of this section.*

*6. [Sixth] The sixth district shall consist of:*

*a. The entire counties of Lyon, Osceola, Dickinson,*

Emmet, Kossuth, *Winnebago*, Sioux, O'Brien, Clay, Palo Alto, *Hancock*, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, *Wright*, Woodbury, Ida, Sac [and], Calhoun and *Webster*.

b. In Monona county, Fairview township and that portion of Cooper township lying outside the corporate limits of the town of Mapleton as the corporate limits existed on April 1, 1970.

[Seventh district shall consist of the counties of Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair, Madison, Mills, Montgomery, Adams, Fremont, Page and Taylor.]

Goode of Davis, District 98, offered the following amendment to the amendment and moved its adoption :

Amend the Goode and Roorda amendment to Senate File 236, filed February 23, 1971, by striking from line 152 the word "*Page*" and inserting in lieu thereof the word "*Fremont*".

The amendment to the amendment was adopted.

Goode of Davis, District 98, moved the adoption of the Goode-Roorda amendment as amended.

Roll call was requested by Goode of Davis, District 98, and Roorda of Jasper, District 67.

On the question "Shall the amendment as amended be adopted?"

The ayes were, 7:

Christensen	Goode	Pierson	Siglin
Drake	Moffitt	Roorda	

The nays were, 86:

Alt	Gluba	Menefee	Shaw
Anania	Grassley	Middleswart	Skinner
Andersen	Hamilton	Miller	Small
Bennett	Hansen	Mollett	Sorg
Bergman	Hill	Monroe	Stanley
Blouin	Holden	Nielsen	Stokes
Camp	Husak	Norpel	Strand
Campbell	Jesse	Nystrom	Stromer
Clark	Kehe	Patton	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Kennedy	Pelton	Tieden
Den Herder	Kinley	Priebe	Trowbridge
Dougherty	Knoblauch	Radl	Uban
Doyle	Knoke	Rex	Varley
Dunton	Kreamer	Rodgers	Waugh
Edelen	Larson	Sargisson	Welden
Egenes	Lawson	Schmeiser	Willits
Ellsworth	Logemann	Schroeder	Winkelman
Ewell	Mavberry	Schwartz	Wirtz
Fischer, H. O.	McCormick	Schweiger	Wyckoff
Fisher, C. R.	McElroy	Scott	Mr. Speaker
Franklin	Mendenhall		

## Absent or not voting, 7:

Bray	Johnston	Lipsky	Wells
Freeman	Kruse	Millen	

The amendment as amended lost.

Roorda of Jasper, District 67, offered the following amendment filed by him and moved its adoption :

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1 and inserting in lieu thereof the following:

1. [First] *The first* district shall consist of the counties of *Poweshiek, Iowa, Johnson, Cedar, Scott, Keokuk, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines*[, *Van Buren*] and Lee.

2. [Second] *The second* district shall consist of the counties of [Winneshiek,] *Allamakee, Chickasaw, Fayette, Clayton, [Buchanan,] Delaware, Dubuque, Benton, Linn, Jones, Jackson and Clinton.*

3. [Third] *The third* district shall consist of the counties of *Emmet, Kossuth, Winnebago, Worth, Mitchell, Howard, Winneshiek, Clay, Palo Alto, Hancock, Cerro Gordo, Floyd, [Chickasaw,] Humboldt, Wright, Franklin, Butler, Bremer, [Hamilton, Hardin] Grundy [and] Black Hawk and Buchanan.*

4. [Fourth] *The fourth* district shall consist of the counties of *Hamilton, Hardin, Story, Marshall, Tama, [Benton,] Jasper, [Poweshiek,] Warren, Marion, Mahaska, [Keokuk,] Montgomery, Adams, Union, Clarke, Lucas, Monroe, Wapello, Fremont, Page, Taylor, Ringgold, Decatur, Wayne, Appanoose [and], Davis and Van Buren.*

5. [Fifth] *The fifth* district shall consist of the counties of [Webster, Boone, Story and] *Audubon, Guthrie, Dallas, Polk, Pottawattamie, Cass, Adair, Madison and Mills.*

6. [Sixth] *The sixth* district shall consist of the counties of *Lyon, Osceola, Dickinson, [Emmet, Kossuth,] Sioux, O'Brien, [Clay, Palo Alto,] Plymouth, Cherokee, Buena Vista, Pocahontas, [Humboldt,] Woodbury, Ida, Sac [and], Calhoun, Webster, Monona, Crawford, Carroll, Greene, Boone, Harrison and Shelby.*

Roll call was requested by Roorda of Jasper, District 67, and Varley of Adair, District 84.

On the question "Shall the amendment be adopted?"

The ayes were, 17:

Camp	Goode	Pierson	Strand
Christensen	Lawson	Roorda	Stromer
Clark	Logemann	Sargisson	Taylor
Drake	Moffitt	Skinner	Uban
Egenes			

The nays were, 77:

Alt	Grassley	Mendenhall	Schwieger
Anania	Hamilton	Menefee	Scott
Andersen	Hansen	Middleswart	Shaw
Bennett	Hill	Millen	Siglin
Bergman	Holden	Miller	Small
Blouin	Husak	Mollett	Sorg
Campbell	Jesse	Monroe	Stanley
Cochran	Kehe	Nielsen	Stokes
Curtis	Kelly	Norpel	Strothman
Den Herder	Kennedy	Nystrom	Tieden
Dougherty	Kinley	Patton	Trowbridge
Doyle	Knoblauch	Pellett	Varley
Dunton	Knoke	Pelton	Waugh
Edelen	Kreamer	Priebe	Welden
Ellsworth	Kruse	Rex	Willits
Ewell	Larson	Rodgers	Winkelman
Fischer, H. O.	Mayberry	Schmeiser	Wirtz
Fisher, C. R.	McCormick	Schroeder	Wyckoff
Franklin	McElroy	Schwartz	Mr. Speaker
Gluba			

Absent or not voting, 6:

Bray	Johnston	Radl	Wells
Freeman	Lipsky		

The amendment lost.

Speaker pro tempore Millen in the chair at 11:05 a.m.

Cochran of Webster, District 29, offered the following amendment filed by Cochran, et al., and moved its adoption:

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1 and inserting in lieu thereof the following:

1. [First] *The first* district shall consist of the counties of *Poweshiek*, Iowa, Johnson, [Cedar], Scott, *Keokuk*, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines, *Davis*, Van Buren and Lee.

2. [Second] *The second* district shall consist of the counties of *Howard*, *Chickasaw*, Winneshiek, Allamakee, [Fayette], Clayton, [Buchanan,] Delaware, Dubuque, Linn, Jones, Jackson, *Cedar* and Clinton.

3. [Third] *The third* district shall consist of the counties of [Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw,] Wright, Franklin, Butler, Bremer, *Fayette*, [Hamilton,] Hardin, Grundy [and], Black Hawk, *Buchanan*, *Story*, *Marshall*, *Tama*, *Benton* and *Jasper*.

4. [Fourth] *The fourth* district shall consist of the counties of [Marshall, Tama, Benton, Jasper, Poweshiek, Warren, Marion, Mahaska, Keokuk, Union, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose and Davis] *Lyon*, *Osceola*, *Dickinson*, *Emmet*, *Kossuth*, *Winnebago*, *Worth*, *Mitchell*, *Sioux*, *O'Brien*, *Clay*, *Palo Alto*, *Hancock*, *Cerro Gordo*, *Floyd*, *Plymouth*, *Cherokee*, *Buena Vista*, *Pocahontas*, *Humboldt*, *Woodbury* and *Calhoun*.

5. [Fifth] *The fifth* district shall consist of the counties of [Webster, Boone, Story and] Polk, Warren, Marion, Mahaska, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne and Appanoose.

[Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Woodbury, Ida, Sac and Calhoun.]

6. [Seventh] *The sixth* district shall consist of the counties of *Ida, Sac, Webster, Hamilton, Monona, Crawford, Carroll, Greene, Boone, Harrison, Shelby, Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair, Madison, Mills, Montgomery, Adams, Union, Fremont, Page and Taylor.*

Roll call was requested by Cochran of Webster, District 29, and Skinner of Polk, District 60.

On the question "Shall the amendment be adopted?"

The ayes were, 33:

Anania	Gluba	McCormick	Schmeiser
Bennett	Husak	Middleswart	Schwartz
Blouin	Jesse	Norpel	Scott
Cochran	Kennedy	Pelton	Skinner
Dougherty	Kinley	Priebe	Small
Doyle	Knoblauch	Radl	Uban
Dunton	Larson	Rodgers	Willits
Ewell	Mayberry	Sargisson	Wyckoff
Franklin			

The nays were, 60:

Alt	Grassley	Menefee	Sorg
Andersen	Hamilton	Miller	Stanley
Bergman	Hansen	Moffitt	Stokes
Camp	Harbor	Mollett	Strand
Campbell	Hill	Nielsen	Stromer
Christensen	Holden	Nystrom	Strothman
Clark	Kehe	Patton	Taylor
Curtis	Kelly	Pellett	Tieden
Drake	Knoke	Pierson	Trowbridge
Edelen	Kreamer	Rex	Varley
Egenes	Kruse	Roorda	Waugh
Ellsworth	Lawson	Schroeder	Winkelman
Fischer, H. O.	Logemann	Schwieger	Wirtz
Fisher, C. R.	McElroy	Shaw	Speaker
Freeman	Mendenhall	Siglin	pro tempore
Goode			

Absent or not voting, 7:

Bray	Johnston	Monroe	Wells
Den Herder	Lipsky	Welden	

The amendment lost.

Pelton of Clinton, District 74, offered the following amendment filed by him and moved its adoption:

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1, and inserting in lieu thereof the following:

[First district shall consist of the counties of Iowa, Johnson, Cedar, Scott, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines, Van Buren and Lee.]

1. *The first district shall consist of:*

a. *The entire counties of Benton, Iowa, Johnson, Scott, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines, Van Buren and Lee.*

b. *In Cedar county, Sugar Creek township.*

c. *All of Poweshiek county except Sugar Creek and Union townships.*

[Second district shall consist of the counties of Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware, Dubuque, Linn, Jones, Jackson and Clinton.]

2. *The second district shall consist of:*

a. *The entire counties of Allamakee, Fayette, Clayton, Delaware, Dubuque, Linn, Jones, Jackson and Clinton.*

b. *All of Cedar county except Sugar Creek township.*

c. *All of Winneshiek county except Lincoln township.*

[Third district shall consist of the counties of Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw, Wright, Franklin, Butler, Bremer, Hamilton, Hardin, Grundy and Black Hawk.]

3. *The third district shall consist of:*

a. *The entire counties of Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw, Wright, Franklin, Butler, Bremer, Hardin, Grundy, Black Hawk, Buchanan and Tama.*

b. *In Boone county, Dodge township.*

c. *All of Hamilton county except Clear Lake township.*

d. *All of Marshall county except Eden and Jefferson townships.*

e. *In Winneshiek county, Lincoln township.*

[Fourth district shall consist of the counties of Marshall, Tama, Benton, Jasper, Poweshiek, Warren, Marion, Mahaska, Keokuk, Union, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose and Davis.]

4. *The fourth district shall consist of:*

a. *The entire counties of Polk, Jasper, Marion, Mahaska, Keokuk, Monroe, Wapello, Appanoose and Davis.*

b. *All of Lucas county except Otter Creek township and that portion of Washington township lying outside the town of Russell.*

c. *In Marshall county, Eden and Jefferson townships.*

d. *In Poweshiek county, Sugar Creek and Union townships.*

[Fifth district shall consist of the counties of Webster, Boone, Story and Polk.]

5. *The fifth district shall consist of:*

a. *The entire counties of Carroll, Greene, Story, Harrison, Audubon, Guthrie, Dallas, Pottawattamie, Cass,*

*Adair, Madison, Warren, Mills, Montgomery, Adams, Union, Clarke, Fremont, Page, Taylor, Ringgold, Decatur and Wayne.*

*b. All of Boone county except Dodge township.*

*c. In Calhoun county, Union township.*

*d. In Hamilton county, Clear Lake township.*

*e. In Lucas county, Otter Creek township and that portion of Washington township lying outside the town of Russell.*

*f. All of Shelby county except Jefferson township.*

[Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Woodbury, Ida, Sac and Calhoun.]

*6. The sixth district shall consist of:*

*a. The entire counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Winnebago, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Woodbury, Ida, Sac, Webster, Monona and Crawford.*

*b. All of Calhoun county except Union township.*

*c. In Shelby county, Jefferson township.*

[Seventh district shall consist of the counties of Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair, Madison, Mills, Montgomery, Adams, Fremont, Page and Taylor.]

The amendment lost.

Goode of Davis, District 98, offered the following amendment from the floor and moved its adoption:

Amend Senate File 236 as follows:

1. Page 1, line 10, by striking the word "Keokuk".
2. Page 1, line 11, by inserting the word "Jefferson".
3. Page 1, line 23, by inserting the word "Keokuk".
4. Page 1, line 24, by striking the word "Jefferson".

A non-record roll call was requested.

The ayes were 20, nays 55.

The amendment lost.

(Senate File 236 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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



Senate Concurrent Resolution 19, extending a cordial invitation to President Nixon to attend a joint session of the General Assembly.

CARROLL A. LANE, Secretary

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 19

Varley of Adair, District 84, asked and received unanimous consent to take up for immediate consideration **Senate Concurrent Resolution 19** and moved its adoption:

#### SENATE CONCURRENT RESOLUTION 19

By Kyhl and Lamborn

*Whereas*, the President of the United States, Mr. Richard Milhous Nixon, will be in Des Moines on Monday, March 1, 1971, with cabinet members, and members of the Iowa Congressional delegation serving on agriculture committees, to hold a council on Rural Development with the Governors of Iowa, Missouri, Illinois and Wisconsin; and

*Whereas*, Iowa is highly honored in the holding of this Rural Development Conference in our Capital City of Des Moines; and

*Whereas*, all the people of the Midwest are concerned about our rural problems and appreciate the President's deep interest as evidenced by this special trip to Des Moines; and

*Whereas*, addressing the Iowa General Assembly provides an ideal opportunity for an expression of the President's concern about rural problems; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*: That the Sixty-fourth General Assembly extend to President Nixon a most cordial invitation to attend a joint session of the General Assembly and present a message to the people of the Midwest.

*Be It Further Resolved*: That the Joint Session of the General Assembly be held on Monday, March 1, at such time as is convenient for President Nixon.

*Be It Further Resolved*: That the President of the Senate, Lieutenant Governor Roger W. Jepsen, and the Speaker of the House of Representatives, the Honorable William H. Harbor, be delegated to present this resolution to Mr. Nixon and personally urge his acceptance of this invitation.

Motion prevailed and the resolution was adopted.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 13

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 13**, filed on February 23, 1971, and found on pages 426 and 427 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### CONSIDERATION OF BILL BUSINESS PENDING

The House resumed consideration of **Senate File 236**, a bill for an act relating to congressional districts.

Cochran of Webster, District 29, offered the following amendment from the floor and moved its adoption:

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1 and inserting in lieu thereof the following:

[First district shall consist of the counties of Iowa, Johnson, Cedar, Scott, Washington, Louisa, Muscatine, Jefferson, Henry, Des Moines, Van Buren and Lee.]

1. *The first district shall be composed of:*

a. *The entire counties of Muscatine, Scott, Keokuk, Washington, Louisa, Jefferson, Henry, Des Moines, Davis, Van Buren and Lee.*

b. *All of Iowa county except Honey Creek township.*

c. *All of Johnson county except Graham township.*

d. *In Linn county, Fairfax township.*

e. *All of Poweshiek county except Jefferson township.*

[Second district shall consist of the counties of Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware, Dubuque, Linn, Jones, Jackson and Clinton.]

2. *The second district shall be composed of:*

a. *The entire counties of Howard, Chickasaw, Winneshiek, Allamakee, Clayton, Delaware, Dubuque, Jones, Jackson, Cedar and Clinton.*

b. *In Johnson county, Graham township.*

c. *All of Linn county except Fairfax township.*

d. *In Mitchell county, Wayne township.*

[Third district shall consist of the counties of Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw, Wright, Franklin, Butler, Bremer, Hamilton, Hardin, Grundy and Black Hawk.]

3. *The third district shall be composed of:*

a. *The entire counties of Franklin, Bremer, Fayette, Hardin, Grundy, Black Hawk, Buchanan, Marshall, Tama, Benton and Jasper.*

b. *In Boone county, Garden township.*

c. *All of Butler county except Dayton township.*

d. *In Cerro Gordo county, Grimes township.*

e. *In Iowa county, Honey Creek township.*

f. *In Poweshiek county, Jefferson township.*

g. *All of Story county except Union township.*

h. *All of Wright county except Norway, Woolstock and Wall Lake townships.*

[Fourth district shall consist of the counties of Marshall, Tama, Benton, Jasper, Poweshiek, Warren, Marion, Mahaska, Keokuk, Union, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose and Davis.]

4. *The fourth district shall consist of:*

a. *The entire counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Winnebago, Worth, Sioux, O'Brien, Clay, Palo Alto, Hancock, Floyd, Plymouth, Buena Vista, Pocahontas, Humboldt and Woodbury.*

b. *In Butler county, Dayton township.*

c. *All of Calhoun county except Jackson township.*

d. *All of Cerro Gordo county except Grimes township.*

- e. All of Cherokee county except Silver township.*
- f. In Ida county, Douglas township.*
- g. All of Mitchell county except Wayne township.*
- h. In Monona county, Fairview and Lake townships.*
- i. In Webster county, Deer Creek township.*
- j. In Wright county, Norway township.*

[Fifth district shall consist of the counties of Webster, Boone, Story and Polk.]

*5. The fifth district shall consist of:*

- a. The entire counties of Warren, Marion, Mahaska, Lucas, Monroe, Wapello, Decatur, Wayne and Appanoose.*
- b. All of Clarke county except Washington township.*
- c. All of Polk county except Union township.*
- d. All of Ringgold county except Tingley township.*
- e. In Story county, Union township.*

[Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Woodbury, Ida, Sac and Calhoun.]

*6. The sixth district shall be composed of:*

- a. The entire counties of Sac, Hamilton, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Pottawattamie, Cass, Adair, Madison, Mills, Montgomery, Adams, Union, Fremont, Page and Taylor.*
- b. All of Boone county except Garden township.*
- c. In Calhoun county, Jackson township.*
- d. In Cherokee county, Silver township.*
- e. In Clarke county, Washington township.*
- f. All of Ida county except Douglas township.*
- g. All of Monona county except Fairview and Lake townships.*
- h. In Polk county, Union township.*
- i. In Ringgold county, Tingley township.*
- j. All of Webster county except Deer Creek township.*
- k. In Wright county, Wall Lake and Woolstock townships.*

[Seventh district shall consist of the counties of Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Cass, Pottawattamie, Adair, Madison, Mills, Montgomery, Adams, Fremont, Page and Taylor.]

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment from the floor, filed by him and Pierson of Mahaska, District 87, and moved its adoption:

Amend Senate File 236, as amended and passed by the Senate, by striking all after line 8 on page 1 and inserting in lieu thereof the following:

"1. As used in this chapter any reference to a specific township means the civil township so identified as the boundaries existed on April 1, 1970. Any reference to a specific census tract means that area so identified by the

United States Census Bureau as the boundaries existed on April 1, 1970.

"2. The State of Iowa is hereby organized and divided into six congressional districts, which shall be composed respectively, of the following counties or parts of counties:

The First District shall consist of the counties of Muscatine, Cedar, Scott, Clinton, Jackson, Dubuque, Delaware, Clayton, Fayette, Bremer and Allamakee, and Pleasant Township in Winneshiek and Port Louisa Township in Louisa County.

The Second District shall consist of the counties of Jones, Linn, Johnson, Iowa, Poweshiek, and Jasper and all of Polk County except the townships of Valley, Walnut, Webster, Jefferson, Madison, Union, Lincoln, Crocker, Elkhart, Washington, Franklin, and Beaver except for the city of Mitchellville as its boundaries existed on April 1, 1970, and Census Tracts Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twenty-Eight (28), Twenty-nine (29), Thirty point Zero One (30.01), Thirty point Zero Two (30.02), Thirty-One (31), Thirty-Two (32), Forty (40), and Forty-One (41) within Des Moines Township, Polk County, Iowa.

The Third District shall consist of the counties of Winnebago except for Linden Township, Worth, Mitchell, Howard, Winneshiek except for Pleasant Township, Floyd, Chickasaw, Franklin, Butler, Hardin, Grundy, Black Hawk, Buchanan, Story, Marshall, Tama and Benton and Scott township in Hamilton County.

The Fourth District shall consist of the counties of Guthrie, Adair, Madison, Warren, Marion, Mahaska, Keokuk, Washington, Louisa except for Port Louisa Township, Montgomery, Adams, Union, Clarke, Lucas, Monroe, Wapello, Jefferson, Henry, Des Moines, Fremont except for Scott Township, Page, Taylor, Ringgold, Decatur, Wayne, Appanoose, Davis, Van Buren, and Lee and Edna and Victoria Townships in Cass County.

The Fifth District shall consist of the counties of Mills, Pottawattamie, Cass except for Edna and Victoria Townships, Harrison, Shelby, Audubon, Dallas, Monona, Crawford, Carroll, Greene, Boone, Sac, Buena Vista except for Elk and Brooke Townships, Hamilton except for Scott Township, and Garfield Township in Clay County, Scott Township in Fremont County, and Valley, Walnut, Webster, Jefferson, Madison, Union, Lincoln, Crocker, Elkhart, Washington and Franklin Townships in Polk County, and Beaver Township except for the city of Mitchellville as its boundaries existed on April 1, 1970, and Census Tracts Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twenty-Eight (28), Twenty-nine (29), Thirty point Zero One (30.01), Thirty point Zero Two (30.02), Thirty-One (31), Thirty-Two (32), Forty (40), and Forty-One (41) within Des Moines Township, Polk County, Iowa.

The Sixth District shall consist of the counties of: Lyon, Osceola, Dickinson, Emmet, Kossuth, Sioux, O'Brien, Clay, except for Garfield Township, Palo Alto, Hancock, Cerro Gordo, Plymouth, Cherokee, Pocahontas, Humboldt, Wright, Woodbury, Ida, Calhoun, Webster, and Elk and Brooke Townships in Buena Vista County, and Linden Township in Winnebago County.

Roll call was requested by Blouin of Dubuque, District 49, and Skinner of Polk, District 60.

On the question "Shall the amendment be adopted?"

The ayes were, 5:

Christensen	Millen	Rex	Taylor
Goode			

The nays were, 86:

Alt	Freeman	McElroy	Scott
Anania	Gluba	Menefee	Shaw
Andersen	Grassley	Middleswart	Siglin
Bennett	Hamilton	Miller	Skinner
Bergman	Hansen	Moffitt	Small
Blouin	Hill	Mollett	Sorg
Campbell	Holden	Monroe	Stanley
Clark	Husak	Nielsen	Stokes
Cochran	Jesse	Norpel	Strand
Curtis	Kehe	Nystrom	Strothman
Den Herder	Kelly	Patton	Tieden
Dougherty	Kennedy	Pellett	Trowbridge
Doyle	Kinley	Pelton	Uban
Drake	Knoblauch	Pierson	Varley
Dunton	Knoke	Priebe	Waugh
Edelen	Kreamer	Radl	Welden
Egenes	Kruse	Rodgers	Willits
Ellsworth	Larson	Sargisson	Winkelman
Ewell	Lawson	Schmeiser	Wirtz
Fischer, H. O.	Logemann	Schroeder	Wyckoff
Fisher, C. R.	Mayberry	Schwartz	Mr. Speaker
Franklin	McCormick		

Absent or not voting, 9:

Bray	Lipsky	Roorda	Stromer
Camp	Mendenhall	Schwieger	Wells
Johnston			

The amendment lost.

Shaw of Scott, District 78, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (S.F. 236)

The ayes were, 62:

Alt	Edelen	Holden	Menefee
Andersen	Egenes	Kehe	Millen
Bergman	Ellsworth	Kelly	Miller
Camp	Fischer, H. O.	Knoke	Mollett
Campbell	Fisher, C. R.	Kreamer	Nielsen
Clark	Freeman	Kruse	Norpel
Curtis	Grassley	Lawson	Nystrom
Den Herder	Hamilton	Mayberry	Pellett
Drake	Hansen	McElroy	Pelton
Dunton	Hill	Mendenhall	Radl

Rex	Sorg	Taylor	Waugh
Schroeder	Stanley	Tieden	Welden
Schwieger	Stokes	Trowbridge	Winkelman
Shaw	Strand	Uban	Wirtz
Siglin	Stromer	Varley	Mr. Speaker
Skinner	Strothman		

The nays were, 34:

Anania	Gluba	McCormick	Roorda
Bennett	Goode	Middleswart	Sargisson
Blouin	Husak	Moffitt	Schmeiser
Christensen	Jesse	Monroe	Schwartz
Cochran	Kennedy	Patton	Scott
Dougherty	Kinley	Pierson	Small
Doyle	Knoblauch	Priebe	Willits
Ewell	Larson	Rodgers	Wyckoff
Franklin	Logemann		

Absent or not voting, 4:

Bray	Johnston	Lipsky	Wells
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Kreamer of Polk, District 63, moved that the vote by which Senate File 236 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 54, nays 39.

The motion prevailed.

#### HOUSE FILE 312 WITHDRAWN

Shaw of Scott, District 78, asked and received unanimous consent to withdraw **House File 312** from further consideration by the House.

#### HOUSE CONCURRENT RESOLUTION 20

By Kelly, Sorg and Kennedy

*Whereas*, legalizing acts seem to increase in number each session of the General Assembly; and

*Whereas*, serious questions are raised as to the constitutionality of such acts in that all legislative acts are supposed to have uniform application across the state; and

*Whereas*, it is assumed by most legislators that when such a bill is introduced it is merely to correct a minor error or omission of a procedural nature; and

*Whereas*, the bonding attorneys and financial consulting firms have had knowledge of the fact that proposed actions were not authorized by law and still advised public officials to proceed; and

*Whereas*, it has been the custom of the House to not approve proposed legalizing acts under the following circumstances:

1. When the officials involved knew at the time the act was committed that it was not authorized by law.

2. When there was litigation pending.

3. When the statute of limitations had not run.

4. When a citizen's right to appeal to the courts would be deprived.

5. When there was a controversy among the citizenry involved about the advisability of the legislature passing the act; and

*Whereas*, legalizing actions for public officials which are clearly beyond the laws sets a poor example for other public officials and citizens who are expected to obey the law; and

*Whereas*, the introduction of such bills often puts members of the General Assembly in an extremely embarrassing position with their constituents when controversy arises over such bills, especially when the legislator had absolutely nothing to do with the action needing legalization; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That it reaffirms the wisdom of the above listed custom and encourages individual members of the General Assembly to do likewise; and

*Be It Further Resolved*, That individual members of the General Assembly submitting legalizing acts are encouraged to ascertain if the five standards enumerated in this resolution are met. If any of such conditions exist, or if knowledge as to such conditions is lacking, it is the consensus of the General Assembly that no legalizing act should be considered.

Laid over under Rule 25.

#### REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 230**, a bill for an act relating to election precincts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following report:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 122**, a bill for an act relating to the number of official county newspapers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 122 as follows:

1. Page 2, by striking lines 15 through 18 and inserting in lieu thereof the following:

"2. In counties having a population of more than fifty thousand, divided into two divisions for court purposes, [three] *two* such newspapers in each such division."

2. Page 2, line 22, by striking *2* and inserting in lieu thereof *3*.

CLYDE REX, Chairman

Fischer of Grundy, District 35, from the committee on commerce, submitted the following reports:

Mr. SPEAKER: Your committee on commerce, to whom was referred **Senate File 83**, a bill for an act relating to the auditing committee of a credit union, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also:

Mr. SPEAKER: Your committee on commerce, to whom was referred **Senate File 157**, a bill for an act relating to conflicts of interest of officers and directors of insurance companies, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

#### AMENDMENTS FILED

1 Amend House File 6 as follows:

- 2 1. Page 4, insert after line 15 the following  
3 new subsection:  
4 "5. Administer and enforce the provisions of  
5 chapter one hundred four A (104A), Code 1971."  
6 2. Page 19, by striking lines 26 and 27.

GRASSLEY of Butler, District 10

1 Amend House File 162 as follows:

- 2 1. Page 2, line 10, by inserting after the comma  
3 the word "and".  
4 2. Page 2, line 11, by striking all after the  
5 word "devices" and inserting after the word "devices"  
6 a period.  
7 3. Page 2, by striking lines 12 through 26 and  
8 inserting in lieu thereof the following:  
9 "All rules and regulations proposed hereunder  
10 shall be subject to chapter 17A, Code 1971.  
11 A violation of such rules shall be a misdemeanor  
12 punishable by a fine of not more than one hundred  
13 dollars or by imprisonment in the county jail not to  
14 exceed thirty days."  
15 4. Page 2, by striking lines 27 through 31.

KNOKE of Pottawattamie, District 79

1 Amend House File 233 as follows:

- 2 1. Page 1, line 9, by striking the figures "1971"  
3 and inserting in lieu thereof the figures "1972".  
4 2. Page 1, line 9, by striking the figures "1972"  
5 and inserting in lieu thereof the figures "1973".  
6 3. Page 1, line 10, by inserting after the word  
7 "ambulance" the following: "*rural mail carriers*".

KRUSE of O'Brien, District 4

BERGMAN of Osceola, District 3

STOKES of Plymouth, District 2



1 Amend House File 294, as follows:

- 2 1. Page 2, line 6, by inserting after the word  
3 "board" the words "or the drainage district  
4 trustees".  
5 2. Page 2, line 11, by striking the word "deems" and  
6 inserting the words "or the drainage district  
7 trustees deem".  
8 3. Page 2, line 13, by striking the word "it" and  
9 inserting the word "they".  
10 4. Page 2, line 18, by striking the words "may, in  
11 its" and inserting the words "or the drainage  
12 district trustees may, in their".  
13 5. Page 2, line 29, by inserting after the word  
14 "boards" the words "or the drainage district  
15 trustees".  
16 6. Amend line 1 of the title, by inserting after the  
17 word "supervisors" the words "or the drainage  
18 district trustees".

WAUGH of Monona, District 27

- 1 Amend Senate File 90, page 2, line 6, by striking  
2 the word "one-tenth" and inserting in lieu thereof the  
3 word "one-fourth".

KRUSE of O'Brien, District 4  
BERGMAN of Osceola, District 3  
STOKES of Plymouth, District 2

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, February 26, 1971.

# JOURNAL OF THE HOUSE

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Forty-seventh Calendar Day—Thirty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, FEBRUARY 26, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by Father Paul Alvey, superintendent of Saint Edmond's High School, Fort Dodge, Iowa.

The Journal of Thursday, February 25, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Mollett of Pottawattamie, District 80, on request of Stanley of Linn, District 45; Bray of Scott, District 77, on request of Priebe of Kossuth, District 6; Freeman of Buena Vista, District 15, on request of Waugh of Monona, District 27.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Six American government class students from St. Edmond's High School, Fort Dodge, Iowa, accompanied by their teacher, James Weaver. By Cochran of Webster, District 29.

## PETITIONS FILED

The following petitions were received and placed on file:

By Wyckoff of Benton, District 42, from thirteen residents of Benton County opposing House File 185 pertaining to prohibiting widows of veterans from living at the soldiers home at Marshalltown, Iowa.

By Logemann of Worth, District 7, from twenty-two residents of Worth County favoring major property tax replacement legislation and a property tax freeze until such legislation goes into effect.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 122 and 230 and Senate Files 83 and 157, under Rule 35.

## INTRODUCTION OF BILLS

**House File 335**, by Pierson, Moffitt, Middleswart, Dunton, Dougherty and Roorda, a bill for an act relating to permits to sell seeds.

Read first time and referred to committee on **agriculture**.

**House File 336**, by Camp and Tieden, a bill for an act relating to the taxation of studded tires and providing penalties for violations.

Read first time and referred to committee on **ways and means**.

**House File 337**, by Schwieger and Norpel (Davis, Lamborn, Palmer and Griffin), a bill for an act relating to the revocation or suspension of the license to practice chiropractic.

Read first time and referred to committee on **social services**.

**House File 338**, by Grassley, Nielsen and Schroeder (Mowry), a bill for an act to establish the office of district attorney.

Read first time and referred to committee on **judiciary**.

**House File 339**, by Ellsworth, Freeman, Drake, Wells, Taylor and Waugh (Walsh, Thordsen and Palmer), a bill for an act relating to the taxation of coin-operated laundries.

Read first time and referred to committee on **ways and means**.

**House File 340**, by Kreamer, a bill for an act providing an Iowa income tax deduction for adoption expenses.

Read first time and referred to committee on **ways and means**.

**House File 341**, by Campbell, a bill for an act relating to admission to the University of Iowa college of medicine.

Read first time and referred to committee on **higher education**.

ANNOUNCEMENT BY CHAIRMAN  
OF APPROPRIATIONS COMMITTEE

Pursuant to House Rule 54, the following bill was passed by the House appropriations committee:

- H. F. 121 Providing limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint boards of education.

Further pursuant to House Rule 54, the following bills are in the possession of the House appropriations committee:

- H. F. 4 Relating to the governor-elect expense fund.  
 H. F. 5 Relating to the receipt of state employees of advances for expenses for state work.  
 H. F. 8 Changing name and expanding duties of the governor's committee on employment of handicapped to include housing and services.

- H. F. 189 Relating to sewage works construction fund.  
 H. F. 212 Relating to salaries of highway commission and other state employees.  
 H. F. 221 Relating to renal disease program.  
 H. F. 272 Expenses for state educational radio and TV.  
 H. F. 276 Relating to appointive jury commissioners.  
 H. F. 286 Relating to the judicial retirement system.  
 H. F. 316 Establishing regional medical education board.  
 S. F. 171 Making an appropriation from primary road fund to state highway commission for deficiencies in funds appropriated for field operations.  
 S. F. 179 Relating to the expenditure of state funds.  
 H.C.R. 17 Recommending Highway Commission try to accomplish a greater share of the highway system design work.

JOHN CAMP, Chairman

### HOUSE CONCURRENT RESOLUTION 18 ADOPTED

Gluba of Scott, District 76, called up for consideration **House Concurrent Resolution 18**, filed on February 23, 1971, and found on page 423 of the House Journal.

Drake of Muscatine, District 71, moved that House Concurrent Resolution 18 be referred to the committee on constitutional amendments and reapportionment.

Roll call was requested by Cochran of Webster, District 29, and Uban of Black Hawk, District 38.

On the question "Shall the resolution be referred to committee?"

The ayes were, 37:

Alt	Holden	Radl	Taylor
Campbell	Kehe	Rex	Varley
Den Herder	Kreamer	Roorda	Waugh
Drake	Kruse	Schroeder	Welden
Ellsworth	Lawson	Shaw	Winkelman
Fischer, H. O.	McElroy	Stokes	Wirtz
Fisher, C. R.	Mendenhall	Strand	Wyckoff
Goode	Menefee	Stromer	Speaker
Grassley	Nielsen	Strothman	pro tempore
Hamilton	Pierson		

The nays were, 48:

Anania	Ewell	Mayberry	Sargisson
Andersen	Franklin	McCormick	Schmeiser
Blouin	Gluba	Middleswart	Schwartz
Camp	Hansen	Miller	Schwieger
Christensen	Hill	Moffitt	Scott
Clark	Husak	Monroe	Siglin
Cochran	Jesse	Norpel	Small
Curtis	Kennedy	Nystrom	Stanley
Dougherty	Kinley	Patton	Tieden
Doyle	Knoblauch	Pellett	Trowbridge
Dunton	Knoke	Priebe	Uban
Edelen	Larson	Rodgers	Willits

Absent or not voting, 15:

Bennett	Freeman	Lipsky	Skinner
Bergman	Harbor	Logemann	Sorg
Bray	Johnston	Mollett	Wells
Egenes	Kelly	Pelton	

The motion lost.

Gluba of Scott, District 76, moved the adoption of House Concurrent Resolution 18.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the resolution be adopted?"

The ayes were, 66:

Alt	Ewell	McElroy	Schwieger
Anania	Franklin	Menefee	Scott
Andersen	Gluba	Middleswart	Shaw
Bennett	Hansen	Miller	Siglin
Blouin	Hill	Moffitt	Small
Camp	Husak	Monroe	Stanley
Campbell	Jesse	Norpel	Strand
Christensen	Kennedy	Nystrom	Strothman
Clark	Kinley	Patton	Tieden
Cochran	Knoblauch	Pellett	Trowbridge
Curtis	Knoke	Pierson	Uban
Dougherty	Kreamer	Priebe	Waugh
Doyle	Larson	Rex	Willits
Dunton	Lawson	Rodgers	Wirtz
Edelen	Logemann	Sargisson	Speaker
Egenes	Mayberry	Schmeiser	pro tempore
Ellsworth	McCormick	Schwartz	

The nays were, 24:

Bergman	Grassley	Mendenhall	Stromer
Den Herder	Hamilton	Nielsen	Taylor
Drake	Harbor	Radl	Varley
Fischer, H. O.	Holden	Roorda	Welden
Fisher, C. R.	Kehe	Schroeder	Winkelman
Goode	Kruse	Stokes	Wyckoff

Absent or not voting, 10:

Bray	Kelly	Pelton	Sorg
Freeman	Lipsky	Skinner	Wells
Johnston	Mollett		

The resolution was adopted.

SENATE AMENDMENT CONSIDERED  
HOUSE REFUSES TO CONCUR  
(House File 177)

Den Herder of Sioux, District 1, called up for consideration **House File 177**, a bill for an act to increase the tax on cigarettes, amended by the Senate as follows:

Amend House File 177 as follows:

1. Page 2, line 8, by striking the word "*six*" and inserting in lieu thereof the word "*seven*".
2. Page 2, line 11, by striking the word "*seven*" and inserting in lieu thereof the word "*eight*".

Tieden of Clayton, District 14, offered the following amendment to the Senate amendment and moved its adoption:

Amend the Senate amendment to House File 177 as follows:

1. Line 3, by striking the word "*seven*" and inserting the words "*one mill to be deposited in the state conservation fund, and in addition six*".
2. Line 5, by striking the word "*eight*" and inserting in lieu thereof the words "*one mill to be deposited in the state conservation fund, and in addition seven*".

A non-record roll call was requested.

The ayes were 36, nays 54.

The amendment lost.

Den Herder of Sioux, District 1, moved that the House concur in the Senate amendment.

A non-record roll call was requested.

The ayes were 22, nays 63.

Motion lost and the House refused to concur in the Senate amendment.

#### AMENDMENTS FILED

- 1 Amend House Joint Resolution 11, page 1, line 22,
- 2 by inserting after the word "appoint" the following:
- 3 " , within fifteen days after the vacancy occurs,".

STOKES of Plymouth, District 2

- 1 Amend House File 143, page 2, by adding to
- 2 section 1 the following:
- 3 "The provisions of this section shall not be
- 4 applicable to any person holding a valid vehicle
- 5 operator's license."

STOKES of Plymouth, District 2

- 1 Amend House File 320, page 6, line 18, by striking
- 2 the word "The" and inserting in lieu thereof the words
- 3 "If the".

RADL of Linn, District 43

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, March 1, 1971.

# JOURNAL OF THE HOUSE

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Fiftieth Calendar Day—Thirty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MARCH 1, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend James Osborn, pastor of the United Methodist Church, Fredericksburg, Iowa.

The Journal of Friday, February 26, 1971, was approved.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 21

Varley of Adair, District 84 asked and received unanimous consent to take up for immediate consideration House Concurrent Resolution 21 and moved its adoption.

## HOUSE CONCURRENT RESOLUTION 21 By Varley and Cochran

*Be It Resolved by the House, the Senate Concurring, that a joint convention of the two houses of the Sixty-fourth General Assembly, First Regular Session, be held on Monday, March 1, 1971, at 10:10 a.m. for the purpose of hearing the President of the United States, Richard M. Nixon, address the joint convention.*

Motion prevailed and the resolution was adopted.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate :

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

House Concurrent Resolution 21, provided for a joint convention of the Sixty-fourth General Assembly on Monday, March 1, 1971, at 10:10 a.m.

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

Senate Concurrent Resolution 21, inviting the Chief Justice and members of the Supreme Court, the elected state officials and the Iowa Congressional delegation to attend the joint convention of the Sixty-fourth General Assembly on Monday, March 1, 1971.

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

Senate Concurrent Resolution 20, inviting Governor Robert D. Ray to

attend the joint convention of the Sixty-fourth General Assembly on Monday, March 1, 1971.

CARROLL A. LANE, Secretary

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 20

Varley of Adair, District 84, asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 20 and moved its adoption.

#### SENATE CONCURRENT RESOLUTION 20

By Kyhl and Lamborn

*Whereas*, the President of the United States, Richard Milhous Nixon, has accepted an invitation to address a joint convention of the Senate and House of the Sixty-fourth General Assembly to be held Monday, March 1, 1971; *Now Therefore*

*Be It Resolved by the Senate, the House Concurring*: That Governor Robert D. Ray be invited to attend the joint convention; and

*Be It Further Resolved*: That the President of the Senate and the Speaker of the House be designated to deliver this invitation to Governor Ray.

Motion prevailed and the resolution was adopted.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 21

Varley of Adair, District 84, asked and received unanimous consent to take up for immediate consideration Senate Concurrent Resolution 21 and moved its adoption.

#### SENATE CONCURRENT RESOLUTION 21

By Kyhl and Lamborn

*Whereas*, the President of the United States, Richard Milhous Nixon, has accepted an invitation to address a joint convention of the Senate and House of the Sixty-fourth General Assembly to be held Monday, March 1, 1971; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*: That the Chief Justice and members of the Supreme Court, the elected state officials and the Iowa Congressional delegation be invited to attend the joint convention; and

*Be It Further Resolved*: That the President of the Senate and the Speaker of the House be designated to deliver this invitation to them.

Motion prevailed and the resolution was adopted.

Kreamer of Polk, District 63, moved that a committee of three be appointed to notify the Senate that House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such commit-



tee the following: Kreamer of Polk, District 63; Priebe of Kossuth, District 6, and Drake of Muscatine, District 71.

Kreamer of Polk, chairman of the committee to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated throughout the House chamber.

### JOINT CONVENTION

In accordance with law and House Concurrent Resolution 21 duly adopted, the joint convention was called to order, President Jepsen presiding.

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

The Sergeant-at-Arms announced the arrival of Mrs. Richard M. Nixon, wife of the President of the United States, and Mrs. Robert D. Ray, wife of the Governor of Iowa.

Mrs. Richard M. Nixon was escorted by Lieutenant Governor Roger W. Jepsen and Mrs. Robert D. Ray was escorted by Speaker William H. Harbor to the well of the chamber.

The Sergeant-of-Arms announced that the President of the United States and the Governor of the State of Iowa were present in the House chamber.

The President of the United States, Richard M. Nixon, was escorted to the Speaker's station by the Governor of Iowa, Robert D. Ray.

The President of the Senate introduced to the joint convention the Honorable Robert D. Ray, Governor of the State of Iowa.

Governor Robert D. Ray presented the President of the United States, Richard M. Nixon, with the following remarks:

**MR. PRESIDENT, MRS. NIXON, PRESIDENT OF THE SENATE, MR. CHIEF JUSTICE, JUSTICES OF THE SUPREME COURT, STATE OFFICIALS, MEMBERS OF THE GENERAL ASSEMBLY, GUESTS, LADIES AND GENTLEMEN:**

Indeed it is an honor today to be host to the President of the United States. The President and Mrs. Nixon are not newcomers to our state. They have visited us on other occasions. As a matter of fact, they lived some seven months in Ottumwa. It was then Lieutenant (j.g.) Nixon and

as I understand it, they lived in a \$55 a month apartment. They have come a long, long way.

This is, however, the first time President Nixon has been in our state since he has been President of the United States. This is also the first time that a President has ever brought his Cabinet to meet in our state and while one other President visited at the Capitol here, President Nixon is the first President to ever address the General Assembly in this capitol.

We are very pleased President Nixon and Mrs. Nixon are with us and I take great pride in telling the President that having come back from the Governor's Conference in Washington just this last week, that the Governors of this country have tremendous respect for the Office of the Presidency but likewise, regardless of their party affiliation, they have great and tremendous appreciation, admiration and respect for you, Mr. President.

And now it is my pleasure to introduce our President to this General Assembly, to the people of the State of Iowa, to the people in the midwest and this entire nation. Ladies and gentlemen, the President of the United States.

Remarks by the  
PRESIDENT OF THE UNITED STATES  
RICHARD M. NIXON

Delivered before a Joint Session  
of the Sixty-fourth General Assembly  
First Session

GOVERNOR RAY, MR. PRESIDENT, MR. SPEAKER, MR. CHIEF JUSTICE, MEMBERS OF THE LEGISLATURE, MEMBERS OF THE SUPREME COURT, SENATOR MILLER, AND ALL OF OUR DISTINGUISHED GUESTS ON THIS VERY SPECIAL OCCASION:

As Governor Ray has indicated, this is my first visit to Iowa as President of the United States and I am honored that it takes place here in an address to the legislature of the State of Iowa.

I should point out that Vice President Agnew has made a visit to Iowa since taking office. You may recall in a speech he made in Des Moines on November 13, he received quite a bit of national publicity. I spoke with him on the phone yesterday about my pending visit to Iowa, and he suggested that if I really wanted to make major news that I might address myself to the subject of the news media, when I appeared before this group. In matter of fact, that is the most risky idea the Vice President has advanced since he invited me to play golf with him a few weeks ago.

I want you to know that I greatly appreciate this invitation to address this joint session of the Iowa state legislature—both to share with you a few of my thoughts about America's future, and to reaffirm my own strong conviction that in the state capitols of America there is a wealth of wisdom and compassion and understanding of the great needs that confront our nation's people.

This is my first appearance before a legislative body since I delivered my State of the Union address to the United States Congress—and I am especially pleased that it can be before this legislature, which I note was recently cited by the Citizens Conference on State Legislatures as one of the best in the nation. I congratulate you.

In that address, I outlined six great goals for America, and I urged the Congress to join in bringing about a new American revolution—a peaceful revolution, in which power was turned back to the people—in which govern-

ment at all levels was refreshed and renewed, and made truly responsive to the people of this country.

It is especially appropriate that that appeal to the Congress should be followed by this, the first appearance as President of the United States I have had an opportunity to make before a state legislature. For as we consider the changes that are needed in American government, we must remember that we have not one chief executive in America, but many; not one legislature, but many—and that each of these is a vital part of the American system.

One of my key proposals to the Congress is that we make a \$16 billion investment in renewing state and local government by sharing federal revenues without the cumbersome restrictions that now follow federal funds. I have noted that this legislature has already expressed its support for the principle of revenue sharing. I also have proposed a sweeping reorganization of the federal government itself to make it more responsive to the needs of the people.

Together, these changes can give us, all here in Iowa and across this great nation, better government, but they have special meaning for what we call rural America.

First, in terms of dollars, I am announcing today that I am increasing by an extra \$100 million the amount that I originally proposed in special revenue sharing for rural community development, bringing that to \$1.1 billion for the coming year—which is 24 percent more for rural development programs than is being made available to the states under existing categorical grant programs this year.

The direct dollar benefit to rural America is obvious. In addition, rural America will share substantially in general revenue sharing funds, and also in special revenue sharing for manpower, education, transportation and law enforcement, and all of these of course cut across all of America, whether it is rural or urban or a mixture of the two. Funds for urban community development will also go in part to urban communities, like the city of Des Moines, in largely rural areas.

A second reason these changes have special meaning for rural America is that one of their chief purposes is to give each state and each community greater freedom to decide for itself those questions that directly affect its own future. If the lessons of the past decades mean anything, they mean that as power has been concentrated more and more in Washington, as decisions have increasingly been made by remote control, the special needs of our rural communities and of the great heartland of America more and more have either been neglected or even gone unrecognized.

I want those decisions that affect rural America made by people who know rural America. And the people who know a place best are the people who live there. To put it bluntly I believe that legislators in Iowa know better than bureaucrats in Washington, D. C., what is best for Iowa.

It is fashionable in a lot of quarters these days to scoff at state and local government. To speak of its corruption, its inefficiency and all of the other problems that seem to confront them at this time. But to those who sneer at state legislatures, at city councils, at any level of government other than that in Washington, I say they don't know the American people and the American system.

I reject completely the contention that you cannot trust state and local governments. The patronizing notion that a bureaucratic elite in Washington knows best what is best for people everywhere is completely alien to the American experience.

The honesty and efficiency of government depends on people. Government

at all levels—the federal level, the state level and the local level—has good people and bad people. And the way to get more good people into government is to give them more opportunity to do good things. Not just at the federal level but at the state level and the local level as well.

You know and I know how much dedication there is in state capitals, how much of a desire to do the right thing—and how much frustration there is with the restrictions and red tape that Washington so often imposes—and also with the tightening squeeze between needs and resources.

Like other state legislatures, you confront here in Iowa enormous problems.

As is the case in most of our states, I know you are wrestling with ways of avoiding the prospect of a deficit this year. That's true of a majority of the states in this nation this year. I know how heavy the burden of state and local taxes has become. I was thinking in that retrospect as I was preparing my remarks for this occasion.

I entered public life as a freshman Congressman from California almost twenty-five years ago. And since then I have been in and out of government all of that time, a little more in than out. But in that twenty-five years I have noted what has happened. Listen to these comparisons. Today, we find that state and local expenditures are twelve times as high as they were just twenty-five years ago. Property taxes are six times as high as they were twenty-five years ago and state and local debts are nine times as high as they were just twenty-five years ago.

Against that background, look at the double mismatch we now have: As the nation grows and the economy expands, needs grow fastest at the state and local level, while revenues grow fastest at the federal level. And at the same time, experience shows that the federal government is very good at collecting revenues and often very bad at dispensing services.

So it makes elementary good sense to turn over some of the money collected by the federal tax system to meet state and local needs.

It makes good sense, because people on the scene are most often the best judges of what those needs are.

It also makes sense because our people need relief from the mounting burden of state and local taxes.

Here in Iowa, with our revenue sharing program, let me tell you what it will do for you. It means you could make a choice. Your choice could be to increase services if you desire to do so or to avert a deficit if you desire to do so or perhaps to increase appropriations for the agricultural land tax credit if you desire to do so. The point is you make the choice as to what should happen with those revenues. And you choose, according to your best judgment of the needs and wishes of the people of Iowa, and that's the way it should be—here in Iowa and in every state in this country.

Let me also say a word about my proposal to reorganize the federal government—in particular as it affects the farmer.

One of the automobile companies has recently been using the advertising slogan "You've changed. We've changed." But when we look at the farmer and the way the federal government is organized, it is a different story. The only way to state the case, sadly enough, is that he has changed and we have not. The farmer is a man of many talents now—a businessman, a technician, a scientist—often a man who makes his living in more lines of work than farming alone. The term agro-business is often used here in Iowa and in my own state of California to describe this great new powerful instrument of American agriculture which has made America first in the world of productivity in agriculture, first in the world of this most important fact that the housewives of America, the best fed country in the

world, pay less of her budget for food than in any country of the world. This is an indication of what the farmer has done for America. And when the farmer and American agriculture has done that, when it is the most productive of all phases of our economy, certainly American agriculture and the American farmer deserves a fair share of America's increasing prosperity.

Now let's take a look beyond that farmer. Let's look at the rural community in which he lives, or here in the city where the farmer comes from time to time. We find that the rural community is becoming increasingly diversified in its economic base and its land use and its population patterns. While all this has gone on, we have sat in Washington with the same Department of Agriculture we have had since 1862. Oh, changes have been made in the organization—new functions have been added—the Department of Agriculture, as far as its mission is concerned, is the same as it was then when the problems were very different.

"You've changed and we haven't"—it could become the epitaph for rural America, for the countryside where this nation's roots are. But to be able to say that you have changed and so have we—that could be the keynote for a new surge of vitality and progress on the farms, on the ranches and in the towns and the open lands across this nation.

It comes to a question of whether farmers and others in rural America want an Agriculture Department for its own sake or whether they really want things like better farm prices, better technical assistance for agriculture problems, wider development opportunities in rural communities, better schools, better roads, and so on. I think they want the latter—the tangible results.

Under the present setup, only one Cabinet department represents the farmer. Under my proposed reorganization, four Cabinet secretaries—half the Cabinet—will be speaking up for the farmer when his diverse interests are at stake. I submit that this is not less representation, but more—and more effective representation, because the rural interest will be represented wherever decisions are being made that affect that interest.

These proposals I have made are not Republican proposals or Democratic proposals. I have offered them in a bipartisan spirit. In Washington I met with all the Republicans of the House and Senate and all of the Democrats of the House and Senate, at breakfast, after the State of the Union Message in order to present them in that bipartisan spirit and that is why today as I speak to you, I seek not partisan support but bipartisan support, for these proposals cut to the heart of our hopes for progress in America not just this year, not just next year, but for the balance of the decade and the balance of the century.

This nation at the beginning developed a constitution and a form of government that has survived magnificently for 190 years not because that constitution was developed out of partisan debate, oh, there is debate all right, but it was not on party lines, it was on the great issue of what was best for this new country, and out of this came a constitution and system of government which we have been very proud to have since that time. That's what we need today as we look at the new problems of America and new ways to meet those problems.

I have met with many groups in these past few weeks, talking with them about my proposals for the reform and renewal of government in America. And I have told them that I know there are many objections that people will raise to this proposal and that proposal, and the rest, and objections should be raised—that's the way to refine a proposal, to make it better, to make it more effective in reaching those goals that we all want to

reach, but I told these people, those who object that when they have an objection I challenge them to answer this one question—I say, let the first person who thinks that we ought to keep things as they are, stand up and defend the status quo—and I have not yet had a single taker.

I realize that many, particularly many in government—and I am proud to be, as you are proud to be, a man who is in government—many in government throughout the land were somewhat shocked and taken aback when I used the colloquial expression that a majority of the American people today are “fed up” with government, and that doesn’t mean just government in Washington but it means government at all levels. But we know it is true and here are the reasons—they are fed up with government because they think it costs too much, they think it doesn’t work and they think they cannot do anything about it, and what I have proposed is designed to meet these needs—to cut the cost of government, to make it work, and to give the people a greater voice in determining what kind of government they want. Now that is a goal above partisanship, it is the goal that I submit to the Iowa legislature and ask for your support.

People know that we need a change. They know that what may have been right twenty or thirty or forty years ago is not right today. They know that like any living thing, government in America has to change and develop; it has to adapt itself to new circumstances. And it has to be made to meet the needs of our people, as those needs exist in today’s America—so that for the farmer, the worker, the taxpayer, the housewife—for everyone in America—government can do a better job.

America’s great strength lies precisely in its great diversity—in the fact that our states and communities are different, that we do not all fit in the same mold, that each of us has his own ambitions, his own desires, his own individuality. The essence of freedom is to give scope to that individuality and to respect that diversity.

When I talk about returning power to the people, I am talking about just that—about letting people make their own decisions, in their own lives and in the lives of their own communities.

For I have faith in the people of America. And faith in people is what the American system of government was all about in the beginning and it is what it is all about today. Here in the heartland of America, we can see that the heart of America is good—and that its people deserve our faith.

We became a great nation because the nation’s founders had the courage to place their faith in people—and because, having that faith, they established institutions that allowed the people to prove themselves worthy of it.

Now the time has come to return to that faith, one of those great watershed periods in the history of a nation, when we return to that faith we return to renew those institutions, and by so doing to lead America to a new birth of greatness—a greatness not simply as the richest nation, not simply as the strongest nation, but a greatness that springs from the unshackling of the spirit of the people themselves.

We need to today at a time when American involvement in the longest and most difficult war in our history is coming to an end. It is time to turn the great energies of our people to the works of peace in this last third of the twentieth century. And at this time, I invite you to join with me in beginning a national renewal—in fitting our government to the times we live in—in strengthening our government at the state and local level—in forging a new partnership that can give us prosperity with peace, progress with unity and freedom with diversity.

The President of the United States, Richard M. Nixon, and Mrs.

Nixon were escorted from the House chamber by Governor and Mrs. Robert D. Ray.

Senator Lamborn moved that the joint convention be now dissolved.

Motion prevailed.

The House reconvened, Speaker Harbor in the chair.

#### PETITIONS FILED

The following petitions were received and placed on file.

By Varley of Adair, District 84, from fifteen residents of Adair County recommending shifting the cost of state financing from property taxes to taxation related to ability to pay.

By Varley of of Adair, District 84, from thirty-seven residents of Taylor County opposing House File 185, pertaining to prohibiting widows of veterans from living at the soldiers home at Marshalltown, Iowa.

By Edelen of Emmet, District 5, from twenty-six residents of Emmet-Kossuth Counties favoring property tax relief.

By McElroy of Fremont, District 82, from ninety-nine residents of Fremont County favoring legislation to relieve the oppressive burden of property taxes.

By Strand of Poweshiek, District 68, from thirteen residents of District 68 opposing the Sunday sale of beer and liquor.

#### COMMUNICATIONS FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of House Concurrent Resolution 12, relating to revenue sharing, which was adopted by the Texas State Legislature and approved February 25, 1971, by Governor Smith.

There is also on file in the office of the Chief Clerk a copy of House Joint Resolution 503, relating to revenue sharing, which passed both houses of the South Dakota Legislature during the Forty-sixth Session.

There is on file in the office of the Chief Clerk the following:

OFFICE FOR PLANNING AND PROGRAMMING

March 1, 1971

Clerk of the House  
House of Representatives  
State Capitol  
Des Moines, Iowa

Dear Sir:

In accordance with section 10.5, chapter 248, of the Laws of the Sixty-third General Assembly, First Session, I am pleased to submit this report on the allocation of the \$200,000 provided to us by section 3 of that chapter. The funds have been allocated as follows:

Division of Municipal Affairs, OPP .....\$70,000

The division has conducted research projects, provided technical assistance, and prepared procedural guides for Iowa's cities, towns, and counties in the areas of housing, building codes, community betterment, model cities liaison, and federal program availability and management.

Community Betterment Program .....\$20,000

Financing the continuation of this program, which currently involves 40 Iowa cities and towns, for another year.

Reversion to the General Fund .....\$110,000

Although a number of worthwhile projects have been proposed, with considerable potential federal matching funds, the budgetary constraints of the State of Iowa require that these funds remain unencumbered, and they shall revert to the general fund of the state as of June 30, 1971, as provided by section 10.3 of the above-mentioned chapter 248. The Governor has personally made this decision in order to comply fully with the spirit of his recent memorandum to department heads, regarding fiscal restraint to be exercised for the remainder of this year.

Were it not for the budget constraints, we would allocate the entire \$110,000 for a demonstration project for areawide planning and development, through which the local governments in a pilot area could have worked jointly to strengthen their capabilities. We have been working on programs to be considered by the Governor's Rural Policy Council which will eventually need money and which could probably qualify for federal matching funds on a 4 to 1 basis. These efforts will be directed primarily toward Iowa's predominately rural areas in an attempt to coordinate agencies, stimulate development, and stem the tide of out-migration. Similar efforts in other states have been highly successful.

No other formal proposals were made, although a number of inquiries were received. Some projects that could have been very beneficial include: assisting local governments in improving their financial management capabilities through design of new systems and training of personnel; providing local match for federal projects, such as the Model Cities Program in Des Moines; and establishing a statewide information system to help local governments stay abreast of important statistical data, especially in wage negotiations. Regrettably, we have not been in a position to encourage local governments toward formalizing such proposals.

We will continue to document possibilities for innovating projects for



local governments, in the firm belief that many will merit funding when the state's fiscal position improves.

Sincerely yours,  
LEROY H. PETERSEN

### REPORT OF COMMITTEE

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means, to whom was referred **House File 173**, a bill for an act requiring voter approval for a member of an aviation authority to levy a one mill tax, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

### AMENDMENTS FILED

1 Amend House File 61 as follows:

- 2 1. Page 2, line 4, by inserting after the word
- 3 "projects" the words "or to purchase land preserves".
- 4 2. Page 2, line 8, by striking the words "pollution
- 5 control" and inserting in lieu thereof the word "quality".
- 6 3. Page 2, line 25, by inserting after the word
- 7 "project" the words "or a land preserve".
- 8 4. Page 2, line 28, by inserting after the word
- 9 "abatement" the words "or any land preserve".
- 10 5. Page 2, line 29, by inserting after the colon the
- 11 words "the purchase price and other costs related to the
- 12 purchase of land;".
- 13 6. Page 3, line 3, by inserting after the word
- 14 "project" the words "or land preserve".
- 15 7. Page 3, line 4, by inserting after the word
- 16 "project" the words "or a land preserve".
- 17 8. Page 3, by adding following line 10, the following
- 18 new subsection:
- 19 " 'Land preserve' means any wilderness or natural area
- 20 or undeveloped tract of land suitable for a wildlife
- 21 sanctuary or for natural park purposes."
- 22 9. Page 3, line 12, by striking the words "pollution
- 23 control" and inserting in lieu thereof the word "quality".
- 24 10. Page 4, line 20, by inserting after the word
- 25 "projects" the words "or land preserves".
- 26 11. Page 4, line 23, by inserting after the word
- 27 "projects" the words "or land preserves".
- 28 12. Page 5, line 32, by inserting after the word
- 29 "agency" the words "or that the tract of land to be
- 30 purchased by a responsible enterprise is suitable for
- 31 use as a land preserve".
- 32 13. Page 5, line 35, by inserting after the word
- 33 "project" the words "or purchasing the land preserve".
- 34 14. Page 7, by adding after line 4 the following new
- 35 subsection:
- 36 "For purchasing land preserves:

37 a. The authority shall first determine that the  
38 responsible enterprise holds funds in an amount equal to,  
39 or property of a value equal to, not less than twenty per-  
40 cent of the estimated cost of purchasing the land.

41 b. The authority shall determine that the responsible  
42 enterprise has obtained from other private sources a  
43 commitment for all other funds, in addition to the loan of  
44 the authority and such funds or property as the responsi-  
45 ble enterprise may hold, necessary for payment of the  
46 costs of purchasing the land, and that the total amount of  
47 the funds is adequate to purchase the land.

48 c. If it is determined by the authority that funds  
49 are not available to the responsible enterprise from  
50 other private sources as required under paragraph 'b' of  
51 this subsection or that only part of such funds are  
52 available, the authority may loan up to eighty percent  
53 of the total cost of the land.

54 d. The responsible enterprise shall agree that the  
55 land will not be developed for any other use except as  
56 a land preserve and that a covenant restricting the use  
57 of the land for any purpose except as a land preserve  
58 shall be added to the deed. If this agreement or covenant  
59 is broken at any time the authority or its designee  
60 shall, in addition to other legal remedies, have the  
61 first option to purchase the land at an appraised value  
62 which shall exclude the value of any improvement which  
63 violates the agreement or covenant."

64 15. Page 7, line 19, by striking the words "pollution  
65 control" and inserting in lieu thereof the word "quality".

66 16. Page 7, lines 23 and 24, by striking the words  
67 "pollution control" and inserting in lieu thereof the  
68 word "quality".

69 17. Page 10, line 12, by striking the words "pollution  
70 control" and inserting in lieu thereof the word "quality".

71 18. Page 1, line 1, by striking the words "pollution  
72 control" and inserting in lieu thereof the word "quality".

73 19. By renumbering the sections and subsections to  
74 conform to this amendment.

WINKELMAN of Calhoun, District 26

1 Amend House File 208 as follows:

2 1. Page 3, line 7, by inserting after the word  
3 "increase" the following: " , [and that]".

4 2. Page 3, line 8, by striking the word "it"  
5 and inserting in lieu thereof the word "It".

6 3. Page 3, by striking all after the period  
7 in line 10, and all of lines 11 and 12, and inserting  
8 in lieu thereof the following, "[The commission shall  
9 prescribe the manner and method that the written  
10 notice to each affected customer of the public  
11 utility shall be served.]"

12 4. Page 3, line 20 and 21 by striking the  
13 following: "new or changed rates, charges, schedules  
14 or regulations" and inserting in lieu thereof the

15 following: “[new or changed rates, charges, schedules  
16 or regulations] *general rate increases*”.

FISCHER of Grundy, District 35

1 Amend the Senate Amendment, appearing on pages 442  
2 and 443 of the House Journal, to House File 121 as follows:

3 1. Line 8, by inserting a period after the word  
4 “committee”.

5 2. Line 8, by striking the word “, but said”.

6 3. By striking lines 9 and 10 and inserting in lieu  
7 thereof the following:

8 “As used in this section, the amount raised by the  
9 district for the fiscal year commencing July 1, 1970 in-  
10 cludes the amount received by the district as its share of  
11 the basic school tax levied equally in the basic school tax  
12 unit, as provided in section four hundred forty-two point  
13 four (442.4) and four hundred forty-two point six (442.6)  
14 of the Code, and the amount raised by the district as an  
15 additional tax as provided in section four hundred forty-  
16 two point seventeen (442.17) of the Code. Subject to the  
17 limitations on amounts provided in this Act, the method of  
18 levying and distributing the basic school tax shall remain  
19 the same for the fiscal year commencing July 1, 1971 as it  
20 was for the fiscal year commencing July 1, 1970 and as pro-  
21 vided in section four hundred forty-two point four (442.4),  
22 four hundred forty-two point six (442.6), and four hundred  
23 forty-two point eight (442.8) of the Code.

24 Except as otherwise provided in this Act, the basic  
25 school tax levy in each basic school tax unit in the state  
26 for the fiscal year commencing July 1, 1971, shall not ex-  
27 ceed the basic school tax levy for that basic school tax  
28 unit for the fiscal year commencing July 1, 1970, and the  
29 additional property tax levy in each school district in  
30 the state for the fiscal year commencing July 1, 1971, as  
31 provided in section four hundred forty-two point seventeen  
32 (442.17) of the Code, shall not exceed the additional  
33 property tax levy for that school district for the fiscal  
34 year commencing July 1, 1970, and no school district shall  
35 levy any other amounts for general fund expenditures for  
36 the fiscal year commencing July 1, 1971, in excess of the  
37 amounts levied by that district for general fund expendi-  
38 tures for the year commencing July 1, 1970.

39 The intent of this Act is to make available to each  
40 school district in the state for general fund expenditures  
41 for the fiscal year commencing July 1, 1971, an amount  
42 received from property and income taxes equal to but not  
43 greater than the amount received from property and income  
44 taxes by each school district in the state for general fund  
45 expenditures for the fiscal year commencing July 1, 1970,  
46 except as otherwise provided in case of extraordinary and  
47 unusual circumstances, and except as otherwise provided for  
48 state equalization aid.

49 4. Lines 14 and 15, by striking the words “forty-five  
50 dollars per pupil received in addition to state aid” and

51 inserting in lieu thereof the words "appropriation in sec-  
52 tion six (6) of this Act".

53 5. Line 20, by striking the words "and special  
54 service" and inserting in lieu thereof the words "and  
55 special services expenditures other than administrative  
56 costs. The special education and special services expendi-  
57 tures other than administrative costs shall be limited for  
58 the fiscal year commencing July 1, 1971 to an amount in  
59 dollars not to exceed one hundred five point three percent  
60 of the budget for the fiscal year commencing July 1, 1970  
61 for special education and special services".

62 6. Line 43, by striking the words "for the school  
63 year 1971-1972" and inserting in lieu thereof the words  
64 "on the 1971 fall enrollment date".

65 7. Lines 44 and 45, by striking the words "for the  
66 school year 1970-1971" and inserting in lieu thereof the  
67 words "on the 1970 fall enrollment date".

68 8. Line 48, by inserting after the figure "1971-1972"  
69 the words "pursuant to section six (6) of this Act and the  
70 income tax distributed for the fiscal year commencing July  
71 1, 1971".

HOLDEN of Scott, District 75  
DEN HERDER of Sioux, District 1  
STROMER of Hancock, District 8  
GRASSLEY of Butler, District 10  
WAUGH of Monona, District 27

1 Amend Senate File 203 by adding after line 21 the  
2 following new section:

3 Sec. 2. The rules review committee may upon  
4 its own motion require that a department meet with  
5 it to discuss and review rules already promulgated  
6 and in force and thereafter render to such  
7 department an advisory opinion requesting that such  
8 rules be amended or revised.

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, March 2, 1971.

# JOURNAL OF THE HOUSE

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Fifty-first Calendar Day—Thirty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MARCH 2, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Charles E. Meheffey, pastor of the Asbury United Methodist Church, Cedar Rapids, Iowa.

The Journal of Monday, March 1, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Kennedy of Chickasaw, District 11, for March 1 and 2 on request of Jesse of Polk, District 58.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Thirty-three Cadette Girl Scouts from Troops 330 and 173, Oelwein, Iowa, accompanied by their leaders. By Menefee of Fayette, District 19.

Fifty-five government class students from Johnston High School, Johnston, Iowa, accompanied by their teachers, Mr. Pitz and Mrs. Doolittle. By Willits of Polk, District 57.

Thirty-five government class students from Union-Whitten School, Union, Iowa, accompanied by their teachers, Mr. Przychodzin, Mr. Clark and Mr. Dillon. By Welden of Hardin, District 32.

Fifty students from Phoenix School, West Des Moines, Iowa, accompanied by their teachers, Miss Boyle and Mrs. Svoboda. By Alt of Polk, District 61.

Eleven Y-Teen Town and Country YWCA senior high girls from Essex High School, Essex, Iowa, accompanied by their leader, Mrs. Ray McGraw. By Harbor of Mills, District 81.

Seven Y-Teen Town and Country YWCA girls from Washington High School, accompanied by their leader, Mrs. Lain Messer. By Campbell of Washington, District 89.

Ten Y-Teen Town and Country YWCA girls from South Page Community High School, College Springs, Iowa, accompanied by their teacher, Mrs. Linda McDowell. By McElroy of Fremont, District 82.

Thirty-four eighth grade students from Klemme School, Klemme, Iowa, accompanied by their teacher, Mrs. Blank. By Stromer of Hancock, District 8.

Thirty-five students from Graettinger Community School, Graettinger, Iowa, accompanied by their teachers, Mr. Ferrell and Mrs. Brennan. By Wirtz of Palo Alto, District 16.

Eighteen ninth grade students from Berg Junior High School, Newton, Iowa, accompanied by their teacher, Russell Clayton. By Roorda of Jasper, District 67.

Four foreign exchange students from Kuwait: Hasan Al-Hasawi and Ameer Al-Khames who attend school in Laurens, Iowa; Hasan Ghuloom, student in Mallard, Iowa; and Ahmaed Al-Mohamed, who is attending school in Des Moines, Iowa. They were accompanied by Mike Triggs, a student at Laurens High School, Laurens, Iowa, and former Chief Clerk's page of the Iowa House. By Wirtz of Palo Alto, District 16.

#### POINT OF PERSONAL PRIVILEGE

Wells of Linn, District 44, rose on a point of personal privilege and extended his sincere gratitude and thanks to the members of the House for House Resolution 4 and their expressions of sympathy.

#### BIRTHDAY CONGRATULATIONS

Husak of Tama, District 41, rose on a point of personal privilege and on behalf of the House extended to the Honorable Russell L. Wyckoff a "Happy Birthday."

Waugh of Monona, District 27, rose on a point of personal privilege and on behalf of the House extended to the Honorable Dennis L. Freeman a "Happy Birthday."

#### PETITIONS FILED

The following petitions were received and placed on file:

By Strand of Poweshiek, District 68, from nine residents of Poweshiek County opposing the sale of beer and liquor on Sunday.

By Lipsky of Linn, District 46, from twenty-one residents of Linn County favoring Senate File 84 and and House File 212 relating to

salaries of state highway commission employees and other state employees.

By Radl of Linn, District 43, from three hundred eighty-two residents of Linn County requesting a reduction of property taxes.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 173, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 342**, by Kreamer, a bill for an act relating to tort liability of governmental subdivisions.

Read first time and referred to committee on **cities and towns**.

**House File 343**, by Kreamer, a bill for an act providing an Iowa income tax deduction for education expenses of a taxpayer's dependent.

Read first time and referred to committee on **ways and means**.

**House File 344**, by Kreamer, a bill for an act relating to the denial of a property tax exemption.

Read first time and referred to committee on **ways and means**.

**House File 345**, by Shaw, Norpel, Stanley, Kelly, Ellsworth, Blouin, Anania, Mollett and Knoke, a bill for an act relating to the sale of alcoholic liquor and beer by certain liquor licensees and beer permittees on Sunday, and prescribing additional fees for such sales.

Read first time and referred to committee on **law enforcement**.

**House File 346**, by committee on ways and means, a bill for an act relating to refunding of motor fuel tax.

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

**House File 347**, by Holden, a bill for an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes.

Read first time and referred to committee on **transportation**.

**House File 348**, by Ellsworth, a bill for an act relating to bingo and providing penalties for violations.

Read first time and referred to committee on **law enforcement**.

**House File 349**, by committee on agriculture, a bill for an act re-

lating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties.

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

**House File 350**, by Rex (Coleman), a bill for an act to provide an excise tax on the sale of eggs and providing a penalty for violations.

Read first time and referred to committee on **agriculture.**

**House File 351**, by Jesse, Hill, Franklin and Knoke (Tapscott, Mowry, Gaudineer, DeKoster, Milligan and Robinson), a bill for an act relating to the transfer of persons committed to jail.

Read first time and referred to committee on **county government.**

**House File 352**, by Wyckoff and Ellsworth, a bill for an act relating to Vietnam veterans' service compensation fund, authorizing the State of Iowa to become indebted in the amount of twenty-eight million dollars and providing for the issue and sale of bonds of the state in evidence thereof, and providing for the imposition, levy, and collection of a direct annual tax sufficient to pay the principal and interest of the bonds and providing a penalty.

Read first time and referred to committee on **appropriations.**

**House File 353**, by Doyle, Rodgers, McCormick and Sargisson, a bill for an act relating to the solicitations of churches and expenditures of organizations soliciting public donations and increasing the penalty for violations.

Read first time and referred to committee on **judiciary.**

**House File 354**, by Jesse, a bill for an act relating to the regulation of model rocketry for educational, scientific, and recreational purposes, providing minimum standards of safety, and providing penalties.

Read first time and referred to committee on **judiciary.**

**House File 355**, by Roorda, a bill for an act relating to public recreation on private lands and waters.

Read first time and referred to committee on **conservation and recreation.**

**House File 356**, by Fischer of Grundy, a bill for an act relating to the salaries of county assessors.

Read first time and referred to committee on **county government.**



## INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 13**, by Blouin, Anania, Bennett, Bray, Cochran, Dougherty, Doyle, Dunton, Ewell, Franklin, Gluba, Husak, Jesse, Johnston, Kennedy, Kinley, Knoblauch, Larson, Mayberry, McCormick, Middleswart, Monroe, Norpel, Patton, Priebe, Radl, Rodgers, Sargisson, Schmeiser, Schwartz, Scott, Skinner, Small, Uban, Wells, Willits and Wyckoff, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to individual rights to a healthful environment.

Read first time and referred to committee on **constitutional amendments and reapportionment**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate :

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

Senate File 203, a bill for an act relating to administrative rules and regulations.

Also: That the Senate has receded from its amendment to and passed the following bill in which the concurrence of the Senate was asked:

House File 177, a bill for an act to increase the tax on cigarettes.

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

Senate Concurrent Resolution 16, requesting that the Governor designate the week beginning March 21, 1971, and ending March 27, 1971, as "Iowa Concern for Prisoners of War Missing in Action Week."

CARROLL A. LANE, Secretary

## SENATE CONCURRENT RESOLUTION 16

By Riley, Anderson, Arbuckle, Balloun, Bass, Briles, Brownlee, Carlson, Coleman, Conklin, Curran, Davis, DeKoster, Doderer, Erskine, Gaudineer, Gilley, Glenn, Graham, Griffin, Keith, Kennedy, Kyhl, Lamborn, Laverty, Messerly, Miller, Milligan, Mowry, Neu, Nicholson, Ollenburg, Palmer, Potgeter, Potter, Rabedeaux, Rhodes, Robinson, Schaben, Shaff, Shawver, Smith, Stephens, Tapscott, Thordsen, Van Drie, Van Gilst and Walsh

*Whereas*, more than one thousand five hundred Americans are listed as prisoners of war or missing in action in Southeast Asia, and

*Whereas*, the citizens of Iowa have demonstrated their great concern for the well-being, humane treatment and safe return of prisoners of war or those missing in action in Southeast Asia, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That in order that the citizens of Iowa may in the demonstration of their support and concern for the more than one thousand five hundred Americans listed as prisoners

of war or missing in action in Southeast Asia, have the unequivocal support of the General Assembly and the Chief Executive Officer of this state and in order to forcefully register their protest over the inhumane treatment these men are receiving at the hands of the North Vietnamese, in violation of the Geneva Convention, the Governor is hereby requested to issue a proclamation designating the week beginning March 21, 1971, and ending March 27, 1971, as "Iowa Concern for Prisoners of War Missing in Action Week," and calling upon the citizens of Iowa to observe such week with appropriate ceremonies and activities.

Laid over under Rule 25.

### SENATE AMENDMENT CONSIDERED

Holden of Scott, District 75, called up for consideration **House File 121**, a bill for an act to provide limitations on the property tax for the general fund budget of school districts, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, amended by the Senate as follows:

Amend House File 121, as amended, passed and reprinted by the House, as follows:

1. Page 2A, line 4, by striking the word "received" and inserting in lieu thereof the word "raised".
2. Page 2A, by striking lines 7 through 14, inclusive, and inserting in lieu thereof: "unless, because of extraordinary and unusual circumstances, the school district receives permission from the school budget review committee, but said limitation on the budget certification shall not apply to special education expenditures other than administrative costs. Extraordinary and unusual circumstances for the purpose of this section are circumstances which would materially affect the school district's financial status, which would require significant expenditures in addition to the forty-five dollars per pupil received in addition to state aid and the school board requesting said permission shall have the burden of proof to establish that all available means have been used by it to reduce the cost of the school district."
3. Page 2A, line 33, by inserting after the word "education" the words "and special service".
4. Page 3A, by striking lines 21 through 25, inclusive, and inserting in lieu thereof the following:
 

"The difference between the amount appropriated under section four hundred forty-two point seven (442.7) of the Code and the amount to be allocated to the local school districts for the fiscal year commencing July 1, 1971, or so much thereof as may be necessary, is appropriated to the school budget review committee. The school budget review committee shall distribute these funds to the various school districts which have an increased fall enrollment in excess of five percent for the school year 1971-1972 over the school year 1970-1971. The school budget review committee shall determine the needs of school districts with increased fall enrollments and shall

distribute the funds to each school district on the basis of need as determined by the school budget review committee and on the basis of the number of pupils in excess of the five percent increased fall enrollment, any funds not allocated by the school budget review committee shall revert to the general fund.

However, the maximum to be distributed to a school district under this section shall be computed as follows:

1. Determine the number of pupils enrolled in the district for the school year 1971-1972 which is in excess of five percent over the number enrolled in the district for the school year 1970-1971.
2. Multiply the number obtained under subsection one (1) by the per pupil average of all state aid distributed for the school year 1971-1972."

5. Page 3A, lines 32 and 33, by striking all after the word "state" in line 32 and by striking the word "necessary" in line 33, and inserting in lieu thereof the following: "as determined by the 1971 fall enrollment".

6. Page 4A, by striking lines 8 through 10, inclusive, and inserting in lieu thereof the following:

"Sec. 7. Shared time students shall be computed on the 1971 fall enrollment, and shall participate in the forty-five (45) dollars for each pupil enrolled in a public school in each school district as appropriated in section six (6) of this Act. Shared time students participation shall be counted on the basis of number of hours of instruction in a public school, proportionate to a full-time student enrolled in said district."

Holden of Scott, District 75, offered the following amendment to the Senate amendment, filed by Holden, et al.:

Amend the Senate amendment, appearing on pages 442 and 443 of the House Journal, to House File 121 as follows:

1. Line 8, by inserting a period after the word "committee".
2. Line 8, by striking the words ", but said".
3. By striking lines 9 and 10 and inserting in lieu thereof the following:

"As used in this section, the amount raised by the district for the fiscal year commencing July 1, 1970 includes the amount received by the district as its share of the basic school tax levied equally in the basic school tax unit, as provided in section four hundred forty-two point four (442.4) and four hundred forty-two point six (442.6) of the Code, and the amount raised by the district as an additional tax as provided in section four hundred forty-two point seventeen (442.17) of the Code. Subject to the limitations on amounts provided in this Act, the method of levying and distributing the basic school tax shall remain the same for the fiscal year commencing July 1, 1971 as it was for the fiscal year commencing July 1, 1970 and as provided in section four hundred forty-two point four (442.4), four hundred forty-two point six (442.6), and four hundred forty-two point eight (442.8) of the Code.

Except as otherwise provided in this Act, the basic school tax levy in each basic school tax unit in the state for the fiscal year commencing July 1, 1971, shall not exceed the basic school tax levy for that basic school tax unit for the fiscal year commencing July 1, 1970, and the additional property tax levy in each school district in the state for the fiscal year commencing July 1, 1971, as provided in section four hundred forty-two point seventeen (442.17) of the Code, shall not exceed the additional property tax levy for that school district for the fiscal year commencing July 1, 1970, and no school district shall levy any other amounts for general fund expenditures for the fiscal year commencing July 1, 1971, in excess of the amounts levied by that district for general fund expenditures for the year commencing July 1, 1970.

The intent of this Act is to make available to each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1971, an amount received from property and income taxes equal to but not greater than the amount received from property and income taxes by each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1970, except as otherwise provided in case of extraordinary and unusual circumstances, and except as otherwise provided for state equalization aid.

4. Lines 14 and 15, by striking the words "forty-five dollars per pupil received in addition to state aid" and inserting in lieu thereof the words "appropriation in section six (6) of this Act".

5. Line 20, by striking the words "and special service" and inserting in lieu thereof the words "and special services expenditures other than administrative costs. The special education and special services expenditures other than administrative costs shall be limited for the fiscal year commencing July 1, 1971 to an amount in dollars not to exceed one hundred five point three percent of the budget for the fiscal year commencing July 1, 1970 for special education and special services".

6. Line 43, by striking the words "for the school year 1971-1972" and inserting in lieu thereof the words "on the 1971 fall enrollment date".

7. Lines 44 and 45, by striking the words "for the school year 1970-1971" and inserting in lieu thereof the words "on the 1970 fall enrollment date".

8. Line 48, by inserting after the figure "1971-1972" the words "pursuant to section six (6) of this Act and the income tax distributed for the fiscal year commencing July 1, 1971".

Division of the amendment was requested.

Blouin of Dubuque, District 49, moved that the Senate amendment to House File 121 be deferred and the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 37, nays 54.

The motion lost.

Speaker pro tempore Millen in the chair at 10:02 a.m.

Speaker Harbor in the chair at 10:55 a.m.

Holden of Scott, District 75, moved the adoption of amendments 1, 2, 3 and 4, lines 1 through 52, of the House amendment to the Senate amendment.

Roll call was requested by Blouin of Dubuque, District 49, and Cochran of Webster, District 29.

On the question "Shall amendments 1, 2, 3 and 4 be adopted?"

The ayes were, 51:

Alt	Grassley	Miller	Sorg
Bergman	Hamilton	Moffitt	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Kehe	Nystrom	Stromer
Curtis	Kelly	Pellett	Strothman
Den Herder	Knoke	Pelton	Tieden
Drake	Kreamer	Pierson	Trowbridge
Edelen	Kruse	Radl	Varley
Egenes	Logemann	Rex	Waugh
Fischer, H. O.	McElroy	Roord	Welden
Fisher, C. R.	Mendenhall	Schroeder	Winkelman
Freeman	Menefee	Shaw	Mr. Speaker
Goode	Millen	Siglin	

The nays were, 44:

Anania	Ewell	Mayberry	Schwieger
Andersen	Franklin	McCormick	Scott
Bennett	Gluba	Middleswart	Skinner
Blouin	Hansen	Monroe	Small
Bray	Hill	Norpel	Stanley
Christensen	Husak	Patton	Taylor
Cochran	Jesse	Priebe	Uban
Dougherty	Johnston	Rodgers	Wells
Doyle	Kinley	Sargisson	Willits
Dunton	Knoblauch	Schmeiser	Wirtz
Ellsworth	Larson	Schwartz	Wyckoff

Absent or not voting, 5:

Clark	Lawson	Lipsky	Mollett
Kennedy			

Amendments 1, 2, 3 and 4 of the amendment were adopted.

Holden of Scott, District 75, moved the adoption of amendment 5, lines 53 through 61, of the House amendment to the Senate amendment.

Roll call was requested by Ewell of Black Hawk, District 39, and Blouin of Dubuque, District 49.

On the question "Shall amendment 5 be adopted?"

The ayes were, 51:

Alt	Grassley	Moffitt	Stokes
Bergman	Hamilton	Nielsen	Strand
Camp	Holden	Nystrom	Stromer
Campbell	Kehe	Pellett	Strothman
Christensen	Knoke	Pelton	Taylor
Curtis	Kreamer	Pierson	Tieden
Den Herder	Kruse	Radl	Trowbridge
Drake	Logemann	Rex	Varley
Edelen	McElroy	Roorda	Waugh
Fischer, H. O.	Mendenhall	Schroeder	Welden
Fisher, C. R.	Menefee	Shaw	Winkelman
Freeman	Millen	Siglin	Mr. Speaker
Goode	Miller	Sorg	

The nays were, 45:

Anania	Ewell	Larson	Schwartz
Andersen	Franklin	Mayberry	Schwieger
Bennett	Gluba	McCormick	Scott
Blouin	Hansen	Middleswart	Skinner
Bray	Hill	Monroe	Small
Clark	Husak	Norpel	Stanley
Cochran	Jesse	Patton	Uban
Dougherty	Johnston	Priebe	Wells
Doyle	Kelly	Rodgers	Willits
Dunton	Kinley	Sargisson	Wirtz
Egenes	Knoblauch	Schmeiser	Wyckoff
Ellsworth			

Absent or not voting, 4:

Kennedy	Lawson	Lipsky	Mollett
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Amendment 5 of the amendment was adopted.

Holden of Scott, District 75, moved the adoption of amendments 6, 7 and 8, lines 62 through 71, of the House amendment to the Senate amendment.

Amendments 6, 7 and 8 were adopted.

Alt of Polk, District 61, offered the following amendment, from the floor, filed by him and Welden of Hardin, District 32, and moved its adoption:

Amend the Senate amendment, appearing on pages 442 and 443 of the House Journal, to House File 121 as follows:

1. Line 13, by inserting after the word "status" the words "including but not limited to increases in enrollment."

A non-record roll call was requested.

The ayes were 37, nays 58.

The amendment lost.

Holden of Scott, District 75, moved that the House concur in the Senate amendment as further amended by the House.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the House concur in the Senate amendment as further amended by the House?"

The ayes were, 54:

Bergman	Holden	Mollett	Stanley
Camp	Kehe	Nielsen	Stokes
Campbell	Kelly	Nystrom	Strand
Christensen	Knoke	Pellett	Stromer
Curtis	Kreamer	Pelton	Strothman
Den Herder	Kruse	Pierson	Taylor
Drake	Lawson	Radl	Tieden
Edelen	Logemann	Rex	Trowbridge
Fischer, H. O.	McElroy	Roorda	Varley
Fisher, C. R.	Mendenhall	Schroeder	Waugh
Freeman	Menefee	Shaw	Winkelman
Goode	Millen	Siglin	Wirtz
Grassley	Miller	Sorg	Mr. Speaker
Hamilton	Moffitt		

The nays were, 43:

Alt	Ellsworth	Larson	Schwartz
Anania	Ewell	Mayberry	Schwieger
Andersen	Franklin	McCormick	Scott
Bennett	Gluba	Middlewart	Skinner
Blouin	Hansen	Monroe	Small
Bray	Hill	Norpel	Uban
Clark	Husak	Patton	Welden
Cochran	Jesse	Priebe	Wells
Dougherty	Johnston	Rodgers	Willits
Doyle	Kinley	Sargisson	Wyckoff
Dunton	Knoblauch	Schmeiser	

Absent or not voting, 3:

Egenes	Kennedy	Lipsky
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The motion prevailed and the House concurred in the Senate amendment as amended by the House.

Holden of Scott, District 75, moved that the bill, as amended by the Senate and further amended and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 121)

The ayes were, 59:

Bergman	Den Herder	Fischer, H. O.	Holden
Camp	Drake	Fisher, C. R.	Kehe
Campbell	Dunton	Freeman	Kelly
Christensen	Edelen	Goode	Knoke
Clark	Egenes	Grassley	Kreamer
Curtis	Ellsworth	Hamilton	Kruse

Lawson	Mollett	Roorda	Taylor
Logemann	Nielsen	Schroeder	Tieden
McElroy	Nystrom	Shaw	Trowbridge
Mendenhall	Pellett	Sorg	Varley
Menefee	Pelton	Stanley	Waugh
Middleswart	Pierson	Stokes	Winkelman
Millen	Radl	Strand	Wirtz
Miller	Rex	Stromer	Mr. Speaker
Moffitt	Rodgers	Strothman	

The nays were, 37:

Alt	Franklin	Larson	Schwartz
Anania	Gluba	Mayberry	Scott
Andersen	Hansen	McCormick	Skinner
Bennett	Hill	Monroe	Small
Blouin	Husak	Norpel	Uban
Bray	Jesse	Patton	Welden
Cochran	Johnston	Priebe	Wells
Dougherty	Kinley	Sargisson	Willits
Doyle	Knoblauch	Schmeiser	Wyckoff
Ewell			

Absent or not voting, 4:

Kennedy	Lipsky	Schwieger	Siglin
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The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 13, 17 and 29.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 13, 17 and 29.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of March, 1971, sent to the Governor for his approval: House Files 13, 17 and 29.

ELIZABETH R. MILLER, Chairman

Report adopted.



## REPORTS OF COMMITTEES

Fischer of Grundy, District 35, from the committee on commerce, submitted the following reports :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 307**, a bill for an act relating to the amount of credit life insurance that may be sold to a debtor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 8**, a bill for an act relating to the acquisition of bridges, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 156**, a bill for an act relating to the renewal of automobile insurance, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following report :

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 116**, a bill for an act relating to the advertisement of meat and poultry products, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 171**, a bill for an act making an appropriation from the primary road fund and road use tax fund to the state highway commission to pay for deficiencies in funds appropriated for field operations and to pay for certain special assessments against property owned by the state, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass** :

Amend Senate File 171, as amended, passed, and reprinted by the Senate, as follows :

1. Page 2, by striking from lines 13 and 14 the words "three hundred sixty thousand three hundred ninety dollars and ninety-two cents (360,390.92)" and inserting in lieu thereof the words "two hundred fifteen thousand three hundred ninety dollars and ninety-two

cents (\$215,390.92)".

2. Page 2, line 21, by inserting after the period the following: "In addition to the sums appropriated by this section, there shall be paid from the one million dollars (\$1,000,000) credited by subsection five (5) of section three hundred twelve point two (312.2) of the Code to the primary road fund for the purposes of carrying out subsection twelve (12) of section three hundred seven point five (307.5) of the Code, the sum of one hundred forty-five thousand dollars (\$145,000) which, together with the sums appropriated by this section, shall be used to pay the city of Ames, Iowa for the ten special assessments against certain property owned by the state of Iowa for the New Street Improvement Program No. 2-1970."

3. Page 3, line 3, by striking the words "ten thousand (10,000)" and inserting in lieu thereof the words "twenty thousand (20,000)".

JOHN CAMP, Chairman

Alt of Polk, District 61, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **House File 199**, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Tieden of Clayton, District 14, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 147**, a bill for an act relating to the use of trotlines, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

#### AMENDMENT FILED

- 1 Amend House File 162 as follows:
- 2 1. Page 2, line 17, by inserting a period after
- 3 the word "sanction".
- 4 2. Page 2, line 17, by striking the words "which
- 5 may be deducted from", and all of lines 18 and 19,
- 6 and the words "tuition bills." from line 20.

UBAN of Black Hawk, District 38

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Wednesday, March 3, 1971.

# JOURNAL OF THE HOUSE

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Fifty-second Calendar Day—Thirty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MARCH 3, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by Elder Marion M. Pease, of the Reorganized Church of the Latter Day Saints, Des Moines, Iowa.

The Journal of Tuesday, March 2, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Edelen of Emmet, District 5, on request of Kruse of O'Brien, District 4.

## PRESENTATION OF VISITORS

Dougherty of Monroe, District 94, presented to the House the Honorable Armour Boot, former member of the House in the Sixty-first General Assembly representing Marion County.

Dougherty of Monroe, District 94, presented to the House an American Field Service student from Nicoya, Costa Rica, Elizabeth Ugalde, who is attending Pella Community High School, Pella, Iowa. She was accompanied by her hostess, Ann Vander Streek of Pella.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five government class students from Hedrick High School, Hedrick, Iowa, accompanied by their teacher, Michael Haines. By Pierson of Mahaska, District 87.

Thirteen eighth grade students from Alden Community School, Popejoy, Iowa, accompanied by their teacher, Janet Ziesman. By Welden of Hardin, District 32.

Sixty-five senior students from Woodbine Community School, Woodbine, Iowa, accompanied by their teacher, Phillip Hummel. By Nielsen of Shelby.

Thirty eighth grade students from Dallas Community School,

Dallas Center, Iowa, accompanied by their teacher, Mr. Graham. By Rodgers of Dallas, District 85.

#### BIRTHDAY CONGRATULATIONS

Blouin of Dubuque, District 49, rose on a point of personal privilege and on behalf of the House extended to the Honorable Samuel F. Anania a "Happy Birthday."

#### PETITIONS FILED

The following petitions were received and placed on file:

By Nielsen of Shelby, District 53, from six residents of Harrison County opposing House File 126 which would take the soldier's relief and the county relief funds from the supervision of the county boards.

By McElroy of Fremont, District 82, from sixty-three residents of Fremont County urging relief of the oppressive burden of property taxes.

By Wyckoff of Benton, District 42, from sixteen residents of Benton County opposing House File 185 pertaining to prohibiting widows of veterans from living at the Soldiers Home at Marshalltown, Iowa.

By Den Herder of Sioux, District 1, from sixteen residents of Lyon County requesting a reduction of property taxes.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 116, 199 and 307 and Senate Files 8, 147, 156 and 171, under Rule 35.

#### SENATE MESSAGE CONSIDERED

**Senate File 203**, a bill for an act relating to administrative rules and regulations.

Read first time and referred to committee on **county government**.

#### INTRODUCTION OF BILLS

**House File 357**, by Dunton, Strand and Grassley, a bill for an act relating to the appointment of deputy sheriffs and secretaries in certain counties.

Read first time and referred to committee on **county government**.

**House File 358**, by Ellsworth and Priebe, a bill for an act relating to the salary for sheriffs.

Read first time and referred to committee on **county government**.

**House File 359**, by Grassley, a bill for an act relating to sex education courses in the public schools and providing penalties for violations of the act.

Read first time and referred to committee on **schools**.

**House File 360**, by Bray, Rodgers, Bergman, Egenes, Willits and Mendenhall, a bill for an act to repeal bounties on certain wild animals.

Read first time and referred to committee on **county government**.

**House File 361**, by Ewell, Schwieger, Willits and Wells (Robinson and Doderer), a bill for an act relating to leaves of absence for persons elected to public office.

Read first time and referred to committee on **state government**.

**House File 362**, by Bray, Rodgers, Middleswart, Bergman, Willits and Egenes, a bill for an act relating to the establishment of an endangered species list of wildlife.

Read first time and referred to committee on **conservation and recreation**.

**House File 363**, by Andersen, a bill for an act relating to financing public schools, creating basic school boards, and providing for the equalization of property taxes for the public schools within a basic school tax unit.

Read first time and referred to committee on **schools**.

**House File 364**, by Norpel, a bill for an act relating to purchase of real estate by political subdivisions of the state.

Read first time and referred to committee on **state government**.

**House File 365**, by Egenes and Ellsworth, a bill for an act relating to the fees charged for insurance agent licenses.

Read first time and referred to committee on **commerce**.

**House File 366**, by Pelton, Hansen, Cochran, Drake, Lipsky and Small (Nicholson, Gaudineer, Coleman, Riley, Potter, Shaff, Conklin, Sullivan, Keith, Van Gilst, Neu, Doderer and Walsh), a bill for an act relating to collective bargaining in public employment.

Read first time and referred to committee on **human and industrial relations**.

### CONSIDERATION OF BILLS

#### REGULAR CALENDAR

The House resumed consideration of **House File 39**, a bill for an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement procedures.

Hill of Polk, District, 62, offered the following amendment filed by Pierson, et al., and moved its adoption :

Amend House File 39 as follows:

1. Page 2, by striking in lines 10 and 11 the words "as provided in section two (2) of this Act." and by inserting a period in line 10 after the word "damages".

2. Page 2, by striking in lines 20 and 21 the words "as provided in section two (2) of this Act." and by inserting a period in line 20 after the word "damages."

3. Page 2, by striking lines 24 through 30 and inserting in lieu thereof the following:

"Any person aggrieved as a result of application of pesticides by use of an aircraft may file:

(a) notice of crop damage with the secretary before one-half of the damaged crop is harvested and within sixty days after the alleged damage is detected; and

(b) notice of damage to agricultural livestock or the products therefrom within two years after the alleged damage is detected.

"Failure to give notice shall not preclude recovery in an action for damages and shall not affect the limitations of actions set forth in chapter 614 of the Code. Nothing herein shall prohibit an action for damages for bodily injury or death to any person. Upon receipt of a notice as herein provided, the secretary shall appoint a three-member claim investigation committee as follows:".

The amendment was adopted.

By unanimous consent, the following amendments were withdrawn :

The amendment filed by Pierson of Mahaska, District 87, on February 19, 1971, and found on page 420 of the House Journal.

The amendment filed by Lawson of Cerro Gordo, District 17, and

Blouin of Dubuque, District 49, on February 5, 1971, and found on page 283 of the House Journal.

The amendment filed by Small of Johnson, District 69, on February 8, 1971, and found on page 296 of the House Journal.

The amendment filed by Uban of Black Hawk, District 38, on February 19, 1971, and found on page 420 of the House Journal.

The amendment filed by Pierson of Mahaska, District 87, and Moffitt of Appanoose, District 59, on February 15, 1971, and found on page 362 of the House Journal.

Pierson of Mahaska, District 87, moved that the bill be read a last time now and passed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 39)

The ayes were, 88:

Alt	Hansen	Miller	Shaw
Anania	Hill	Moffitt	Siglin
Andersen	Holden	Mollett	Small
Bergman	Husak	Monroe	Sorg
Blouin	Jesse	Nielsen	Stanley
Bray	Johnston	Norpel	Stokes
Campbell	Kehe	Nystrom	Strand
Christensen	Kelly	Patton	Stromer
Clark	Kennedy	Pellett	Strothman
Cochran	Kinley	Pelton	Taylor
Curtis	Knoke	Pierson	Tieden
Den Herder	Kreamer	Priebe	Trowbridge
Dougherty	Kruse	Radl	Varley
Doyle	Larson	Rex	Waugh
Drake	Lawson	Rodgers	Welden
Dunton	Logemann	Roorda	Wells
Ellsworth	Mayberry	Sargisson	Willits
Fischer, H. O.	McCormick	Schmeiser	Winkelman
Fisher, C. R.	McElroy	Schroeder	Wirtz
Franklin	Mendenhall	Schwartz	Wyckoff
Freeman	Menefee	Schwieger	Speaker
Goode	Middleswart	Scott	pro tempore
Hamilton			

The nays were, 2:

Gluba                      Uban

Absent or not voting, 10:

Bennett	Egenes	Harbor	Lipsky
Camp	Ewell	Knoblauch	Skinner
Edelen	Grassley		

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

Speaker Harbor in the chair at 9:50 a.m.

## SENATE FILE 41 SUBSTITUTED FOR HOUSE FILE 131

Kruse of O'Brien, District 4, asked and received unanimous consent to substitute **Senate File 41** for **House File 131**.

Senate File 41, a bill for an act relating to the authorization of assistant county attorneys and salaries therefor, with report of committee recommending passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him and moved its adoption:

Amend Senate File 41, as amended and passed by the Senate, as follows:

1. Page 1, line 7, by striking all after the period and by striking lines 8, 9, 10, and 11.
2. Page 1, line 18, by striking the words "fifty to" and inserting in lieu thereof the words "not to exceed".

The amendment was adopted.

Wells of Linn, District 44, asked and received unanimous consent to withdraw the amendment filed by him on February 22, 1971, and found on page 423 of the House Journal.

Kruse of O'Brien, District 4, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 41)

The ayes were, 91:

Alt	Goode	Menefee	Scott
Anania	Hamilton	Middleswart	Shaw
Andersen	Hansen	Millen	Siglin
Bennett	Hill	Miller	Small
Bergman	Holden	Moffitt	Sorg
Blouin	Husak	Mollett	Stanley
Bray	Jesse	Monroe	Stokes
Christensen	Johnston	Nielsen	Strand
Clark	Kehe	Norpel	Stromer
Cochran	Kelly	Nystrom	Strothman
Curtis	Kennedy	Patton	Taylor
Den Herder	Kinley	Pelton	Tieden
Dougherty	Knoblauch	Pierson	Trowbridge
Doyle	Knoke	Priebe	Uban
Drake	Kreamer	Radl	Varley
Dunton	Kruse	Rex	Waugh
Ellsworth	Larson	Rodgers	Welden
Ewell	Lawson	Roorda	Wells
Fischer, H. O.	Logemann	Sargisson	Willits
Fisher, C. R.	Mayberry	Schmeiser	Wirtz
Franklin	McCormick	Schroeder	Wyckoff
Freeman	McElroy	Schwartz	Mr. Speaker
Gluba	Mendenhall	Schwieger	



The nays were, 2:

Campbell                      Pellett

Absent or not voting, 7:

Camp	Egenes	Lipsky	Winkelman
Edelen	Grassley	Skinner	

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

#### HOUSE FILE 131 WITHDRAWN

Kruse of O'Brien, District 4, asked and received unanimous consent to withdraw **House File 131** from further consideration by the House.

#### HOUSE FILE 37 DEFERRED

The House resumed consideration of **House File 37**, a bill for an act authorizing a public agency to dispose of an interest in property.

Andersen of Woodbury, District 23, offered the amendment filed by him on February 18, 1971, and found on pages 398, 399 and 400 of the House Journal.

Fischer of Grundy, District 35, moved that action on House File 37 and the Andersen amendment be deferred.

The motion prevailed.

(House File 37 and Andersen amendment pending.)

The House resumed consideration of **House File 141**, a bill for an act relating to disclosure of information learned during the preparation of tax returns.

Norpel of Jackson, District 52, asked and received unanimous consent to reconsider the vote by which the following amendment filed by him on February 3, 1971, was adopted on February 19, 1971:

Amend House File 141 as follows:

1. Page 2, line 18, by inserting after the period the following:

"Each separate item of information obtained shall be a confidential communication and disclosure of each item shall be a separate and distinct misdemeanor."

Norpel of Jackson, District 52, asked and received unanimous consent to withdraw the amendment.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 141, page 2, by striking lines 8 through 18, inclusive, and inserting in lieu thereof the

following:

"Sec. 2. DISCLOSURE PROHIBITED. A person who obtains any information in the course of or arising out of the business of preparing or assisting in the preparation of a tax return of another person, shall not disclose any of the information obtained unless the disclosure is within any of the following:

1. Consented to in writing by the taxpayer in a separate document.

2. Expressly authorized by state or federal law.

3. Necessary to the preparation of the return.

4. Pursuant to court order.

Sec. 3. ENGAGED IN BUSINESS. A person is engaged in the business of preparing income tax returns or assisting in preparing of returns if he does any of the following:

1. Advertises, or gives publicity to the effect that he prepares or assists others in the preparation of tax returns.

2. Prepares or assists others in the preparation of tax returns for compensation.

Sec. 4. PENALTY. Any person who violates the provisions of this Act shall be guilty of a misdemeanor. Each separate item of information obtained shall be a confidential communication and disclosure of each item shall be a separate and distinct misdemeanor"

The amendment was adopted.

Norpel of Jackson, District 52, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 141)

Th ayes were, 90:

Alt	Freeman	Mendenhall	Schwieger
Anania	Gluba	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bennett	Grassley	Miller	Siglin
Bergman	Hamilton	Moffitt	Small
Blouin	Hansen	Mollett	Sorg
Bray	Hill	Monroe	Stanley
Camp	Holden	Norpel	Stokes
Campbell	Husak	Nystrom	Strand
Christensen	Jesse	Patton	Strothman
Clark	Johnston	Pellett	Taylor
Cochran	Kehe	Pelton	Tieden
Curtis	Kelly	Pierson	Trowbridge
Dougherty	Kennedy	Priebe	Uban
Doyle	Kinley	Radl	Varley
Drake	Knoblauch	Rex	Waugh
Dunton	Knoke	Rodgers	Wells
Egenes	Kreamer	Roorda	Willits
Ellsworth	Larson	Sargisson	Winkelman
Ewell	Logemann	Schmeiser	Wirtz
Fischer, H. O.	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker
Franklin	McElroy		

The nays were, 3:

Kruse                      Stromer                      Welden

Absent or not voting, 7:

Den Herder              Lawson                      Millen                      Skinner  
Edelen                      Lipsky                      Nielsen

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

**House File 236**, a bill for an act relating to the establishment of rest areas or rest area buildings on interstate highways, was taken up for consideration.

Welden of Hardin, District 32, asked and received unanimous consent to withdraw the amendment filed by him on February 19, 1971, and found on page 421 of the House Journal.

Welden of Hardin, District 32, offered the following amendment filed by him and moved its adoption:

Amend House File 236 as follows:

Strike the words "and a" in line 22 and all of lines 23 and 24 and inserting in lieu thereof a period.

The amendment was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 236)

The ayes were, 89:

Alt	Gluba	Menefee	Schwieger
Anania	Goode	Middleswart	Scott
Andersen	Grassley	Miller	Shaw
Bennett	Hamilton	Moffitt	Siglin
Bergman	Hansen	Mollett	Small
Blouin	Holden	Monroe	Sorg
Bray	Husak	Nielsen	Stanley
Campbell	Jesse	Norpel	Stokes
Christensen	Johnston	Nystrom	Strand
Clark	Kehe	Patton	Stromer
Cochran	Kelly	Pellett	Strothman
Curtis	Kinley	Pelton	Taylor
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Priebe	Uban
Doyle	Kreamer	Radl	Varley
Drake	Kruse	Rex	Waugh
Dunton	Larson	Rodgers	Welden
Egenes	Logemann	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schmeiser	Wirtz
Fisher, C. R.	McElroy	Schroeder	Wyckoff
Franklin	Mendenhall	Schwartz	Mr. Speaker
Freeman			

The nays were, 3:

Camp	Kennedy	Tieden
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Absent or not voting, 8:

Edelen	Hill	Lipsky	Skinner
Fischer, H. O.	Lawson	Millen	Wells

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

**House File 283**, a bill for an act relating to the payment of claims, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 283)

The ayes were, 93:

Alt	Goode	Mendenhall	Scott
Anania	Grassley	Menefee	Shaw
Andersen	Hamilton	Middleswart	Siglin
Bergman	Hansen	Miller	Small
Blouin	Hill	Moffitt	Sorg
Bray	Holden	Mollett	Stanley
Camp	Husak	Nielsen	Stokes
Campbell	Jesse	Norpel	Stand
Christensen	Johnston	Nystrom	Stromer
Clark	Kehe	Patton	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Kennedy	Pelton	Tieden
Den Herder	Kinley	Pierson	Trowbridge
Dougherty	Knoblauch	Priebe	Uban
Doyle	Knoke	Radl	Varley
Drake	Kreamer	Rex	Waugh
Dunton	Kruse	Rodgers	Welden
Egenes	Larson	Roorda	Wells
Ellsworth	Lawson	Sargisson	Willits
Ewell	Logemann	Schmeiser	Winkelman
Fisher, C. R.	Mayberry	Schroeder	Wirtz
Franklin	McCormick	Schwartz	Wyckoff
Fremman	McElroy	Schwieger	Mr. Speaker
Gluba			

The nays were, none.

Absent or not voting, 7:

Bennett	Fischer, H. O.	Millen	Skinner
Edelen	Lipsky	Monroe	

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

**House File 107**, a bill for an act relating to the use of school lunch facilities by senior citizen organizations, with report of committee recommending passage, was taken up for consideration.

Stokes of Plymouth, District 2, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 107)

The ayes were, 89:

Alt	Goode	Menefee	Scott
Anania	Grassley	Middleswart	Shaw
Andersen	Hamilton	Millen	Siglin
Bennett	Hansen	Miller	Sorg
Bergman	Hill	Moffitt	Stanley
Blouin	Husak	Mollett	Stokes
Bray	Jesse	Nielsen	Strand
Camp	Johnston	Norpel	Stromer
Clark	Kelly	Nystrom	Strothman
Cochran	Kennedy	Patton	Taylor
Curtis	Kinley	Pelton	Tieden
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Priebe	Uban
Doyle	Kreamer	Radl	Varley
Drake	Kruse	Rex	Waugh
Dunton	Larson	Rodgers	Welden
Egenes	Lawson	Roorda	Wells
Ellsworth	Logemann	Sargisson	Willits
Fischer, H. O.	Mayberry	Schmeiser	Winkelman
Fisher, C. R.	McCormick	Schroeder	Wirtz
Franklin	McElroy	Schwartz	Wyckoff
Freeman	Mendenhall	Schwieger	Mr. Speaker
Gluba			

The nays were, 2:

Campbell           Holden

Absent or not voting, 9:

Christensen	Kehe	Monroe	Skinner
Edelen	Lipsky	Pellett	Small
Ewell			

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

REFERRED TO COMMITTEE ON APPROPRIATIONS  
(House File 143)

**House File 143**, a bill for an act relating to identification cards for persons sixty-five years of age or older, with report of committee recommending amendment and passage, was taken up for consideration.

Rex of Hamilton, District 31, offered the following amendment filed by the committee on county government and moved its adoption:

Amend House File 143 as follows:

1. Page 2, line 4, by inserting after the word "older" the following: ", or persons who are blind

or physically handicapped.”.

2. Page 3, line 4, by inserting after the word “older” the following: “, or persons who are blind or physically handicapped”.

3. Amend the title to House File 143 by inserting after the word “older”, in line 2, the following: “, or persons who are blind or physically handicapped”.

4. Page 2, line 19, by inserting after the word “applicant” the following: “, without expense to the applicant,”.

The amendment was adopted.

Under the provisions of Rule 31, the Speaker referred House File 143 to the committee on appropriations.

### HOUSE CONCURRENT RESOLUTION 22

By Doyle, Anania, Trowbridge, Edelen,  
Bergman, Miller, Christensen, Logemann,  
Middleswart, Campbell, Rodgers,  
Sargisson and Waugh

*Whereas*, the protection of society and the rehabilitation of the inmate are tasks of the penal and correctional system in Iowa; and

*Whereas*, the inmate populations at the men’s reformatory, the women’s reformatory, and the state penitentiary have been declining in recent years; and

*Whereas*, criticism has been directed toward the manner of confinement of juveniles and policies at the training school for boys; and

*Whereas*, the public has become concerned about the security procedures at the security medical facility; and

*Whereas*, the governor’s economy committee has recommended that use of the women’s reformatory be discontinued, and that the prison structure of Iowa including all state-operated institutions for men, women, and juveniles be reorganized, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council is authorized to create a study committee, as provided by law, which committee shall include members of the appropriate standing committees of the house of representatives and the senate, to conduct during the 1971-1972 legislative interim a comprehensive study of the penal and correctional system in Iowa. The study shall include, but not be limited to, a review and revision of penal statutes, present programs and facilities at the state penitentiary, the men’s and women’s reformatories, the training schools for boys and girls, and the security medical facility; present rehabilitation theories; assignments of inmates; the programs which should be implemented for treatment of adult and for treatment of juvenile offenders; and recommendations regarding a five-year capital construction program for the juvenile and adult penal and correctional system; and

*Be It Further Resolved*, That the study committee shall include non-legislative members having special knowledge in the fields of penal and correctional facilities and rehabilitation facilities and programs; and

*Be It Further Resolved*, That a report of the study shall be prepared and submitted to the legislative council and the members of the Sixty-fourth

General Assembly, Second Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

Laid over under Rule 25.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1, 28, 59, 158 and 236.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 1, 28, 59, 158 and 236.

#### REPORTS OF COMMITTEES

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 103**, a bill for an act relating to excuse of jurors, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 105**, a bill for an act relating to the penalty for embezzlement of secured interests in collateral, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 133**, a bill for an act relating to the establishment of a second grand jury in certain counties and to the appointment of assistant clerks in such counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 133, as amended and passed by the Senate, as follows:

1. Page 2, by striking line 11 and in line 12 the words "*thousand, a*" and inserting in lieu thereof the word "*A*".

2. Page 2, by striking lines 27 through 31.

CHARLES PELTON, Chairman

Grassley of Butler, District 10, from the committee on schools, submitted the following report:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 66**, a bill for an act relating to the sale of real property owned by a school district, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES E. GRASSLEY, Chairman

Shaw of Scott, District 78, from the committee on constitutional amendments and reapportionment, submitted the following report:

MR. SPEAKER: Your committee on constitutional amendments and reapportionment, to whom was referred **House Joint Resolution 2**, 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 has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELIZABETH SHAW, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following report:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 211**, a bill for an act relating to the term of office of county attorneys, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 211, as follows:

1. Line 8, by striking the words "*a county attorney.*"

2. By striking lines 14, 15, and 16 and inserting in lieu thereof the following:

"There shall be elected in each county, at [each] *the general election, held in the years 1970 and 1972*, a county attorney, who shall hold office for a term of two years. *There shall be elected in each county, at the general election to be held in the year 1974 and each four years thereafter, a county attorney who shall hold office for a term of four years.*"

CLYDE REX, Chairman

Goode of Davis, District 98, from the committee on transportation, submitted the following report:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 46**, a bill for an act relating to slow-moving vehicle warning devices, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation



that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 46 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point three hundred eighty-three (321.383), subsection two (2), Code 1971, is amended by striking the subsection and inserting in lieu thereof the following:

"When operated on a highway in this state at a speed of twenty-five miles per hour or less, every farm tractor, or tractor with towed equipment, self-propelled implement of husbandry, road construction or maintenance vehicle, road grader, horse-drawn vehicle, or any other vehicle principally designed for use off the highway or when manufactured for sale or sold at retail after the thirty-first of December, 1971, shall be identified with a reflective device of a type approved by the commissioner. The reflective device shall be visible from the rear and mounted in a manner approved by the commissioner. All vehicles specified in this section shall be equipped with such reflective device after the thirty-first of December, 1971. The commissioner, when approving such device, shall be guided as far as practicable by the standards of the American society of agricultural engineers. No vehicle other than those specified in this section shall display a reflective device approved for the use herein described. On vehicles specified herein operating at speeds above twenty-five miles per hour, the reflective device shall be removed or hidden from view.

Any person who violates any provision of this section shall be fined not more than five dollars."

DEWEY E. GOODE, Chairman

#### AMENDMENTS FILED

- 1 Amend the Andersen amendment, filed February 18,
- 2 to House File 37 by striking from line two (2)
- 3 the word and figure "six (6)" and inserting in lieu
- 4 thereof the word and figure "four (4)".

ANDERSEN of Woodbury, District 23

- 1 Amend House File 66, page 2, line 9, by
- 2 inserting after the word "study" the words ", and
- 3 may purchase sites for the erection of additional
- 4 structures".

MOLLETT of Pottawattamie, District 80

- 1 Amend House File 229 as follows:
- 2 1. Page 1, line 12, by striking the word
- 3 "applicant" and inserting in lieu thereof the
- 4 words "property owner".
- 5 2. Page 1, line 14, by striking the word

6 "applicant" and inserting in lieu thereof the  
7 words "property owner".

DUNTON of Keokuk, District 88

1 Amend House File 291, page 2, line 28, by strik-  
2 ing the numerals "1972" and inserting in lieu there-  
3 of the numerals "1971".

KNOBLAUCH of Carroll, District 28

1 Amend House File 346, page 3, by striking all  
2 of lines 20 through 24 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 Hampton Chronicle, a  
7 newspaper published in Hampton, Iowa, and in the Eldora  
8 Herald-Ledger, a newspaper published in Eldora,  
9 Iowa."

WELDEN of Hardin, District 32

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Thursday, March 4, 1971.

# JOURNAL OF THE HOUSE

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Fifty-third Calendar Day—Thirty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MARCH 4, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Melvin B. Miller, pastor of the United Methodist Church, Anamosa, Iowa.

The Journal of Wednesday, March 3, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schwartz of Wapello, District 97, from 11:00 a.m. and rest of day on request of Franklin of Polk, District 64.

## PRESENTATION OF VISITORS

Holden of Scott, District 75, presented to the House the Honorable Trave E. O'Hearn, former member of the House in the Sixty-third General Assembly, representing Scott County.

The Speaker announced that the following visitors were present in the House chamber:

Fifteen Girl Scouts from Troop 49, Atlantic, Iowa, accompanied by their leaders, Mrs. George Howard, Mrs. Mel Allen and Mrs. Jay Johnson. By Pellett of Cass, District 83.

Twenty-eight eighth grade students from Dallas Center Community School, accompanied by their teacher, Mr. Graham. By Rodgers of Dallas, District 85.

One hundred twenty government and economics class students from Saydel High School, Des Moines, Iowa, accompanied by their teachers, Mrs. Merriman, Mrs. Turner, Mr. Gary and Mr. Knight. By Bennett of Polk, District 59.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 46, 66, and 211; House Joint Resolution 2; and Senate Files 103, 105 and 133, under Rule 35.

### PETITIONS FILED

The following petitions were received and placed on file:

By Bergman of Osceola, District 3, from ten residents of Osceola County, eight residents of Dickinson County and eleven residents of Dickinson County urging property tax relief.

By Middleswart of Warren, District 93, and Dougherty of Monroe, District 94, from forty-four residents of Marion County recommending passage of legislation to reduce reliance on property taxes as the major source of revenue of financing local schools, welfare and others.

By Priebe of Kossuth, District 6, from seven residents of Humboldt County opposing male barbering in beauty parlors.

### ADOPTION OF HOUSE MEMORIAL RESOLUTION

Priebe of Kossuth, District 6, offered the following House memorial resolution and moved its adoption:

#### HOUSE MEMORIAL RESOLUTION

*Whereas*, the Honorable George W. Patterson of Kossuth County, who was a member of the House of Representatives of the Fortieth, Fortieth Extra and the Forty-first sessions of the General Assembly from Kossuth County and Senator from Emmet, Palo Alto, Clay, Dickinson and Kossuth Counties during the Forty-second, Forty-second Extra, Forty-third, Forty-fourth, Forty-five, Forty-fifth Extra and Forty-sixth sessions of the General Assembly, passed away on February 26, 1971; *Now, Therefore*,

*Be It Resolved by the House of Representatives*, that a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the resolution was adopted.

The Speaker appointed as such committee Priebe of Kossuth, District 6; Edelen of Emmet, District 5, and Stromer of Hancock, District 8.

#### HOUSE CONCURENT RESOLUTION 23

By Kehe, Pierson, Holden, Freeman, Schroeder, Tieden, Menefee, Patton, Knoblauch, Millen, Curtis, Waugh, and Stromer

*Whereas*, questions have arisen as to the operation of radio and television stations owned by the state or its agencies; and

*Whereas*, the use of television in the education of the children and young adults of Iowa is increasing; and

*Whereas*, it is desirable to determine facts and analyze the role of state state-owned communications facilities in a deliberate and constructive manner, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*,

That the legislative council create a study committee to study the role of state-owned communications facilities which provide programs for the public and consider, but not be limited to, the coordination of existing facilities, the use of state funds, the value of television as it applies to the educational process, the methods of selecting programs and the value of such programs for the public, and the question of whether the state is or should compete with private industry in providing programs for public consumption; and

*Be It Further Resolved*, That the study committee shall consist of not more than ten legislators selected by the legislative council, representing both houses of the General Assembly, and both political parties, and

*Be It Further Resolved*, That the study committee shall make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to members of the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### INTRODUCTION OF BILLS

**House File 367**, by Lawson, a bill for an act relating to joint planning commissions.

Read first time and referred to committee on **state government**.

**House File 368**, by Freeman, a bill for an act relating to attorney's fees.

Read first time and referred to committee on **commerce**.

**House File 369**, by Holden (Nicholson, Potgeter and Shaff), a bill for an act relating to fees for census searches charged by the Iowa department of history and archives.

Read first time and referred to committee on **ways and means**.

**House File 370**, by Fischer of Grundy and Freeman (Griffin and Van Drie), a bill for an act relating to finance and delinquency charges on extensions of credit.

Read first time and referred to committee on **commerce**.

**House File 371**, by Pelton, a bill for an act relating to salaries and expenses of members of the General Assembly and the Lieutenant Governor.

Read first time and referred to committee on **state government**.

**House File 372**, by Sorg, a bill for an act relating to the compensation and mileage of members of the commission of hospitalization.

Read first time and referred to committee on **appropriations**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 204, a bill for an act relating to board of supervisor approval.

Also: That the Senate has refused to concur in the House amendment to the Senate amendment to:

House File 121, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts.

CARROLL A. LANE, Secretary

Speaker pro tempore Millen in the chair at 9:20 a.m.

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**Senate File 171**, a bill for an act making an appropriation from the primary road fund and road use tax fund to the state highway commission to pay for deficiencies in funds appropriated for field operations and to pay for certain special assessments against property owned by the state, with report of committee recommending amendment and passage, was taken up for consideration.

Welden of Hardin, District 32, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend Senate File 171, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, by striking from lines 13 and 14 the words "three hundred sixty thousand three hundred ninety dollars and ninety-two cents (\$360,390.92)" and inserting in lieu thereof the words "two hundred fifteen thousand three hundred ninety dollars and ninety-two cents (\$215,390.92)".

2. Page 2, line 21, by inserting after the period the following: "In addition to the sums appropriated by this section, there shall be paid from the one million dollars (\$1,000,000) credited by subsection five (5) of section three hundred twelve point two (312.2) of the Code to the primary road fund for the purposes of carrying out subsection twelve (12) of section three hundred seven point five (307.5) of the Code, the sum of one hundred forty-five thousand dollars (\$145,000) which, together with the sums appropriated by this section, shall be used to pay the city of Ames, Iowa for the ten special assessments against certain property owned by the state of Iowa for the New Street Improvement Program No. 2-1970."

3. Page 3, line 3, by striking the words "ten thousand (10,000)" and inserting in lieu thereof the words "twenty thousand (20,000)".

The amendment was adopted.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 171)

The ayes were, 77:

Alt	Freeman	Miller	Small
Anania	Goode	Moffitt	Sorg
Andersen	Grassley	Monroe	Stanley
Bennett	Hamilton	Nielsen	Stokes
Bergman	Hansen	Norpel	Strand
Camp	Hill	Nystrom	Stromer
Campbell	Kehe	Pellett	Strothman
Christensen	Kelly	Pelton	Taylor
Clark	Knoblauch	Pierson	Tieden
Cochran	Knoke	Priebe	Trowbridge
Curtis	Kreamer	Rodgers	Uban
Den Herder	Kruse	Roorda	Varley
Dougherty	Larson	Sargisson	Waugh
Doyle	Lawson	Schmeiser	Welden
Drake	Logemann	Schroeder	Wells
Dunton	Mayberry	Schwartz	Winkelman
Edelen	McCormick	Scott	Wirtz
Egenes	McElroy	Shaw	Speaker
Ellsworth	Menefee	Siglin	pro tempore
Fisher, C. R.	Middleswart		

The nays were, 9:

Blouin	Jesse	Patton	Willits
Gluba	Kennedy	Rex	Wyckoff
Husak			

Absent or not voting, 14:

Bray	Harbor	Lipsky	Radl
Ewell	Holden	Mendenhall	Schwieger
Fischer, H. O.	Johnston	Mollett	Skinner
Franklin	Kinley		

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

#### REGULAR CALENDAR

**House File 6**, a bill for an act to establish a state building code, provide for its administration and provide a penalty for violation of the Code or orders issued thereunder, with report of committee recommending amendment and passage, was taken up for consideration.

Grassley of Butler, District 10, offered the following amendment filed by the committee on state government and moved its adoption:

Amend House File 6 as follows:

1. Page 4, line 34, by inserting after the word "code" the words "and shall not be subject to the provisions of chapter seventeen A (17A) of the Code".

2. Page 5, by striking lines 2 through 4, and inserting in lieu thereof the following:

"1. Provide uniform standards and requirements for construction, construction materials, and equipment through the adoption by reference of applicable national specifications, published standards, and model buildings codes where appropriate and providing exceptions when necessary".

3. Page 5, line 5, by inserting after the word "Establish" the word "such".

4. Page 7, by striking lines 28 through 30, and inserting in lieu thereof the following:

"5. The provisions of this section shall not apply to any rule or regulation relating solely to the internal operation of the office of the commissioner and council."

5. Page 9, lines 21 and 22, by striking the following words: "and at least one of the members shall be a member of the building trades,".

6. Page 9, line 24, by inserting after the period the following new sentence: "At least one of the members shall be a journeyman member of the building trades."

7. Page 12, by striking lines 10 through 18, and inserting in lieu thereof the following:

"7. The decision of the board of review may be appealed to the advisory council by any party by filing a petition with the advisory council at any time prior to the effective date of such decision. The advisory council shall consider all questions of fact and law involved and issue its decision pertaining to the same not later than ten days after receipt of the appeal. Any party to the proceedings aggrieved by the decision of the advisory council may, within ten days after receipt of the decision, appeal the decision to the district court."

8. Page 12, line 19, by striking the word "commissioner" and inserting in lieu thereof the words "advisory council".

9. Page 18, line 35, by striking the words "Such code" and inserting in lieu thereof the following words: "The state building code or any other code adopted".

The amendment was adopted.

Grassley of Butler, District 10, offered the following amendment filed by him and moved its adoption:

Amend House File 6 as follows:

1. Page 4, insert after line 15 the following new subsection:

"5. Administer and enforce the provisions of chapter one hundred four A (104A), Code 1971."

2. Page 19, by striking lines 26 and 27.

The amendment was adopted.



Kelly of Woodbury, District 22, offered the following amendment filed by him :

Amend House File 6 as follows :

1. Page 6, by striking lines 31 and 32 and inserting in lieu thereof the following :

"b. In each governmental subdivision of the state."

2. Page 6, by striking lines 33 through 35, and inserting in lieu thereof the following :

"3. The provisions of the state building code shall be the statewide minimum requirements. Counties, cities, and towns may adopt, amend, and enforce building code provisions which are more restrictive than the state building code. This subsection shall not apply to factory-built structures."

3. Page 7, by striking lines 1 through 3.

4. Page 7, line 17, by striking the word "the" and by striking the words "which have".

5. Page 7, line 18, by striking the words "adopted the state building code,".

6. Page 7, lines 26 and 27, by striking the words "which have adopted the state building code".

7. Page 7, by striking lines 31 through 35.

8. Page 8, by striking lines 1 through 27.

9. Page 15, lines 23 and 24, by striking the words " , whenever such code is operative in such governmental subdivision".

10. Page 16, lines 2 and 3, by striking the words " , as provided herein, whenever the code is operative in the governmental subdivision".

11. Page 16, by striking lines 29 through 35.

12. Page 17, by striking line 1.

13. Page 17, line 2, by striking the number "2" and inserting the number "1".

14. Page 17, lines 4 and 5, by striking the words "of any building regulations, or the applicable provisions".

15. Page 17, line 8, by striking the number "3" and inserting in lieu thereof the number "2".

16. Page 17, by striking lines 13 through 16, and inserting in lieu thereof the following :

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

17. Page 17, by striking lines 19 through 22, and inserting in lieu thereof the following :

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

18. Page 17, by striking lines 25 through 28, and inserting in lieu thereof the following :

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

19. Page 17, by striking lines 31 through 34, and inserting in lieu thereof the following :

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

20. Page 18, by striking lines 2 through 5, and inserting in lieu thereof the following :

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

21. Page 18, by striking lines 9 through 11, and inserting in lieu thereof the following:

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

22. Page 18, by striking lines 14 through 17, and inserting in lieu thereof the following:

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

23. Page 19, after line 6, by adding the following new sentence: *The building code provisions shall not be less restrictive than the state building code and shall not apply to factory-built structures.*

24. Page 19, by striking lines 10 through 13, and inserting in lieu thereof the following:

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

25. Page 19, by striking lines 14 through 19, and inserting in lieu thereof the following:

"Sec. 31. Section three hundred sixty-eight point nine (368.9), Code 1971, is amended by adding the following new paragraph:

"Building regulations adopted may not be less restrictive than the state building code and shall not apply to factory-built structures."

26. Page 19, by striking lines 22 through 25, and inserting in lieu thereof the following:

"Where provisions of this chapter conflict with the state building code, the state building code shall apply."

27. Page 19, following line 27, by adding the following new section:

"The provisions of this Act shall become effective six months after the state building code has been adopted and certified by the commissioner.' "

28. By renumbering the sections and correcting cross references.

Division of the amendment was requested.

Kelly of Woodbury, District 22, asked and received unanimous consent to withdraw lines 7 through 12; lines 63 through 66; and lines 71 through 78 of his amendment.

Kelly of Woodbury, District 22, moved the adoption of the remainder of his amendment.

A non-record roll call was requested.

The ayes were 26, nays 61.

The amendment lost.

Uban of Black Hawk, District 38, offered the following amend-

ment filed by him and Willits of Polk, District 57, and moved its adoption:

Amend House File 6, page 19, line 3, by striking the words "farm houses or other" and inserting in lieu thereof the word "include".

The amendment was lost.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor and moved its adoption:

Amend House File 6 as follows:

Page 7, by striking lines 22 through 27, inclusive, and inserting in lieu thereof the following:

"4. Every rule or regulation shall, immediately after adoption, be certified by the commissioner and transmitted to the offices of the chief clerk of the house and secretary of the senate and by them be prepared for consideration and approval by the general assembly. Such rules and regulations shall become effective July first following approval by the general assembly unless the general assembly shall provide for another effective date."

A non-record roll call was requested.

The ayes were 28, nays 59.

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 6)

The ayes were, 89:

Alt	Freeman	Mendenhall	Siglin
Anania	Goode	Menefee	Skinner
Andersen	Grassley	Middleswart	Small
Bennett	Hamilton	Moffitt	Sorg
Bergman	Hansen	Mollett	Stanley
Blouin	Hill	Monroe	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Norpel	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Johnston	Patton	Taylor
Clark	Kehe	Pelton	Tieden
Cochran	Kelly	Pierson	Trowbridge
Curtis	Kennedy	Priebe	Uban
Den Herder	Kinley	Rex	Varley
Dougherty	Knoblauch	Rodgers	Waugh
Drake	Knoke	Roorda	Welden
Dunton	Kreamer	Sargisson	Willits
Edelen	Kruse	Schmeiser	Winkelman
Egenes	Larson	Schroeder	Wirtz
Ellsworth	Lawson	Schwieger	Wyckoff
Ewell	Logemann	Scott	Speaker
Fisher, C. R.	Mayberry	Shaw	pro tempore
Franklin	McCormick		

## The nays were, 6:

Fischer, H. O.	Harbor	Radl	Wells
Gluba	Miller		

## Absent or not voting, 5:

Doyle	McElroy	Pellett	Schwartz
Lipsky			

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

MOTION TO RECONSIDER  
(House File 6)

I move to reconsider the vote by which House File 6 passed the House on March 4, 1971.

LAVERNE W. SCHROEDER

COMMUNICATION FROM THE SECRETARY OF STATE

March 3, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I hereby certify that Senate File 70 was published in the Lee Town News, Des Moines, Iowa, February 25, 1971, and in The Anamosa Eureka, Anamosa, Iowa, February 25, 1971.

I further certify that House File 83 was published in The DeWitt Observer, DeWitt, Iowa, February 25, 1971, and in The Clinton Herald, Clinton, Iowa, February 26, 1971.

Respectfully submitted,

MELVIN D. SYNHORST  
Secretary of State

REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 274**, a bill for an act relating to military leave of absence for civil employees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following reports:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 44**, a bill for an act to prohibit soliciting a ride on an interstate road, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HOWARD A. HAMILTON, Chairman

Also :

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 178**, a bill for an act relating to a requirement that persons accused of having committed crimes together stand trial together, unless justice requires otherwise, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass** :

Amend House File 178, page 2, line 16, by inserting after the word "court" the words ", upon hearing, which may be closed,".

Further amend House File 178 by striking section two (2) and inserting in lieu thereof the following:

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Tipton Conservative, a newspaper published in Tipton, Iowa, and in The Muscatine Journal, a newspaper published in Muscatine, Iowa.

HOWARD A. HAMILTON, Chairman

Also :

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 262**, a bill for an act relating to traffic control signals, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass** :

Amend House File 262 as follows:

1. Line 14, by striking all after the word "stop" and insert in lieu thereof a period.

2. Line 15, by striking the words "such turn."

HOWARD A. HAMILTON, Chairman

Tieden of Clayton, from the committee on conservation and recreation, submitted the following reports:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 159**, a bill for an act relating to water safety regulations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

Also :

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 160**, a bill for an act to allow black bass to be bought, sold, bartered, or offered for sale, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

Also :

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **House File 216**, 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 has instructed me to report the same back to the House with the recommendation that the same **do pass.**

DALE TIEDEN, Chairman

#### AMENDMENTS FILED

1 Amend House File 6 as follows:

2 1. Page 7, by striking line 21 and inserting in lieu  
3 thereof the words "shall take effect on July first follow-  
4 ing its adoption."

5 2. Page 7, line 25, by inserting after the word  
6 "code" the words "on its effective date".

SCHROEDER of Pottawattamie, District 54

1 Amend House File 132 as follows:

2 1. Page 1, line 9, by inserting after the numerals  
3 "(713.39)", the words and numerals "or section seven  
4 hundred thirteen point forty (713.40)".

5 2. Page 1, line 11, by inserting after the comma  
6 the words "or the amount of service obtained or attempted  
7 to be obtained,".

8 3. Page 1, line 17, by inserting after the comma the  
9 words "or the amount of service obtained or attempted to  
10 be obtained,".

KREAMER of Polk, District 63

1 Amend House File 218, page 1, by striking everything  
2 after the enacting clause and inserting in lieu thereof  
3 the following:

4 "Section 1. Section four hundred fifty-five point  
5 fifty-seven (455.57), Code 1971, is amended as follows:  
6 455.57 LEVY—INTEREST. When the board has finally  
7 determined the matter of assessments of benefits and  
8 apportionment, is shall levy such assessments as fixed  
9 by it upon the lands within such district, and all  
10 assessments shall be levied at that time as a tax and  
11 shall bear interest at not to exceed seven percent per  
12 annum from that date, *which interest shall be computed*  
13 *from the date of levy to the following May 1, payable*  
14 *annually, except as hereinafter provided as to cash pay-*  
15 *ments thereof within a specified time."*

STROMER of Hancock, District 8

On motion by Kreamer of Polk, District 63, the House adjourned until 9:00 a.m., Friday, March 5, 1971.

# JOURNAL OF THE HOUSE

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Fifty-fourth Calendar Day—Thirty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MARCH 5, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Ralph E. Hanson, pastor of the First Lutheran Church, Des Moines, Iowa.

The Journal of Thursday, March 4, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Schwartz of Wapello, District 97, on request of Franklin of Polk, District 64; Nystrom of Boone, District 55, and Anania of Polk, District 65, on request of Blouin of Dubuque, District 49.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Thirteen Y-Teens from Milford, Iowa, accompanied by their advisor, Mrs. Anderson. By Bergman of Osceola, District 3.

Thirty-five members of the Children of the American Revolution, including Lance Ehmeke, National President of the C.A.R., and Quentin Steele, State President. By Curtis of Cherokee, District 25.

## PETITIONS FILED

The following petitions were received and placed on file :

By Dunton of Keokuk, District 88, from fifty-nine residents of Keokuk County and Strothman of Henry, District 90, from eleven residents of Jefferson County favoring legislation to shift the costs of financing education, welfare and state institutions from property taxes to taxes related to ability to pay.

By Andersen of Woodbury, District 23, from twenty residents of Woodbury County favoring House File 212.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 44, 178, 216, 262 and 274 and Senate Files 159 and 160, under Rule 35.

## INTRODUCTION OF BILLS

**House File 373**, by Ellsworth, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Read first time and referred to committee on **appropriations**.

**House File 374**, by Waugh and Strand, a bill for an act relating to penalties for the operation of coin machines by false means.

Read first time and referred to committee on **law enforcement**.

**House File 375**, by Lawson, Strand, Mayberry, Logemann, Rex, Ellsworth, Edelen, Drake, Dunton, Nielsen and Millen (Curran, Coleman, Rabedeaux and Miller), a bill for an act relating to compensation for feeding prisoners in certain counties.

Read first time and referred to committee on **county government**.

**House File 376**, by committee on Iowa development, a bill for an act relating to the economic development activities by cities.

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

**House File 377**, by Curtis and Doyle (Van Drie, Gaudineer, Rabedeaux, Doderer and Messerly), a bill for an act relating to federal share insurance for credit unions.

Read first time and referred to committee on **commerce**.

**House File 378**, by Kennedy, a bill for an act to prevent the expansion of the curriculum of area vocational schools in order to qualify as an area community college.

Read first time and referred to committee on **schools**.

**House File 379**, by Fischer of Grundy and Schroeder, a bill for an act prohibiting the League of Iowa Municipalities, nonprofit corporations, or officers, agencies, boards, commissions, or departments of the state or its political subdivisions from using funds derived from property tax for the purpose of lobbying the general assembly and to provide a penalty for violation.

Read first time and referred to committee on **state government**.

**House File 380**, by Strothman, Bergman, Fisher of Greene, Kruse,



Nielsen, Stokes and Tieden (Shawver, Balloun, Hill, Van Gilst and Arbuckle), a bill for an act relating to the use of dead animals.

Read first time and referred to committee on **agriculture**.

**House File 381**, by committee on agriculture, a bill for an act relating to commercial feed inspection fee.

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

**House File 382**, by committee on agriculture, a bill for an act relating to labeling of foreign meats.

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

**House File 383**, by Larson, a bill for an act relating to licensing for the practice of the healing arts.

Read first time and referred to committee on **social services**.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk the annual report to the Sixty-fourth General Assembly from the State Board of Tax Review.

#### SENATE MESSAGE CONSIDERED

**Senate File 204**, a bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff.

Read first time and referred to committee on **county government**.

#### REREFERRED TO COMMITTEE

(House File 2)

Drake of Muscatine asked and received unanimous consent that **House File 2** be rereferred to the committee on **state government**.

#### HOUSE FILE 145 REREFERRED

The Speaker announced that **House File 145** previously referred to the committee on agriculture is rereferred to the committee on **ways and means**.

#### REFERRED TO COMMITTEE

(House File 349)

The Speaker announced that **House File 349** by the committee on agriculture is referred to the committee on **ways and means**.

COMMITTEE ON NONCONTROVERSIAL BILLS

The Speaker announced the assignment of the following members to the committee on noncontroversial bills:

Sorg of Linn, District 47  
 Miller of Marshall, District 36  
 Dunton of Keokuk, District 88

MOTION TO RECONSIDER AMENDMENT  
 (House File 143)

I hereby move to reconsider the vote by which the committee on county government amendment to House File 143, filed February 17, was adopted.  
 STOKES of Plymouth, District 2

HOUSE INSISTS  
 (House File 121)

Holden of Scott, District 75, called up for consideration **House File 121**, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, and moved that the House insist on the House amendment to the Senate amendment.

The motion prevailed and the House insists on its House amendment to the Senate amendment.

CONFERENCE COMMITTEE APPOINTED  
 (House File 121)

The Speaker announced the appointment of Holden of Scott, District 75, chairman; Den Herder of Sioux, District 1; Grassley of Butler, District 10, and Radl of Linn, District 43, on the part of the House, as conferees concerning House File 121.

MOTION TO RESOLVE INTO  
 COMMITTEE OF THE WHOLE TABLED

Cochran of Webster, District 29, moved that the House resolve itself into a committee of the whole to discuss the financial affairs of the state.

Goode of Davis, District 98, rose on a point of order that the House follow the orders of the day.

The Speaker ruled the point well taken. The Speaker further ruled that under the circumstances the motion to resolve the House into a committee of the whole would be recognized.

Kreamer of Polk, District 63, moved that the motion by Cochran of Webster, District 29, be tabled.

Roll call was requested by Cochran of Webster, District 29, and Skinner of Polk, District 60.

On the question "Shall the Cochran motion be tabled?"

The ayes were, 57:

Alt	Grassley	Menefee	Stanley
Andersen	Hamilton	Millen	Stokes
Bergman	Hansen	Miller	Strand
Camp	Hill	Moffitt	Stromer
Campbell	Holden	Mollett	Strothman
Christensen	Kehe	Nielsen	Taylor
Clark	Kelly	Pellett	Tieden
Curtis	Knoke	Pierson	Trowbridge
Den Herder	Kreamer	Rex	Varley
Drake	Kruse	Roorda	Waugh
Edelen	Lawson	Schroeder	Welden
Egenes	Logemann	Shaw	Winkelman
Ellsworth	McElroy	Siglin	Wirtz
Fischer, H. O.	Mendenhall	Sorg	Mr. Speaker
Goode			

The nays were, 32:

Bennett	Franklin	Larson	Schmeiser
Blouin	Gluba	Mayberry	Scott
Bray	Husak	Middleswart	Skinner
Cochran	Jesse	Patton	Small
Dougherty	Johnston	Priebe	Uban
Doyle	Kennedy	Radl	Wells
Dunton	Kinley	Rodgers	Willits
Ewell	Knoblauch	Sargisson	Wyckoff

Absent or not voting, 11:

Anania	Lipsky	Norpel	Schwartz
Fisher, C. R.	McCormick	Nystrom	Schwieger
Freeman	Monroe	Pelton	

The motion prevailed.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 211, a bill for an act relating to the licensing of insurance adjusters and providing penalties for the violations thereof.

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

Senate File 224, a bill for an act relating to the qualifications of the commissioner of public health.

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

Senate Concurrent Resolution 24, recalling House File 29 from the Governor for further consideration of the General Assembly.

CARROLL A. LANE, Secretary

## ADOPTION OF SENATE CONCURRENT RESOLUTION 24

Holden of Scott, District 75, asked and received unanimous consent to take up for immediate consideration Senate Concurrent Resolution 24 and moved its adoption :

## SENATE CONCURRENT RESOLUTION 24

By Lamborn

*Whereas*, additional facts and information have become available concerning House File 29, a bill for an act relating to the payment of subsequent damages to property owners, and

*Whereas*, House File 29 has passed both houses of the General Assembly and has been delivered to the Governor, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*: That House File 29 be recalled from the Governor for further consideration of the General Assembly.

The motion prevailed and the resolution was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Norpel of Jackson, District 52, and McCormick of Delaware, District 48, for the remainder of the day on request of Middleswart of Warren, District 93.

CONSIDERATION OF BILLS  
WAYS AND MEANS CALENDAR

**House File 173**, a bill for an act requiring voter approval for a member of an aviation authority to levy a one mill tax, with report of committee recommending passage, was taken up for consideration.

Gluba of Scott, District 76, moved that House File 173 be deferred and that the bill retain its place on the calendar.

The motion lost.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 173)

The ayes were, 59:

Bennett	Doyle	Holden	Middleswart
Bergman	Drake	Kehe	Mollett
Blouin	Edelen	Knoblauch	Monroe
Camp	Ellsworth	Knoke	Nielsen
Campbell	Fischer, H. O.	Kruse	Patton
Christensen	Fisher, C. R.	Lawson	Pellett
Cochran	Goode	Logemann	Pierson
Curtis	Gassley	McElroy	Priebe
Den Herder	Hamilton	Mendenhall	Radl

Rex	Shaw	Stromer	Welden
Rodgers	Siglin	Strothman	Winkelman
Roorda	Sorg	Taylor	Wirtz
Schmeiser	Stanley	Tieden	Wyckoff
Schroeder	Strakes	Varley	Mr. Speaker
Scott	Strand	Waugh	

The nays were, 29 :

Alt	Freeman	Kelly	Sargisson
Andersen	Gluba	Kennedy	Skinner
Bray	Hansen	Kinley	Small
Clark	Hill	Kreamer	Trowbridge
Dougherty	Husak	Larson	Uban
Dunton	Jesse	Miller	Wells
Egenes	Johnston	Moffitt	Willits
Franklin			

Absent or not voting, 12 :

Anania	Mayberry	Millen	Pelton
Ewell	McCormick	Norpel	Schwartz
Lipsky	Menefee	Nystrom	Schwieger

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

**House File 346**, a bill for an act relating to refunding of motor fuel tax, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, offered the following amendment filed by him and moved its adoption :

Amend House File 346, page 3, by striking all of lines 20 through 24 and inserting in lieu thereof the following:

“Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Hampton Chronicle, a newspaper published in Hampton, Iowa, and in the Eldora Herald-Ledger, a newspaper published in Eldora, Iowa.”

The amendment was adopted.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 346)

The ayes were, 84 :

Alt	Cochran	Egenes	Hansen
Andersen	Curtis	Ellsworth	Hill
Bergman	Den Herder	Fischer, H. O.	Holden
Blouin	Dougherty	Fisher, C. R.	Jesse
Bray	Doyle	Freeman	Johnston
Camp	Drake	Gluba	Kehe
Campbell	Dunton	Goode	Kelly
Clark	Edelen	Grassley	Kennedy

Kinley	Moffitt	Schmeiser	Taylor
Knoblauch	Mollett	Schroeder	Tieden
Knoke	Monroe	Scott	Trowbridge
Kreamer	Nielsen	Shaw	Uban
Kruse	Patton	Siglin	Varley
Larson	Pellett	Skinner	Waugh
Lawson	Pierson	Small	Welden
Logemann	Priebe	Sorg	Wells
Mayberry	Radl	Stanley	Willits
McElroy	Rex	Stokes	Winkelman
Mendenhall	Rodgers	Strand	Wirtz
Millen	Roorda	Stromer	Wyckoff
Miller	Sargisson	Strothman	Mr. Speaker

The nays were, 2:

Bennett                      Husak

Absent or not voting, 14:

Anania	Hamilton	Middleswart	Pelton
Christensen	Lipsky	Norpel	Schwartz
Ewell	McCormick	Nystrom	Schwieger
Franklin	Menefee		

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

#### REGULAR CALENDAR

**Senate File 65**, a bill for an act relating to taxation of mobile homes, with report of committee recommending amendment and passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by the committee on county government and moved its adoption:

Amend Senate File 65 by striking lines 4 through 8 of section 1 and inserting in lieu thereof the following:

The tax and any penalties provided by section one hundred thirty-five D point twenty-four (135D.24) of the Code shall be allocated to the school fund of the district wherein the mobile home is located.

The amendment lost.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw the amendment filed by him on February 16, 1971, and found on page 372 of the House Journal.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 65)

The ayes were, 81:

Alt	Freeman	Mendenhall	Siglin
Andersen	Goode	Middleswart	Small
Bergman	Grassley	Millen	Sorg
Blouin	Hill	Miller	Stanley
Bray	Holden	Moffitt	Stokes
Camp	Husak	Mollett	Strand
Campbell	Johnston	Monroe	Stromer
Christensen	Kehe	Nielsen	Strothman
Clark	Kelly	Patton	Taylor
Cochran	Kennedy	Pellett	Tieden
Curtis	Kinley	Pierson	Trowbridge
Den Herder	Knoblauch	Priebe	Uban
Dougherty	Knoke	Radl	Varley
Doyle	Kreamer	Rex	Waugh
Drake	Kruse	Rodgers	Wells
Dunton	Larson	Roorda	Willits
Edelen	Lawson	Sargisson	Winkelman
Egenes	Logemann	Schmeiser	Wirtz
Ellsworth	Mayberry	Scott	Wyckoff
Ewell	McElroy	Shaw	Mr. Speaker
Fisher, C. R.			

The nays were, 7:

Bennett	Hansen	Schroeder	Welden
Franklin	Jesse	Skinner	

Absent or not voting, 12:

Anania	Hamilton	Menefee	Pelton
Fischer, H. O.	Lipsky	Norpel	Schwartz
Gluba	McCormick	Nystrom	Schwieger

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

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the conference committee on House File 121, a bill for an Act to provide limitations on the property tax levy, on the part of the Senate: the Senator from Kossuth, Mr. Keith, chairman; the Senator from Sioux, Mr. DeKoster; the Senator from Hancock, Mr. Ollenburg, and the Senator from Polk, Mr. Gaudineer.

CARROLL A. LANE, Secretary

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 5, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 13, an act relating to the selection of the compensation commissioners.

House File 17, an act relating to the Iowa development commission corporation.

Senate File 1, an act relating to the regulation and control of certain drugs

and other substances affecting the public health, herein designated as controlled substances, and providing procedures for enforcement and penalties. Senate File 59, an act relating to teachers pension systems.

### REPORT OF COMMITTEE

Kehe of Bremer, District 12, from the committee on environmental preservation, submitted the following report:

MR. SPEAKER: Your committee on environmental preservation, to whom was referred **House File 73**, a bill for an act relating to conservation of soil and water resources of the state, and to control of water pollution, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be **amended as follows, and when so amended the bill do pass**:

Amend House File 73 as follows:

1. Page 37, line 6, by inserting after the word "arose" the words "had submitted application for public cost-sharing funds pursuant to section thirty-five (35) of this Act, or".
2. Page 39, line 33, by inserting after the word "as" the word "*ex officio*".
3. Page 40, line 3, by inserting after the word "*Seven*" the word "*voting*".
4. Page 40, lines 5 and 6, by striking the words "bona fide farmers living on farms" and inserting in lieu thereof the words "[bona fide farmers living on farms] *persons engaged in actual farming operations*".
5. Page 42, by striking lines 21 through 28, inclusive, and inserting in lieu thereof the following:
  - "2. 'Soil and water conservation practices' means any of the practices designated in or pursuant to this subsection which serve to prevent erosion of soil by wind or water, in excess of applicable soil loss limits, from land used for agricultural or horticultural purposes only.
    - a. 'Permanent soil and water conservation practices' means planting of perennial grasses, legumes, shrubs, or trees, the establishment of grassed waterways, and the construction of terraces.
    - b. 'Temporary soil and water conservation practices' means planting of annual or biennial crops, use of strip-cropping, contour planting, minimum or mulch tillage, and any other cultural practices approved by the state soil conservation committee'.
6. Page 44, line 10, by striking the word "commission" and inserting in lieu thereof the word "committee".
7. Page 44, line 13, by striking the word "higher".
8. Page 44, line 14, by striking the words "than can" and inserting in lieu thereof the words "that cannot".



9. Page 46, by striking from lines 25 and 26 the words "in an amount equal to at least seventy-five percent of the cost of establishing such practice".

10. Page 46, line 28, by inserting after the word "occupant" the following:

"in an amount equal to at least seventy-five percent of the cost of any permanent soil and water conservation practice, or at least twenty-five percent of the cost of any temporary soil and water conservation practice. The state soil conservation commission shall review these requirements at least once each year, and may authorize soil conservation district commissioners to make the mandatory establishment of any specified soil and water conservation practice in any particular case conditional on a higher proportion of public cost-sharing than is required by this section. When the commissioners have been so authorized, they shall, in determining the amount of cost-sharing for establishment of a specified soil and water conservation practice to comply with an administrative order issued pursuant to section thirty-four (34) of this Act, consider the extent to which the practice will contribute benefits to the public in relation to the benefits that will accrue to the individual owner or occupant of the land on which the practice is to be established".

LUVERN W. KEHE, Chairman

#### AMENDMENTS FILED

1 Amend House File 178 by striking everything after  
2 the enacting clause and inserting in lieu thereof the  
3 following:

4 "Section 1. Section seven hundred eighty point one  
5 (780.1), Code 1971, is amended as follows:

6 780.1 JOINT INDICTMENT—[SEPARATE TRIALS.] JOINT  
OR

7 SEPARATE TRIALS.

8 [When two or more defendants are jointly indicted for  
9 felony, any defendant requiring it may be tried sepa-  
10 rately, in other cases defendants jointly indicted may  
11 be tried separately or jointly, in the discretion of  
12 the court.]

13 *When two or more defendants are jointly charged with*  
14 *any public offense, whether felony or misdemeanor,*  
15 *they shall be tried jointly, unless the court orders*  
16 *separate trials. In ordering separate trials, the*  
17 *court in its discretion may order a separate trial as*  
18 *to one or more defendants, and a joint trial as to the*  
19 *others, or may order any number of the defendants to be*  
20 *tried at one trial, and any number of the others at*  
21 *different trials, or may order a separate trial for*  
22 *each defendant; provided, that where two or more*  
23 *persons can be jointly tried, the fact that separate*

24 *accusatory pleadings were filed shall not prevent*  
 25 *their joint trial”.*

JOHNSTON of Johnson, District 70  
 PELTON of Clinton, District 20  
 KNOKE of Pottawattamie, District 79  
 BRAY of Scott, District 77  
 DRAKE of Muscatine, District 71  
 KENNEDY of Chickasaw, District 11  
 JESSE of Polk, District 58  
 HILL of Polk, District 62  
 KELLY of Woodbury, District 22  
 SKINNER of Polk, District 60  
 DOYLE of Woodbury, District 21

1 Amend House File 185 as follows:

2 1. By striking everything after the enacting clause  
 3 and inserting in lieu thereof the following:

4 Section 1. Section two hundred nineteen point one  
 5 (219.1), unnumbered paragraph one (1), Code 1971, is  
 6 amended as follows:

7 219.1 FOR WHOM MAINTAINED. The Iowa soldiers home,  
 8 located in Marshalltown, shall be maintained for honorably  
 9 discharged soldiers, sailors, marines and nurses who have  
 10 served the United States in any of its wars, including the  
 11 Korean conflict at any time between June 27, 1950, and  
 12 July 27, 1953, both dates inclusive, and including the  
 13 Vietnam conflict at any time between August 5, 1964, and  
 14 ending on the date the armed forces of the United States  
 15 are directed by formal order of the government of the  
 16 United States to cease hostilities, both dates inclusive,  
 17 and who do not have sufficient means or ability to support  
 18 themselves, and for the [dependent widows and] wives of such  
 19 soldiers, sailors or marines.

20 Sec. 2. Section two hundred nineteen point four  
 21 (219.4), Code 1971, is amended as follows:

22 219.4 MARRIED COUPLES. When a married man is or  
 23 becomes a member of the home, his wife, if she has been  
 24 married to him for one year and is otherwise eligible  
 25 under this chapter, may be admitted as a member of the  
 26 home subject to all the rules and regulations of said  
 27 home. Husband and wife may be permitted to occupy,  
 28 together, cottages or other quarters on the grounds of the  
 29 home. *If a wife becomes widowed while she is a member*  
 30 *of the home she shall be eligible to continue to reside*  
 31 *at the home provided she is otherwise eligible under this*  
 32 *chapter and has not remarried except to a member of the*  
 33 *home.*

34 Sec. 3. Section two hundred nineteen point five  
 35 (219.5), Code 1971, is repealed.

36 Sec. 4. This Act shall not affect the rights of widows  
 37 residing at the soldiers home at the effective date of  
 38 this Act, provided the widow is otherwise eligible to  
 39 reside at the home under chapter two hundred nineteen  
 40 (219) of the Code.

SHAW of Scott, District 78

1 Amend House File 371 by striking all after the  
2 enacting clause and inserting in lieu thereof the  
3 following:

4 Section 1. Section two point ten (2.10), Code  
5 1971, is amended by adding the following new subsec-  
6 tion:

7 "8. For the calendar year nineteen hundred  
8 seventy-one (1971) the annual salary of all members  
9 of the legislature shall be reduced in the amount  
10 of ten (10) percent"

WELDEN of Hardin, District 32

1 Amend Senate File 204, as amended and passed by the  
2 Senate, as follows:

3 1. Page 2, by inserting in line 11 following the word  
4 "appointments" the words "*, subject to the approval of the*  
5 *board of supervisors,*".

6 2. Page 2, by inserting in line 19 following the word  
7 "counties" the words "*, subject to the approval of the*  
8 *boards of supervisors,*".

9 3. Page 2, following line 31 insert the following  
10 section:

11 "Sec. 2. Section two hundred thirty-one point twelve  
12 (231.12), Code 1971, is amended as follows:

13 231.12 SALARIES—EXPENSES—HOW PAID. The judges  
14 making the appointments shall fix the salaries of all ap-  
15 pointees, *subject to the approval of the board of super-*  
16 *visors*, at not exceeding the amount authorized by law.  
17 All appointees shall serve during the pleasure of such  
18 judges, and in addition to salaries shall receive their  
19 necessary and actual expenses incurred while performing  
20 their duties. For use of an automobile in the discharge  
21 of their duties within the particular county or counties  
22 for which they are appointed such officers may receive the  
23 mileage rate provided by law, or, in lieu thereof, they  
24 may receive a monthly allowance in such amounts as the  
25 judge or judges of the juvenile court may determine and  
26 order. For use of an automobile outside the county or  
27 counties for which they have been appointed such officers  
28 shall be paid the regular mileage rate. All salaries and  
29 expenses shall be paid by the county either from the  
30 general county fund or from the court expense fund."

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
until 10:00 a.m. Monday, March 8, 1971.

# JOURNAL OF THE HOUSE

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Fifty-seventh Calendar Day—Fortieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MARCH 8, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father William McLaughlin, guidance counselor on faculty of Columbus High School, Waterloo, Iowa.

The Journal of Friday, March 5, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Small of Johnson, District 69, on request of Gluba of Scott, District 76; Fisher of Greene, District 56, for March 8 and March 9 on request of Nielsen of Shelby, District 53; Edelen of Emmet, District 5, on request of Norpel of Jackson, District 52.

## PRESENTATION OF VISITORS

Den Herder of Sioux, District 1, presented to the House Birgit Rosemann from Hamburg, Germany, a Foreign Exchange Student sponsored by Youth For Understanding, who is attending school in Sioux Center, Iowa.

The Speaker announced that the following students were in the House chamber :

Thirty-four senior students from Albia High School, Albia, Iowa, accompanied by their teacher, Mrs. John Palmer. By Dougherty of Monroe, District 94.

Four students from Boone Biblical College, Boone, Iowa, accompanied by their leaders, Miss Josephine Griffin and Mrs. Lydia Deal. By Nystrom of Boone, District 55.

Sixty senior government class students from Moravia Community Schools, Moravia, Iowa, accompanied by their teachers, Mrs. Hayden and Mr. Wells. By Moffitt of Appanoose, District 96.

## PETITION FILED

The following petition was received and placed on file :

By Sargisson of Woodbury, District 24, from twenty residents of Woodbury County favoring House File 212 relating to salaries of the state highway commission and other state employees.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 73, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 384**, by Rex, a bill for an act to change certain references in the Code from "poultry and hatchery association" to "poultry association, incorporated".

Read first time and referred to committee on **agriculture**.

**House File 385**, by Moffitt, a bill for an act relating to the disposition of property owned by certain deceased old-age assistance recipients.

Read first time and referred to committee on **county government**.

**House File 386**, by Waugh, Doyle, Rodgers, Rex, Strand and Curtis (Keith and DeKoster), a bill for an act relating to travel trailers.

Read first time and referred to committee on **transportation**.

**House File 387**, by Small, Camp, Curtis, Fisher of Greene, Gluba, Pierson, Radl and Patton, a bill for an act providing an income tax deduction for adoption expenses.

Read first time and referred to committee on **ways and means**.

**House File 388**, by Franklin, Blouin, Jesse, Monroe, Bray and Gluba, a bill for an act relating to the civil rights commission, the issuance of subpoenas, hearing costs, damages, and providing penalties for violations.

Read first time and referred to committee on **judiciary**.

**House File 389**, by Radl, Ellsworth, Stanley, Knoblauch, Mendenhall, Pelton, Schroeder, Small, Taylor, Sorg, Priebe and Lipsky, a bill for an act to supplement the federal laboratory animal welfare 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.

Read first time and referred to committee on **agriculture**.

**House File 390**, by Drake (DeKoster), a bill for an act to provide for voting for the offices of President and Vice-President of the United States, United States Senator, and United States Representative by persons eighteen years of age or over and under twenty-one years of age, and to provide for voting for the offices of President and Vice-President of the United States by persons who have resided in the state for at least thirty days, and for related purposes.

Read first time and referred to committee on **state government**.

#### SENATE MESSAGES CONSIDERED

**Senate File 224**, a bill for an act relating to the qualifications of the commissioner of public health.

Read first time and referred to committee on **social services**.

**Senate File 211**, a bill for an act relating to the licensing of insurance adjusters and providing penalties for the violations thereof.

Read first time and referred to committee on **commerce**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 12, a bill for an act relating to motor vehicle fees collected by the county treasurers, and to the amount of such fees retained by the county and to the filing of instruments pertaining to motor vehicles.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 119, a bill for an act relating to election precincts.

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

House File 206, a bill for an act relating to fees collected by the county recorder for hunting and fishing duplicate licenses.

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

Senate File 41, a bill for an act relating to authorization of assistant county attorneys.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 12

Amend House File 12, as amended, passed and reprinted by the House, as follows:

1. Page 3A, by adding the following new section after line 16, and renumbering the remaining sections.

Sec. 3. Section three hundred twenty-one point thirty-

four (321.34), unnumbered paragraph four (4), Code 1971, is amended as follows:

The owner of an automobile who holds an amateur radio license issued by the federal communications commission may, upon written application to the county treasurer accompanied by a fee of [two] *five* dollars, order special registration plates bearing the call letters authorized the radio station covered by his amateur radio license. When received by the county treasurer, such special registration plates shall be issued to the applicant in exchange for the registration plates previously issued to him. Not more than one set of special registration plates may be issued to an applicant. Said fee shall be in addition to and not in lieu of the fee for regular registration plates.

2. Page 7A, line 25, by striking the word "fifteen" and inserting the word "thirty".

3. Page 7B, line 37, by striking the word "fifteen" and inserting the word "thirty".

4. Page 8, by inserting after line 7 the following:

Sec. 10. Section three hundred twenty-one point one hundred five (321.105), Code 1971, is amended by adding at the end of the second unnumbered paragraph the following:

"Any owner may, when applying for registration or re-registration of his motor vehicle or trailer, request that the plates be mailed to his post office address. His request shall be accompanied by a mailing fee as determined annually by the commissioner of public safety. Said fee shall be deposited in the county general fund."

5. Page 9A, by inserting after line 21, the following section:

Sec. 11. Section three hundred twenty-one point one hundred forty-five (321.145), Code 1971, is amended as follows:

321.145 DISPOSITION. The money, except fines and forfeitures, and except operator's and chauffeur's license fees, *certificate of title fees and lien or encumbrance notation fees* collected pursuant to the provisions of this chapter shall be credited by the treasurer of state to the following funds:

1. Three percent of the gross fees and penalties thereon [,] to the general fund of the state.

2. **The balance** of said money, less the collection fees [of fifty cents] retained by the county treasurer *pursuant to section 321.152* [on each registration,] and less the one percent received by the department as a reimbursement fund from which to pay refunds, to the road use tax fund.

*The treasurer of state shall credit certificate of title fees, and lien or encumbrance fees, to the general fund of the state, less the fees retained by the county treasurer pursuant to section 321.152.*

6. Page 9A, line 32, by striking the words "*seventy-five cents*" and by inserting in lieu thereof the words "*one dollar*".

7. By renumbering sections and cross references in accordance with the foregoing amendments.

## SENATE AMENDMENT TO HOUSE FILE 119

Amend House File 119, as amended, passed and reprinted by the House, as follows:

1. Page 2A, by striking from line 10 the words "five hundred".
2. Page 2B, by striking all of line 41 after the word ["data"] and inserting in lieu thereof a period, and by striking lines 42 through 47, inclusive.
3. Page 3A, by striking all of line 2 after the word "necessary" and inserting in lieu thereof a period, and by striking lines 3 and 4.
4. Page 3A, by adding the following paragraph after line 14:  
*"The secretary of state shall be notified when precinct boundary lines are changed and a map delineating the new boundary lines supplied."*
5. Page 3A, by striking from line 31 the words "five hundred".
6. Page 3B, by striking from line 43 the words "five hundred".
7. Page 3B, by striking from lines 46, 47 and 48 the words "building or facility, including but not limited to buildings or facilities such as college dormitories and military installations," and inserting in lieu thereof the words "college dormitory or military installation".
8. Page 3B, by striking from line 58 the words "five hundred".
9. Page 4A, by striking the comma at the end of line 1 and inserting in lieu thereof a period, and by striking lines 2 through 9, inclusive.
10. Page 4A, by striking from line 11 the word ", or" and inserting in lieu thereof a period, and by striking lines 12, 13 and 14.
11. Page 4A, by adding the following paragraph after line 24:  
*"The secretary of state shall be notified when precinct boundary lines are changed and a map delineating the new boundary lines supplied."*
12. Page 4A, by striking from line 35 the words "five hundred".

## RECONSIDERATION OF HOUSE FILE 29

Holden of Scott, District 75, asked and received unanimous consent to reconsider the vote, by which the report of the committee on enrolled bills on House File 29 was sent to the Governor for his approval was adopted.

Holden of Scott, District 75, asked and received unanimous consent to reconsider the vote by which the report of the committee on enrolled bills on House File 29 was adopted.

Holden of Scott, District 75, asked and received unanimous consent that the Chief Clerk be instructed to return to the Senate House File 29.



CONSIDERATION OF BILLS  
REGULAR CALENDAR

The House resumed consideration of House File 37, a bill for an act authorizing a public agency to dispose of an interest in property, and the following amendment filed by Andersen of Woodbury, District 23 :

Amend House File 37 as follows:

Strike all of lines six (6) through eleven (11) and insert:

Section two hundred seventy-eight point one (278.1), subsection two (2), Code 1971, is amended as follows:

2. Direct the sale, lease, or other disposition of any schoolhouse or site or other property belonging to the corporation, and the application to be made of the proceeds thereof, provided, however, that nothing herein shall be construed to prevent the sale, [or lease,] *lease, exchange, gift, or grant and acceptance of any interest in* [of] real or other property by the board of directors without an election to the extent authorized in section 297.22.

Sec. 2. Section two hundred ninety-seven point twenty-two (297.22), Code 1971, is amended by adding the following new paragraph:

The board of directors of any school corporation may sell, lease, exchange, give or grant and accept any interest in real property to, with or from any county, municipal corporation, school district or township if the real property is within the jurisdiction of both the grantor and grantee. The provisions of sections 297.15 to 297.20, inclusive, sections 297.23 and 297.24 and the property value limitations and appraisal requirements of this section shall not apply to any such transaction between the aforesaid local units of government.

Sec. 3. Section three hundred thirty-two point three (332.3), subsection seventeen (17), Code 1971, is amended as follows:

[To lease or sell real estate owned by the county and not needed for county purposes.] *To sell, lease, exchange, give or grant and accept any interest in real property to, with or from any township, municipal corporation or school district if the real property is within the jurisdiction of both the grantor and grantee.* State agencies and the county board of supervisors having jurisdiction and control over state and county owned land and buildings, which land and buildings may be affected by a federal water resources projects, may grant, sell, exchange or convey to the United States of America the perpetual right, privilege and easement to overflow, flood and submerge such lands and buildings.

Sec. 4. Section three hundred sixty point nine (360.9), Code 1971, is amended by adding the following new paragraph:

Subject to the right of reversion to the present owner as above provided the township trustees may sell, lease, exchange, give or grant and accept any interest in real property to, with or from any county, municipal corporation or school district if the real property is within the jurisdiction of both the grantor and grantee and the advertising and public auction requirements of this section shall not apply to any such transaction between the aforesaid local units of government.

Sec. 5. Section three hundred sixty-eight point thirty-nine (368.39), Code 1971, is amended as follows:

They shall have power to dispose of the title or interest of such corporation in any real estate, or any lien thereon, or sheriff's certificate therefor, owned or held by it, including any street or portion thereof vacated or discontinued, however acquired or held, in such manner and upon such terms as the council shall direct. In addition, any city or town may donate real estate to the state for public purposes. *Any city or town may sell, lease, exchange, give or grant and accept any interest in real estate, to, with or from any county, township or school district if the real property is within the jurisdiction of both the grantor and grantee.* However, where exercise of said power deprives or restricts the abutting property owners from free access to their property, so as to decrease the value thereof, the corporation shall be liable in damages therefor. Notice of any proposal to dispose of real property under the provisions of this section shall be given by publication, once each week for two consecutive weeks in the manner provided by section 618.14. The last of said publications shall appear not less than ten days before the meeting of the council at which said proposal is to be acted on.

Andersen of Woodbury, District 23, offered the following amendment to his amendment and moved its adoption:

Amend the Andersen amendment filed February 18, to House File 37 by striking from line two (2) the word and figure "six (6)" and inserting in lieu thereof the word and figure "four (4)".

The amendment was adopted.

Andersen of Woodbury, District 23, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

By unanimous consent, the following amendments were withdrawn:

The amendment filed by Andersen of Woodbury, District 23, on January 25, 1971, and found on pages 164 and 165 on the House Journal.

The amendment filed by Andersen of Woodbury, District 23, on January 28, 1971, and found on page 196 of the House Journal.

The amendment filed by Blouin of Dubuque, District 49, on January 25, 1971, and found on page 164 of the House Journal.

Andersen of Woodbury, District 23, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 37)

The ayes were, 68:

Alt	Hamilton	Moffitt	Siglin
Anania	Husak	Mollett	Sorg
Andersen	Johnston	Monroe	Stanley
Bergman	Kehe	Nielsen	Stokes
Blouin	Kinley	Norpel	Strand
Christensen	Knoblauch	Nystrom	Stromer
Clark	Knoke	Patton	Strothman
Cochran	Kruse	Pellett	Trowbridge
Curtis	Lawson	Pelton	Uban
Dougherty	Logemann	Pierson	Varley
Doyle	Mayberry	Priebe	Waugh
Drake	McCormick	Rex	Welden
Dunton	McElroy	Rodgers	Wells
Egenes	Mendenhall	Sargisson	Willits
Ellsworth	Menefee	Schmeiser	Winkelman
Freeman	Middleswart	Schwartz	Wyckoff
Goode	Miller	Schwieger	Mr. Speaker

The nays were, 16:

Bray	Gluba	Kreamer	Scott
Camp	Hill	Millen	Skinner
Campbell	Jesse	Roorda	Taylor
Franklin	Kennedy	Schroeder	Wirtz

Absent or not voting, 16:

Bennett	Fischer, H. O.	Holden	Radl
Den Herder	Fisher, C. R.	Kelly	Shaw
Edelen	Grassley	Larson	Small
Ewell	Hansen	Lipsky	Tieden

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

**House File 288**, a bill for an act relating to the joint purchase, ownership, construction, and maintenance of buildings by counties, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 288)

The ayes were, 84:

Alt	Gluba	Middleswart	Siglin
Anania	Goode	Millen	Skinner
Andersen	Hamilton	Miller	Sorg
Bergman	Hill	Moffitt	Stanley
Blouin	Husak	Mollett	Stokes
Bray	Johnston	Monroe	Strand
Camp	Kehe	Nielsen	Stromer
Campbell	Kennedy	Norpel	Strothman
Christensen	Kinley	Nystrom	Taylor
Clark	Knoblauch	Patton	Tieden
Cochran	Knoke	Pellett	Trowbridge
Curtis	Kreamer	Pelton	Uban
Dougherty	Kruse	Rex	Varley
Doyle	Larson	Rodgers	Waugh
Drake	Lawson	Roorda	Welden
Dunton	Logemann	Sargisson	Wells
Egenes	Mayberry	Schmeiser	Willits
Ellsworth	McCormick	Schroeder	Winkelman
Ewell	McElroy	Schwartz	Wirtz
Franklin	Mendenhall	Schwieger	Wyckoff
Freeman	Menefee	Scott	Mr. Speaker

The nays were, none.

Absent or not voting, 16:

Bennett	Fisher, C. R.	Jesse	Priebe
Den Herder	Grassley	Kelly	Radl
Edelen	Hansen	Lipsky	Shaw
Fischer, H. O.	Holden	Pierson	Small

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

**House File 289**, a bill for an act relating to the amount of money which can be loaned to a parolee from the state parole relief fund, was taken up for consideration.

Sorg of Linn, District 47, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 289)

The ayes were, 86:

Alt	Campbell	Drake	Gluba
Anania	Christensen	Dunton	Goode
Andersen	Clark	Ellsworth	Grassley
Bergman	Cochran	Ewell	Hamilton
Blouin	Curtis	Fischer, H. O.	Hill
Bray	Dougherty	Franklin	Husak
Camp	Doyle	Freeman	Jesse

Johnston	Middleswart	Sargisson	Strothman
Kennedy	Millen	Schmeiser	Taylor
Kinley	Miller	Schroeder	Tieden
Knoblauch	Moffitt	Schwartz	Trowbridge
Knoke	Monroe	Schwieger	Uban
Kreamer	Nielsen	Scott	Varley
Kruse	Norpel	Shaw	Waugh
Larson	Nystrom	Siglin	Welden
Lawson	Patton	Skinner	Wells
Logemann	Pellett	Sorg	Willits
Mayberry	Pelton	Stanley	Winkelman
McCormick	Priebe	Stokes	Wirtz
McElroy	Rex	Strand	Wyckoff
Mendenhall	Rodgers	Stromer	Mr. Speaker
Menefee	Roorda		

The nays were, none.

Absent or not voting, 14:

Bennett	Fisher, C. R.	Kelly	Pierson
Den Herder	Hansen	Lipsky	Radl
Edelen	Holden	Mollett	Small
Egenes	Kehe		

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

**House File 112**, a bill for an act authorizing the use of bid bonds in lieu of certified or cashiers' checks, with report of committee recommending amendment and passage, was taken up for consideration.

Kehe of Bremer, District 12, offered the following amendment filed by the committee on commerce and moved its adoption:

Amend House File 112, page 1, line 6, by striking the word "Any" and inserting in lieu thereof the following: "Notwithstanding any other provisions of the Code, any".

The amendment was adopted.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 112)

The ayes were, 87:

Alt	Cochran	Goode	Kinley
Anania	Curtis	Grassley	Knoblauch
Andersen	Dougherty	Hamilton	Knoke
Bennett	Doyle	Hansen	Kreamer
Bergman	Drake	Hill	Kruse
Blouin	Dunton	Husak	Larson
Bray	Ellsworth	Jesse	Lawson
Campbell	Ewell	Johnston	Logemann
Christensen	Freeman	Kehe	Mayberry
Clark	Gluba	Kennedy	McCormick

McElroy	Patton	Schwieger	Tieden
Mendenhall	Pellett	Scott	Trowbridge
Menefee	Pelton	Shaw	Uban
Middleswart	Pierson	Siglin	Varley
Millen	Priebe	Skinner	Waugh
Miller	Rex	Sorg	Welden
Moffitt	Rodgers	Stanley	Willits
Mollett	Roorda	Stokes	Winkelman
Monroe	Sargisson	Strand	Wirtz
Nielsen	Schmeiser	Stromer	Wyckoff
Norpel	Schroeder	Strothman	Mr. Speaker
Nystrom	Schwartz	Taylor	

The nays were, none.

Absent or not voting, 13:

Camp	Fischer, H. O.	Holden	Radl
Den Herder	Fisher, C. R.	Kelly	Small
Edelen	Franklin	Lipsky	Wells
Egenes			

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

**Senate File 148**, a bill for an act relating to the state park and institutional road system, with report of committee recommending passage, was taken up for consideration.

Siglin of Lucas, District 86, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S. F. 148)

The ayes were, 85:

Alt	Grassley	Middleswart	Shaw
Anania	Hamilton	Millen	Siglin
Andersen	Hansen	Miller	Skinner
Bennett	Hill	Moffitt	Sorg
Bergman	Holden	Mollett	Stanley
Blouin	Husak	Monroe	Stokes
Bray	Johnston	Nielsen	Strand
Camp	Kennedy	Nystrom	Stromer
Campbell	Kinley	Patton	Strothman
Christensen	Knoblauch	Pellett	Taylor
Clark	Knoke	Pelton	Tieden
Cochran	Kreamer	Pierson	Trowbridge
Curtis	Kruse	Priebe	Uban
Dougherty	Larson	Rex	Varley
Doyle	Lawson	Rodgers	Waugh
Drake	Logemann	Roorda	Wells
Dunton	Mayberry	Sargisson	Willits
Ellsworth	McCormick	Schmeiser	Winkelman
Ewell	McElroy	Schroeder	Wirtz
Freeman	Mendenhall	Schwartz	Wyckoff
Gluba	Menefee	Scott	Mr. Speaker
Goode			

The nays were, none.

Absent or not voting, 15:

Den Herder	Fisher, C. R.	Kelly	Schwieger
Edelen	Franklin	Lipsky	Small
Egenes	Jesse	Norpel	Welden
Fischer, H. O.	Kehe	Radl	

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

**House File 195**, a bill for an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 195)

The ayes were, 86:

Alt	Gluba	Middleswart	Schwieger
Anania	Goode	Millen	Scott
Andersen	Grassley	Miller	Shaw
Bennett	Hamilton	Moffitt	Siglin
Bergman	Hansen	Mollett	Stanley
Blouin	Hill	Monroe	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Norpel	Stromer
Campbell	Johnston	Nystrom	Strothman
Christensen	Kinley	Patton	Tieden
Clark	Knoblauch	Pellett	Trowbridge
Cochran	Knoke	Pelton	Uban
Curtis	Kreamer	Pierson	Varley
Dougherty	Kruse	Priebe	Waugh
Doyle	Larson	Rex	Welden
Drake	Lawson	Rodgers	Wells
Dunton	Logemann	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schmeiser	Wirtz
Fischer, H. O.	McElroy	Schroeder	Wyckoff
Franklin	Mendenhall	Schwartz	Mr. Speaker
Freeman	Menefee		

The nays were, 2:

Kennedy	Skinner
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Absent or not voting, 12:

Den Herder	Fisher, C. R.	Kelly	Small
Edelen	Jesse	Lipsky	Sorg
Egenes	Kehe	Radl	Taylor

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

**House File 26**, a bill for an act relating to the use of eminent domain for the development or utilization of water or water power

for manufacturing, power, industrial and recreational purposes, with report of committee recommending amendment and passage, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by the committee on commerce and moved its adoption:

Amend House File 26 as follows:

1. By inserting in line 9 after the comma the word "and".
2. By striking from lines 10 and 11 the words and figures "and four hundred sixty-nine point thirty-one (469.31),".

The amendment was adopted.

Holden of Scott, District 75, asked and received unanimous consent to withdraw the amendment filed by him on February 1, 1971, and found on page 217 of the House Journal.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 26)

The ayes were, 92:

Alt	Goode	Menefee	Schwieger
Anania	Grassley	Middleswart	Scott
Andersen	Hamilton	Millen	Shaw
Bennett	Hansen	Miller	Siglin
Bergman	Hill	Moffitt	Skinner
Blouin	Holden	Mollett	Stanley
Bray	Husak	Monroe	Stokes
Campbell	Jesse	Nielsen	Strand
Christensen	Johnston	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kennedy	Patton	Taylor
Curtis	Kinley	Pellett	Tieden
Den Herder	Knoblauch	Pelton	Trowbridge
Dougherty	Knoke	Pierson	Uban
Doyle	Kreamer	Priebe	Varley
Drake	Kruse	Radl	Waugh
Dunton	Larson	Rex	Welden
Ellsworth	Lawson	Rodgers	Wells
Ewell	Logemann	Roorda	Willits
Fischer, H. O.	Mayberry	Sargisson	Winkelman
Franklin	McCormick	Schmeiser	Wirtz
Freeman	McElroy	Schroeder	Wyckoff
Gluba	Mendenhall	Schwartz	Mr. Speaker

The nays were, none.

Absent or not voting, 8:

Camp	Egenes	Kelly	Small
Edelen	Fisher, C. R.	Lipsky	Sorg



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

**Senate File 118**, a bill for an act relating to savings and loan associations, with report of committee recommending passage, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 118)

The ayes were, 78:

Alt	Freeman	McElroy	Schwieger
Anania	Goode	Mendenhall	Scott
Andersen	Grassley	Menefee	Shaw
Bennett	Hamilton	Middleswart	Siglin
Bergman	Hansen	Millen	Skinner
Blouin	Hill	Miller	Stanley
Campbell	Holden	Moffitt	Stokes
Christensen	Husak	Mollett	Strand
Clark	Jesse	Monroe	Stromer
Cochran	Kehe	Nielsen	Strothman
Curtis	Kinley	Nystrom	Trowbridge
Den Herder	Knoblauch	Pellett	Uban
Dougherty	Knoke	Pelton	Varley
Doyle	Kreamer	Priebe	Waugh
Drake	Kruse	Rex	Welden
Dunton	Larson	Rodgers	Winkelman
Egenes	Lawson	Roorda	Wirtz
Ellsworth	Logemann	Sargisson	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker
Franklin	McCormick		

The nays were, 11:

Bray	Johnston	Schroeder	Wells
Camp	Kennedy	Taylor	Willits
Gluba	Schmeiser	Tieden	

Absent or not voting, 11:

Edelen	Kelly	Patton	Small
Ewell	Lipsky	Pierson	Sorg
Fisher, C. R.	Norpel	Radl	

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

#### HOUSE FILE 94 WITHDRAWN

Freeman of Buena Vista, District 15, asked and received unanimous consent to withdraw **House File 94** from further consideration by the House.

**House File 294**, a bill for an act authorizing county boards of supervisors to establish revolving funds from which expenses for

the maintenance of drainage or levee districts may be paid, was taken up for consideration.

Waugh of Monona, District 27, asked and received unanimous consent to withdraw the amendment filed by him on February 25, 1971, and found on page 473 of the House Journal.

Waugh of Monona, District 27, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 294)

The ayes were, 89:

Alt	Grassley	Menefee	Scott
Anania	Hamilton	Middleswart	Shaw
Andersen	Hansen	Millen	Siglin
Bergman	Hill	Miller	Skinner
Blouin	Holden	Moffitt	Stanley
Bray	Husak	Mollett	Stokes
Camp	Jesse	Monroe	Strand
Campbell	Johnston	Nielsen	Stromer
Christensen	Kehe	Nystrom	Strothman
Clark	Kennedy	Patton	Taylor
Cochran	Kinley	Pellett	Tieden
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kreamer	Priebe	Varley
Doyle	Kruse	Radl	Waugh
Drake	Larson	Rex	Welden
Dunton	Lawson	Rodgers	Wells
Egenes	Logemann	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schmeiser	Wirtz
Fischer, H. O.	McElroy	Schroeder	Wyckoff
Freeman	Mendenhall	Schwartz	Mr. Speaker
Goode			

The nays were, none.

Absent or not voting, 11:

Bennett	Franklin	Lipsky	Small
Edelen	Gluba	Norpel	Sorg
Fisher, C. R.	Kelly	Schwieger	

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

**House File 308**, a bill for an act relating to physical requirements for marriage license, was taken up for consideration.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 308)

The ayes were, 82:

Alt	Goode	Menefee	Siglin
Andersen	Grassley	Middleswart	Skinner
Bennett	Hamilton	Miller	Sorg
Bergman	Hansen	Moffitt	Stanley
Blouin	Hill	Mollett	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Norpel	Stromer
Campbell	Johnston	Patton	Strothman
Christensen	Kehe	Pellet	Tieden
Clark	Kinley	Pelton	Trowbridge
Cochran	Knoblauch	Priebe	Uban
Curtis	Knoke	Radl	Varley
Den Herder	Kreamer	Rex	Waugh
Dougherty	Kruse	Rodgers	Welden
Doyle	Larson	Roorda	Wells
Drake	Lawson	Sargisson	Willits
Dunton	Logemann	Schroeder	Winkelman
Egenes	Mayberry	Schwartz	Wirtz
Ellsworth	McCormick	Scott	Wyckoff
Fischer, H. O.	McElroy	Shaw	Mr. Speaker
Freeman	Mendenhall		

The nays were, 5:

Ewell	Monroe	Schmeiser	Taylor
Jesse			

Absent or not voting, 13:

Anania	Gluba	Lipsky	Pierson
Edelen	Kelly	Millen	Schwieger
Fisher, C. R.	Kennedy	Nystrom	Small
Franklin			

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

#### REREFERRED TO COMMITTEE

(Senate File 90)

Rex of Hamilton, District 31, asked and received unanimous consent that **Senate File 90** be rereferred to the committee on **county government**.

**House File 330**, a bill for an act relating to the adoption and enforcement of departmental rules by the state conservation commission, was taken up for consideration.

Miller of Marshall, District 36, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 330)

The ayes were, 83:

Alt	Bennett	Bray	Christensen
Anania	Bergman	Camp	Clark
Andersen	Blouin	Campbell	Cochran

Curtis	Kennedy	Nielsen	Sorg
Den Herder	Knoblauch	Nystrom	Stanley
Dougherty	Knoke	Patton	Stokes
Doyle	Kreamer	Pellett	Strand
Drake	Kruse	Pelton	Stromer
Dunton	Larson	Pierson	Strothman
Egenes	Lawson	Priebe	Tieden
Ellsworth	Logemann	Radl	Trowbridge
Fischer, H. O.	Mayberry	Rex	Uban
Freeman	McCormick	Rodgers	Varley
Gluba	McElroy	Roorda	Waugh
Goode	Mendenhall	Sargisson	Welden
Hamilton	Menefee	Schmeiser	Wells
Hill	Middleswart	Schroeder	Willits
Holden	Millen	Schwartz	Winkelman
Jesse	Miller	Scott	Wyckoff
Johnston	Moffitt	Shaw	Mr. Speaker
Kehe	Monroe	Siglin	

The nays were, 4:

Husak	Skinner	Taylor	Wirtz
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Absent or not voting, 13:

Edelen	Grassley	Kinley	Norpel
Ewell	Hansen	Lipsky	Schwieger
Fisher, C. R.	Kelly	Mollett	Small
Franklin			

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

**House File 334**, a bill for an act relating to deposit and investment of public funds, was taken up for consideration.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 334)

The ayes were, 76:

Anania	Grassley	Millen	Scott
Andersen	Hamilton	Miller	Shaw
Bennett	Hansen	Moffitt	Siglin
Bergman	Holden	Mollett	Sorg
Blouin	Husak	Nielsen	Stanley
Camp	Jesse	Norpel	Strand
Campbell	Johnston	Nystrom	Stromer
Christensen	Knoblauch	Patton	Strothman
Cochran	Knoke	Pellett	Taylor
Curtis	Kreamer	Pelton	Tieden
Den Herder	Kruse	Pierson	Trowbridge
Dougherty	Larson	Priebe	Uban
Doyle	Lawson	Radl	Varley
Drake	Logemann	Rex	Waugh
Dunton	Mayberry	Rodgers	Wells
Egenes	McCormick	Roorda	Willits
Ellsworth	McElroy	Sargisson	Winkelman
Freeman	Mendenhall	Schmeiser	Wyckoff
Gluba	Menefee	Schroeder	Mr. Speaker

The nays were, 10:

Bray	Hill	Schwartz	Stokes
Fischer, H. O.	Kehe	Skinner	Welden
Goode	Kennedy		

Absent or not voting, 14:

Alt	Fisher, C. R.	Lipsky	Schwieger
Clark	Franklin	Middleswart	Small
Edelen	Kelly	Monroe	Wirtz
Ewell	Kinley		

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

**House File 230**, an act relating to election precincts, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 230)

The ayes were, 68:

Alt	Hamilton	Mollett	Shaw
Andersen	Hansen	Monroe	Siglin
Bergman	Holden	Nielsen	Sorg
Camp	Johnston	Norpel	Stanley
Campbell	Kehe	Nystrom	Stokes
Christensen	Knoke	Patton	Strand
Clark	Kreamer	Pellett	Stromer
Curtis	Kruse	Pierson	Strothman
Den Herder	Lawson	Radl	Taylor
Drake	Logemann	Rex	Trowbridge
Dunton	Mayberry	Rodgers	Uban
Egenes	McElroy	Roorda	Waugh
Ellsworth	Mendenhall	Sargisson	Welden
Fischer, H. O.	Menefee	Schmeiser	Willits
Freeman	Millen	Schroeder	Wirtz
Goode	Miller	Schwartz	Wyckoff
Grassley	Moffitt	Schwieger	Mr. Speaker

The nays were, 22:

Anania	Doyle	Knoblauch	Scott
Bennett	Gluba	Larson	Skinner
Blouin	Husak	McCormick	Tieden
Bray	Jesse	Middleswart	Wells
Cochran	Kennedy	Priebe	Winkelman
Dougherty	Kinley		

Absent or not voting, 10:

Edelen	Franklin	Lipsky	Small
Ewell	Hill	Pelton	Varley
Fisher, C. R.	Kelly		

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

## ADOPTION OF SENATE CONCURRENT RESOLUTION 16

Wells of Linn, District 44, called up for consideration **Senate Concurrent Resolution 16**, filed on March 2, 1971, and found on pages 497 and 498 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

**House File 122**, a bill for an act relating to the number of official county newspapers, with report of committee recommending amendment and passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by the committee on county government and moved its adoption:

Amend House File 122 as follows:

1. Page 2, by striking lines 15 through 18 and inserting in lieu thereof the following:

"2. In counties having a population of more than fifty thousand, divided into two divisions for court purposes, [three] *two* such newspapers in each such division."

2. Page 2, line 22, by striking *2* and inserting in lieu thereof *3*.

The amendment was adopted.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 122)

The ayes were, 83:

Alt	Freeman	Menefee	Shaw
Anania	Gluba	Middleswart	Siglin
Andersen	Goode	Miller	Skinner
Bennett	Grassley	Mollett	Sorg
Bergman	Hamilton	Monroe	Stanley
Blouin	Hansen	Nielsen	Stokes
Bray	Hill	Norpel	Strand
Camp	Holden	Nystrom	Strothman
Campbell	Husak	Patton	Taylor
Christensen	Jesse	Pellet	Tieden
Cochran	Johnston	Pierson	Trowbridge
Curtis	Kinley	Priebe	Uban
Dougherty	Knoblauch	Radl	Varley
Doyle	Kreamer	Rodgers	Waugh
Drake	Kruse	Roorda	Welden
Dunton	Larson	Sargisson	Willits
Egenes	Lawson	Schmeiser	Winkelman
Ellsworth	Logemann	Schroeder	Wirtz
Ewell	McCormick	Schwartz	Wyckoff
Fischer, H. O.	McElroy	Schwieger	Mr. Speaker
Franklin	Mendenhall	Scott	

The nays were, 4:

Clark	Mayberry	Millen	Moffitt
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Absent or not voting, 13:

Den Herder	Kelly	Lipsky	Small
Edelen	Kennedy	Pelton	Stromer
Fisher, C. R.	Knoke	Rex	Wells
Kehe			

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

**Senate File 83**, a bill for an act relating to the auditing committee of a credit union, with report of committee recommending passage, was taken up for consideration.

Wirtz of Palo Alto, District 16, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 83)

The ayes were, 82:

Alt	Freeman	Millen	Shaw
Anania	Goode	Miller	Siglin
Andersen	Gluba	Moffitt	Skinner
Bennett	Hamilton	Mollett	Sorg
Bergman	Hill	Monroe	Stanley
Blouin	Holden	Nielsen	Stokes
Bray	Husak	Norpel	Strand
Campbell	Jesse	Patton	Strothman
Christensen	Johnston	Pellett	Taylor
Clark	Kinley	Pierson	Tieden
Cochran	Knoke	Radl	Urban
Curtis	Kreamer	Rex	Trowbridge
Dougherty	Kruse	Rodgers	Varley
Doyle	Larson	Roorda	Waugh
Drake	Lawson	Sargisson	Welden
Dunton	Logemann	Schmeiser	Willits
Egenes	Mayberry	Schroeder	Winkelman
Ellsworth	McElroy	Schwartz	Wirtz
Ewell	Mendenhall	Schwieger	Wyckoff
Fischer, H. O.	Menefee	Scott	Mr. Speaker
Franklin	Middleswart		

The nays were, 2:

Knoblauch	McCormick
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Absent or not voting, 16:

Camp	Grassley	Kennedy	Priebe
Den Herder	Hansen	Lipsky	Small
Edelen	Kehe	Nystrom	Stromer
Fisher, C. R.	Kelly	Pelton	Wells

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

## HOUSE CONCURRENT RESOLUTION 24

By Kreamer

*Whereas*, the Drake University basketball team has tied for the Missouri Valley basketball championship, and won the right to participate in the conference playoffs to be held in Peoria, Illinois, Saturday, March 13, 1971, for an opportunity to compete in the NCAA Midwest Regional Tournament in Wichita, Kansas; and

*Whereas*, The Drake University basketball team has brought many honors to themselves and their school through consistently displaying the highest qualities of sportsmanship, teamwork and spirit, and has been worthy ambassadors of goodwill for which the state of Iowa is proud, therefore,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Sixty-fourth General Assembly, First Regular Session, commends Drake University and its basketball team for its outstanding season;

*Be It Further Resolved*, That the Sixty-fourth General Assembly, First Regular Session, wishes to extend its full support and backing to the Drake University basketball team in its upcoming playoff game, and

*Be It Further Resolved*, That a copy of this resolution be sent to Coach Maurice John and the Drake University basketball team.

Laid over under Rule 25.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 177.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

## BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 177.

## BILL SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 8th day of March, 1971, sent to the Governor for his approval: House File 177.

ELIZABETH R. MILLER, Chairman

Report adopted.



## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 5, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 28, an act relating to public recreation on private lands.

Senate File 158, an act relating to the use of firearms on state preserves.

A communication was received from the Governor announcing that on March 6, 1971, he approved and transmitted to the Secretary of State the following bill:

Senate File 236, an act relating to congressional districts.

A communication was received from the Governor announcing that on March 8, 1971, he approved and transmitted to the Secretary of State the following bill:

House File 177, an act to increase the tax on cigarettes.

## REPORTS OF COMMITTEES

Hansen of Black Hawk, District 37, from the committee on higher education, submitted the following report:

MR. SPEAKER: Your committee on higher education, to whom was referred **House File 155**, a bill for an act relating to trespass on public property and providing penalties for violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

WILLARD HANSEN, Chairman

Grassley of Butler, District 10, from the committee on schools, submitted the following reports:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 109**, a bill for an act relating to the method of selection and term of office of the members of the state board of public instruction and the state superintendent of public instruction, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 109 as follows:

1. Page 2, line 34, by striking the words "*provided for state officials*" and inserting in lieu thereof the words "*hereinafter provided*".

2. Page 3, by adding after line 4, the following new paragraphs:

*Any person desiring to become a candidate for the office of a member of the board of public instruction shall, not less than sixty-five days prior to the date of the primary election, file in the office of the secretary of state a petition favoring his nomination signed by the qualified electors of the board of public instruction district equal in number to two percent of*

those voting for governor in the district at the latest general election.

At all primary elections at which candidates for board of public instruction members are to be nominated there shall be provided on each ballot for each political party, a ticket entitled "Nonpartisan Board of Public Instruction Ticket," and the names of such candidates as shall have complied with the requirements hereof shall be placed thereon in the same order as the names of the party candidates, but without any political designation; and the ticket shall be the same on all ballots, except as varied to change the alphabetical rotation. Each elector shall be allowed to vote at each primary for two candidates to be nominated. In the case of a tie, the vote shall be determined by the secretary of state by lot. The two persons having the greater number of votes shall be declared nominated.

At the general election there shall be placed on the ballots a separate ticket entitled "Nonpartisan Board of Public Instruction Ticket," upon which there shall be placed the names of the two candidates nominated in each district. The names of candidates shall be placed on said ticket in the same order as far as possible as other candidates with the same provisions with reference to alphabetical rotation. The candidate receiving the highest number of votes shall be considered elected.

All general law relating to the conduct of elections, canvassing of votes and certificates of nomination and election shall apply to said nonpartisan elections except that in case of a vacancy in nomination prior to the general election, it shall be filled by the person or persons receiving the next highest number of votes in the primary.

3. Page 3, line 5, by striking the word "even-numbered" and inserting in lieu thereof the following: "[even-numbered]" "odd-numbered".

4. By striking all of section 5 and inserting in lieu thereof the following:

Sec. 5. Section two hundred fifty-seven point eleven (257.11), Code 1971, is amended by striking the section and inserting in lieu thereof:

"257.11 SUPERINTENDENT OF PUBLIC INSTRUCTION. The state board shall appoint a superintendent of public instruction to serve at the pleasure of the board.

5. Sec. 6. Section two hundred fifty-seven point twelve (257.12), Code 1971, is amended as follows:

257.12 QUALIFICATIONS OF SUPERINTENDENT. The superintendent shall hold a master's degree in education or some related field; he shall have had at least five years' experience in educational administration. He shall hold or be eligible to hold a [regular Iowa superintendent's] permanent professional certificate

based upon training. [Assistant superintendents] *The deputy* shall have the same qualifications.

6. Page 4, line 9 by striking the word "elected".

CHARLES E. GRASSLEY, Chairman

Also:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 317**, a bill for an act relating to supervision of local budget preparation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES E. GRASSLEY, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 179**, a bill for an act relating to the expenditure of state funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

AMENDMENTS FILED

- 1 Amend House File 116 as follows:
- 2 Page 1, by striking line 6 and inserting in lieu
- 3 thereof the following:
- 4 "All advertisements for the sale of meat food prod-
- 5 ucts, except food products derived from swine, and
- 6 poultry".

MAYBERRY of Webster, District 30

- 1 Amend House File 159 as follows:
- 2 1. Page 2, by adding after line 29 the following
- 3 new section:
- 4 "Sec. 4. For purposes of this Act, 'political
- 5 allegiance' means to be obligated to support a particular
- 6 political party or person."

BLOUIN of Dubuque, District 49

- 1 Amend Senate File 103 by adding the following new
- 2 section:
- 3 Sec. 2. Section six hundred seven point two,
- 4 (607.2), subsection two (2), Code 1971, is amended as
- 5 follows:
- 6 2. Practicing attorneys, physicians,
- 7 licensed embalmers, registered nurses,
- 8 chiropractors, osteopaths, veterinarians,
- 9 registered pharmacists, dentists, and
- 10 clergymen, including *Christian Science*
- 11 *practitioners and readers*.

JESSE of Polk, District 58

- 1 Amend Senate File 103 by striking all of line  
 2 13, and inserting in lieu thereof the following:  
 3 "*a succeeding petit jury panel within the same jury*  
 4 *list.*"

JESSE of Polk, District 58

- 1 Amend Senate File 179, as amended and passed by the  
 2 Senate and reprinted, page 5, by adding after  
 3 line 14 the following section:  
 4 "Sec. 9. The annual salary for all State employees not  
 5 covered under the merit system, except the following;  
 6 employees of the general assembly, patients or inmates  
 7 employed in state institutions, persons employed by the  
 8 Commission for the Blind and the Division of Vocational  
 9 Rehabilitation or any successor thereto, officers and  
 10 enlisted men of the armed forces under state jurisdiction,  
 11 members of the Iowa Highway Patrol and other peace officers  
 12 employed by the Department of Public Safety, for the fiscal  
 13 year July 1, 1970, to June 30, 1971, shall be reduced by  
 14 ten (10) percent of the amount set by law, pro rated  
 15 from the effective date of this law. Such reduced amount  
 16 shall be computed by the Comptroller and deducted from  
 17 the affected salaries in equal amounts from each remaining  
 18 pay period."

MONROE of Des Moines, District 92

SCHMEISER of Des Moines, District 91

- 1 Amend Senate File 211, page 2, by inserting a period  
 2 after the word "agency" in line 20 thereof and striking lines  
 3 21 and 22.

ELLSWORTH of Dubuque, District 50

On motion by Drake of Muscatine, District 71, the House adjourned until 9:00 a.m., Tuesday, March 9, 1971.

# JOURNAL OF THE HOUSE

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Fifty-eighth Calendar Day—Forty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MARCH 9, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Ray Kruger, pastor of the First Presbyterian Church, Sibley, Iowa.

The Journal of Monday, March 8, 1971, was approved.

## PRESENTATION OF VISITORS

Mendenhall of Allamakee, District 13, presented to the House the Honorable Walter V. Langland, former member of the House in the Sixty-second and Sixty-third General Assemblies, representing Wineshiek County.

The Speaker announced that the following visitors were present in the House chamber :

Twenty ninth grade students from Meredith Junior High School, Des Moines, Iowa, accompanied by their teacher, Mrs. McMullin. By Willits of Polk, District 57.

Fifty-one eighth grade students from St. Pius School, Urbandale, Iowa, accompanied by their teacher, Mr. Mendrys. By Willits of Polk, District 57.

Fifty-one fifth and sixth grade students from Valerius School, Urbandale, Iowa, accompanied by their teachers, Meredith Nelson and John Crawford. By Willits of Polk, District 57.

Thirty-seven fifth and sixth grade students from Windsor School, Des Moines, Iowa, accompanied by their teacher, Mrs. Bullington. By Hill of Polk, District 62.

Six Y-Teens from Greenfield, Iowa, accompanied by their advisor, Miss Irene Wietzke. By Varley of Adair, District 84.

Fifty seventh and eighth grade students from All Saints School, Des Moines, Iowa, accompanied by their teacher, Mrs. Tom Tracy. By Jesse of Polk, District 58.

Thirty-eight students from Woodside Junior High School, Des Moines, Iowa, accompanied by their teachers, John Holiday and Ruth Webb. By Skinner of Polk, District 60, and Bennett of Polk, District 59.

Twenty-two 4-H Club officers from Des Moines and Henry Counties. By Schmeiser of Des Moines, District 91; Monroe of Des Moines, District 92, and Strothman of Henry, District 90.

#### BIRTHDAY CONGRATULATIONS

McCormick of Delaware, District 48, rose on a point of personal privilege and on behalf of the House extended to the Honorable Charles E. Knoblauch, Sr., "Birthday Congratulations."

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 109, 155 and 317 and Senate File 179, under Rule 35.

#### EXPLANATION OF VOTE

If I had been present on March 8, 1971, I would have voted "aye" on the following bills passed by the House:

House Files 26, 37, 112, 122, 195, 230, 288, 289, 294, 308, 330 and 334 and Senate Files 83, 118 and 148.

E. KEVIN KELLY

#### INTRODUCTION OF BILLS

**House File 391**, by committee on agriculture, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty.

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

**House File 392**, by Johnston, Jesse, Kennedy, Pelton, Waugh, Hansen, Kehe, Kruse, Lawson, Husak, Blouin and Small, a bill for an act relating to rental deposits, imposing liabilities and relieving certain persons from liability and providing penalties for conversion of a deposit.

Read first time and referred to committee on **commerce**.

**House File 393**, by Johnston, a bill for an act relating to waiver of right to jury trial in indictable misdemeanor cases.

Read first time and referred to committee on **judiciary**.

**House File 394**, by Johnston, a bill for an act relating to the payment of court fines.

Read first time and referred to committee on **judiciary**.

**House File 395**, by Johnston, a bill for an act to permit local governmental bodies to participate in the purchase of motor vehicles by the state car dispatcher.

Read first time and referred to committee on **state government**.

**House File 396**, by Kehe, Stanley, Winkelman, Campbell, Egenes, Mollett, Uban, Schwieger and Doyle (Doderer, Coleman, Robinson, Miller and Gaudineer), a bill for an act to provide for this state to enter into the midwest nuclear compact.

Read first time and referred to committee on **Iowa development**.

**House File 397**, by Pelton (Mowry), a bill for an act relating to escheat of unclaimed postal savings system accounts.

Read first time and referred to committee on **state government**.

**House File 398**, by Strothman, a bill for an act requiring that consumer education be offered by all secondary schools and taken by all secondary students.

Read first time and referred to committee on **schools**.

**House File 399**, by committee on state government, a bill for an act relating to exemptions from the merit system and providing for work test appointments.

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

**House File 400**, by Pierson, Kruse, Dougherty, Menefee, Stokes, Millen and Roorda, a bill for an act relating to licensing of purchasers and transporters of unprocessed grain, and providing penalties.

Read first time and referred to committee on **agriculture**.

**House File 401**, by Dougherty, McElroy, Priebe, Waugh, Taylor, Scott, Wells, Strothman, Pellett, Siglin, Sargisson, Tieden, Trowbridge, Logemann, Norpel, Moffitt, Roorda, Egenes, Cochran, Dunton, Stomer, Welden, Franklin, Mendenhall, Husak, Wyckoff, Rodgers, Miller, Patton, Den Herder, Edelen, Clark, Mayberry, Mollett, Stanley, Nielsen, Stokes, Middleswart, Drake, Winkelman, Menefee, Pierson, Knoblauch, Schroeder, Doyle, Rex, Bergman, Andersen, Goode, Christensen, Strand, Campbell and Kruse, a bill for an act relating to motion pictures shown at certain theaters and providing a penalty.

Read first time and referred to committee on **commerce**.

## ADOPTION OF HOUSE RESOLUTION 5

Nielsen of Shelby, District 53, asked and received unanimous consent to take up for immediate consideration House Resolution 5 and moved its adoption:

HOUSE RESOLUTION 5  
By Nielsen and Varley

*Whereas*, the membership of the House of Representatives of the Sixty-fourth General Assembly, First Regular Session, has learned with great sorrow of the passing of Mrs. Rachel Fisher of Grand Junction, Iowa, 102-year-old mother of Representative C. Raymond Fisher, the gentleman from Greene County; *Now, Therefore*,

*Be It Resolved*, that each member of the House hereby wishes to express to Mr. Fisher and his family our personal sympathy in the loss of his mother, Mrs. Rachel Fisher.

The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION

Edelen of Emmet, District 5, offered the following House memorial resolution and moved its adoption:

## HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Leo I. Sanders of Emmet County, who was a member of the Sixty-second and Sixty-third sessions of the General Assembly from Emmet County, passed away on March 5, 1971; *now, therefore*,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the Speaker appointed as such committee Edelen of Emmet, District 5; Wirtz of Palo Alto, District 16, and Priebe of Kossuth, District 6.

HOUSE CONCURRENT RESOLUTION 25  
By Lawson

*Whereas*, the federal environmental protection agency established in December, 1970, by the federal government emphasizes the proper use of all lands and gives a central position to the development of land use plans developed by the states for proper utilization of state resources; and

*Whereas*, the development of a sound and coordinated land use policy is essential for the development and ecology of the State of Iowa, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of legislative members of both political parties of both the House and Senate for the purpose of developing Iowa land use proposals for consideration by the Sixty-fourth General Assembly meeting in the year 1972; and



*Be It Further Resolved*, That the study committee give particular attention to control over location of all focal points of growth, such as highway interchanges, major airports, and major recreational centers; control over the location of all new communities; control over all large scale developments of property; and protection of existing property of critical environmental concern such as lakes, rivers and smaller streams and their flood plains, areas of ecological importance, and areas with historical, cultural or esthetic values beyond the ordinary; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 24

Kreamer of Polk, District 63, called up for consideration **House Concurrent Resolution 24**, filed on March 8, 1971, and found on page 568 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### RULES OF THE COMMITTEE ON NONCONTROVERSIAL BILLS

1. The committee shall consist of three (3) members.
2. Two (2) members shall constitute a quorum for meetings of this committee.
3. Two (2) affirmative votes are required to recommend a bill to the noncontroversial calendar.
4. Meetings shall be held at the call of the chairman. Notices of such meetings shall be by announcement placed on the desk of committee members, announcement from the well of the House, and posting on the blackboard at the rear of the House.
5. House members may submit requests to have bills currently on the regular calendar considered for the noncontroversial calendar by placing this request with any member of the noncontroversial committee.
6. The vote on all bills shall be by roll call and a record of such vote maintained. The short form may be used, but anyone voting nay shall be so recorded.
7. The rules of the House shall apply in any case not covered by special rules of this committee, provided however that the committee shall have no rule which is inconsistent with the standing rules of the House or the joint rules of the House and Senate.
8. Except for the first noncontroversial calendar of this session, all bills must appear on the noncontroversial calendar for two (2) legislative days before being eligible for consideration on the floor of the House.
9. Any bill may be removed from the noncontroversial calendar by filing with the Chief Clerk, within two (2) legislative days after its appearance on the noncontroversial calendar, a written request for removal signed by at least five (5) members of the House.
10. Any bill on the noncontroversial calendar to which an amendment, other than a corrective amendment, has been filed, may be removed from the

- noncontroversial calendar by motion of the chairman or any member of the noncontroversial bill committee and approval by the House.
11. The Speaker may, at his discretion, declare any bill controversial after five (5) minutes of debate and return it to the regular calendar.

NATHAN F. SORG, Chairman  
Committee on Noncontroversial Bills

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 15, a bill for an act relating to eligibility of welfare recipients.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 141, a bill for an act relating to disclosure of information learned during the preparation of tax returns and providing a penalty for violations.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 15

Amend House File 15, as amended, passed and reprinted by the House, as follows:

1. Page 2A, by striking lines 12 and 13 and inserting in lieu thereof the following:

"(249A.3), subsection two (2) and subsection four (4), Code 1971, are amended as follows:

2. Medical assistance may also, within the limits of available funds and in accordance with section 249A.4, subsections 1 and 2 be provided to, or on behalf of, other individuals and families who are not excluded under subsection 4 of this section and whose incomes and resources are insufficient to meet the cost of necessary medical care and services, and who have no spouse or parent responsible under the law of this state and found by the county board to be able to provide him or them with such necessary medical care and services, in accordance with the following order of priorities:

a. Individuals and families whose incomes and resources are such that they are eligible for old-age assistance, aid to dependent children, aid to the disabled, or aid to the blind, but who are not actually receiving such public assistance.

b. *Individuals and families who are ineligible under paragraph 'a' solely because of their incomes and resources, but who would otherwise be eligible under paragraph 'a'.*

[b]c. Children under twenty-one years of age whose incomes and resources are comparable to those receiving aid to dependent children.

[e]d. Individuals sixty-five years of age or older who are patients in institutions for mental diseases.

[d]e. Individuals and families whose incomes and resources make them ineligible for old-age assistance, aid to dependent

children, aid to the disabled, or aid to the blind.

4. No assistance shall be granted under this chapter to:

a. Any individual whose income, after deduction of health care expenses incurred by the applicant, exceeds one thousand six hundred dollars annually, or any family living together whose combined income, after deduction of health care expenses incurred by the family, exceeds one thousand six hundred dollars for the first adult member plus eight hundred dollars for the second member and six hundred dollars for each additional member of the family. Income shall not include the value of gifts or services contributed in kind to the individual or family."

2. Page 2A, by striking lines 31 through 35, inclusive, and page 2B, by striking lines 36 through 39, inclusive.

SENATE AMENDMENT TO HOUSE FILE 141

Amend House File 141, as amended and passed by the House, as follows:

1. Page 2, by adding the following new subsection after line 7:

3. "Information" for the purpose of this Act shall include but not be limited to the name, address and statistical data of the taxpayer.

2. Page 2, by striking section 4 and inserting the following:

Sec. 4. PENALTY. A person who violates the provisions of this Act shall upon conviction be punished by imprisonment in the county jail for not more than one year or be fined not more than ten thousand dollars or punished by both such imprisonment and fine.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

Senate File 157, a bill for an act relating to conflicts of interest of officers and directors of insurance companies, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 157)

The ayes were, 79:

Andersen	Curtis	Freeman	Kreamer
Bennett	Den Herder	Gluba	Kruse
Bergman	Dougherty	Goode	Larson
Blouin	Doyle	Grassley	Lipsky
Camp	Drake	Hamilton	Logemann
Campbell	Edelen	Holden	Mayberry
Christensen	Egenes	Husak	McCormick
Clark	Ellsworth	Kinley	McElroy
Cochran	Ewell	Knoblauch	Mendenhall

Menefee	Pellett	Shaw	Uban
Middleswart	Pierson	Siglin	Varley
Millen	Priebe	Skinner	Waugh
Miller	Rex	Stanley	Welden
Moffitt	Rodgers	Stokes	Wells
Mollett	Roorda	Strand	Willits
Monroe	Sargisson	Stromer	Winkelman
Nielsen	Schmeiser	Strothman	Wirtz
Norpel	Schroeder	Taylor	Wyckoff
Nystrom	Schwartz	Tieden	Mr. Speaker
Patton	Schwieger	Trowbridge	

The nays were, 2:

Scott	Small
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Absent or not voting, 19:

Alt	Fisher, C. R.	Johnston	Lawson
Anania	Franklin	Kehe	Pelton
Bray	Hansen	Kelly	Radl
Dunton	Hill	Kennedy	Sorg
Fischer, H. O.	Jesse	Knoke	

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

**Senate File 146**, a bill for an act relating to the disposal of certain used state motor vehicles, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 146)

The ayes were, 87:

Alt	Gluba	Middleswart	Siglin
Andersen	Goode	Millen	Skinner
Bennett	Grassley	Miller	Small
Bergman	Hamilton	Moffitt	Stanley
Blouin	Hill	Mollett	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Norpel	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Kelly	Patton	Taylor
Clark	Kinley	Pellett	Tieden
Cochran	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kreamer	Radl	Varley
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lipsky	Roorda	Wells
Edelen	Logemann	Sargisson	Willits
Egenes	Mayberry	Schmeiser	Winkelman
Ellsworth	McCormick	Schroeder	Wirtz
Ewell	McElroy	Schwartz	Wyckoff
Fischer, H. O.	Mendenhall	Schwieger	Mr. Speaker
Freeman	Menefee	Shaw	

The nays were, 3:

Monroe	Priebe	Scott
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Absent or not voting, 10:

Anania	Franklin	Kehe	Lawson
Curtis	Hansen	Kennedy	Sorg
Fisher, C. R.	Johnston		

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

**House File 307**, a bill for an act relating to the amount of credit life insurance that may be sold to a debtor, with report of committee recommending passage, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 307)

The ayes were, 69:

Alt	Goode	Miller	Siglin
Andersen	Hamilton	Moffitt	Sorg
Bergman	Hansen	Monroe	Stanley
Campbell	Holden	Nielsen	Stokes
Christensen	Husak	Norpel	Strand
Clark	Kelly	Nystrom	Stromer
Curtis	Kinley	Patton	Strothman
Den Herder	Knoblauch	Pellett	Taylor
Dougherty	Knoke	Pierson	Tieden
Doyle	Kreamer	Priebe	Trowbridge
Drake	Kruse	Rodgers	Varley
Dunton	Lipsky	Roorda	Waugh
Edelen	McElroy	Sargisson	Welden
Egenes	Mendenhall	Schmeiser	Winkelman
Ellsworth	Menefee	Schroeder	Wirtz
Ewell	Middleswart	Schwartz	Wyckoff
Fischer, H. O.	Millen	Shaw	Mr. Speaker
Freeman			

The nays were, 20:

Bennett	Franklin	Mayberry	Skinner
Blouin	Gluba	McCormick	Small
Bray	Grassley	Radl	Uban
Camp	Jesse	Schwieger	Wells
Cochran	Larson	Scott	Willits

Absent or not voting, 11:

Anania	Johnston	Lawson	Pelton
Fisher, C. R.	Kehe	Logemann	Rex
Hill	Kennedy	Mollett	

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

#### HOUSE FILE 116 DEFERRED

**House File 116**, a bill for an act relating to the advertisement of of meat and poultry products, with report of committee recommending passage, was taken up for consideration.

Mayberry of Webster, District 30, offered the following amendment filed by him and moved its adoption :

Amend House File 116 as follows :

Page 1, by striking line 6 and inserting in lieu thereof the following :

“All advertisements for the sale of meat food products, except food products derived from swine, and poultry”.

The amendment was adopted.

Strothman of Henry, District 90, asked and received unanimous consent that House File 116 be deferred and that the bill retain its place on the calendar.

**House File 199**, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns, with report of committee recommending passage, was taken up for consideration.

Ewell of Black Hawk, District 39, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 199)

The ayes were, 85 :

Alt	Freeman	Middleswart	Shaw
Andersen	Gluba	Millen	Siglin
Bennett	Grassley	Miller	Small
Bergman	Hamilton	Mollett	Sorg
Blouin	Hansen	Monroe	Stanley
Bray	Hill	Nielsen	Stokes
Campbell	Holden	Norpel	Strand
Christensen	Husak	Nystrom	Stromer
Clark	Jesse	Patton	Strothman
Cochran	Johnston	Pellett	Taylor
Curtis	Kelly	Pierson	Tieden
Den Herder	Kinley	Priebe	Trowbridge
Dougherty	Knoke	Rex	Uban
Doyle	Kruse	Rodgers	Varley
Drake	Larson	Roorda	Waugh
Dunton	Logemann	Sargisson	Wells
Edelen	Mayberry	Schmeiser	Willits
Egenes	McCormick	Schroeder	Winkelman
Ellsworth	McElroy	Schwartz	Wirtz
Ewell	Mendenhall	Schwieger	Wyckoff
Fischer, H. O.	Menefee	Scott	Mr. Speaker
Franklin			

The nays were, 7 :

Goode	Kreamer	Radl	Welden
Kehe	Moffitt	Skinner	

Absent or not voting, 8 :

Anania	Fisher, C. R.	Knoblauch	Lipsky
Camp	Kennedy	Lawson	Pelton

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

**Senate File 8**, a bill for an act relating to the acquisition of bridges, with report of committee recommending passage, was taken up for consideration.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 8)

The ayes were, 87:

Alt	Goode	Middleswart	Siglin
Andersen	Grassley	Millen	Skinner
Bennett	Hamilton	Miller	Small
Bergman	Hansen	Moffitt	Sorg
Blouin	Hill	Mollett	Stanley
Camp	Holden	Nielsen	Stokes
Campbell	Husak	Norpel	Strand
Christensen	Jesse	Nystrom	Stromer
Cochran	Johnston	Patton	Strothman
Curtis	Kehe	Pellett	Taylor
Den Herder	Kelly	Pierson	Tieden
Dougherty	Kinley	Priebe	Trowbridge
Doyle	Knoblauch	Radl	Varley
Drake	Kreamer	Rex	Waugh
Dunton	Kruse	Rodgers	Welden
Edelen	Larson	Roorda	Wells
Egenes	Logemann	Sargisson	Willits
Ellsworth	Mayberry	Schroeder	Winkelman
Fischer, H. O.	McCormick	Schwartz	Wirtz
Franklin	McElroy	Schwieger	Wyckoff
Freeman	Mendenhall	Scott	Mr. Speaker
Gluba	Menefee	Shaw	

The nays were, 3:

Monroe	Schmeiser	Uban
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Absent or not voting, 10:

Anania	Ewell	Knoke	Lipsky
Bray	Fisher, C. R.	Lawson	Pelton
Clark	Kennedy		

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

#### HOUSE FILE 27 WITHDRAWN

Alt of Polk, District 61, asked and received unanimous consent to withdraw **House File 27** from further consideration by the House.

**Senate File 147**, a bill for an act relating to the use of trotlines, with report of committee recommending passage, was taken up for consideration.

Mendenhall of Allamakee, District 13, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 147)

The ayes were, 84:

Alt	Hamilton	Moffitt	Shaw
Andersen	Hansen	Mollett	Skinner
Bergman	Holden	Monroe	Small
Blouin	Husak	Nielsen	Sorg
Camp	Johnston	Norpel	Stanley
Campbell	Kehe	Nystrom	Stokes
Clark	Kelly	Patton	Strand
Cochran	Kinley	Pellett	Stromer
Curtis	Knoblauch	Pelton	Strothman
Den Herder	Kruse	Pierson	Taylor
Dougherty	Larson	Priebe	Tieden
Doyle	Lipsky	Radl	Trowbridge
Drake	Logemann	Rex	Varley
Dunton	Mayberry	Rodgers	Waugh
Edelen	McCormick	Roorda	Welden
Egenes	McElroy	Sargisson	Wells
Ellsworth	Mendenhall	Schmeiser	Willits
Fischer, H. O.	Menefee	Schroeder	Winkelman
Gluba	Middleswart	Schwartz	Wirtz
Goode	Millen	Schwieger	Wyckoff
Grassley	Miller	Scott	Mr. Speaker

The nays were, 1:

Uban

Absent or not voting, 15:

Anania	Ewell	Hill	Kreamer
Bennett	Fisher, C. R.	Jesse	Lawson
Bray	Franklin	Kennedy	Siglin
Christensen	Freeman	Knoke	

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

**House Joint Resolution 2**, 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 for consideration.

Holden of Scott, District 75, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

**House Joint Resolution 2**, 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 to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months before the date of said election as provided by law.

On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 2)

The yeas were, 74:

Alt	Hansen	Miller	Small
Andersen	Hill	Moffitt	Sorg
Bergman	Holden	Mollett	Stanley
Bray	Johnston	Nielsen	Stokes
Camp	Kehe	Nystrom	Strand
Campbell	Kennedy	Patton	Stromer
Christensen	Knoblauch	Pellett	Taylor
Clark	Knoke	Pelton	Tieden
Curtis	Kreamer	Pierson	Trowbridge
Den Herder	Kruse	Priebe	Uban
Dougherty	Larson	Radl	Varley
Doyle	Lawson	Rex	Waugh
Drake	Lipsky	Roorda	Welden
Edelen	Logemann	Sargisson	Willits
Ellsworth	Mayberry	Schroeder	Winkelman
Freeman	McElroy	Schwieger	Wirtz
Gluba	Mendenhall	Scott	Wyckoff
Grassley	Menefee	Shaw	Mr. Speaker
Hamilton	Millen		

The nays were, 18:

Blouin	Franklin	Middleswart	Schmeiser
Cochran	Goode	Monroe	Schwartz
Dunton	Husak	Norpel	Skinner
Ewell	Kelly	Rodgers	Wells
Fischer, H. O.	McCormick		

Absent or not voting, 8:

Anania	Egenes	Jesse	Siglin
Bennett	Fisher, C. R.	Kinley	Strothman

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

**House File 66**, a bill for an act relating to the sale of real property

owned by a school district, with report of committee recommending passage, was taken up for consideration.

Mollett of Pottawattamie, District 80, offered the following amendment filed by him and moved its adoption:

Amend House File 66, page 2, line 9, by inserting after the word "study" the words ", and may purchase sites for the erection of additional structures".

The amendment was adopted.

Blouin of Dubuque, District 49, offered the following amendment from the floor and moved its adoption:

Amend House File 66 by adding the following new section:

Sec. 3. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Telegraph-Herald, a newspaper published in Dubuque, Iowa, and in the Cascade Pioneer-Advertiser, a newspaper published in Cascade, Iowa.

The amendment was adopted.

Millen of Van Buren, District 99, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 66)

The ayes were, 89:

Alt	Hansen	Millen	Scott
Andersen	Hill	Miller	Shaw
Bergman	Holden	Moffitt	Siglin
Blouin	Husak	Mollett	Skinner
Camp	Jesse	Monroe	Small
Campbell	Johnston	Nielsen	Sorg
Christensen	Kehe	Norpel	Stanley
Clark	Kelly	Nystrom	Stokes
Cochran	Kinley	Patton	Strand
Curtis	Knoblauch	Pellett	Strothman
Den Herder	Knoke	Pelton	Taylor
Dougherty	Kruse	Pierson	Tieden
Doyle	Larson	Priebe	Trowbridge
Drake	Lawson	Radl	Uban
Dunton	Lipsky	Rex	Varley
Edelen	Logemann	Rodgers	Waugh
Ellsworth	Mayberry	Roorda	Welden
Franklin	McCormick	Sargisson	Wells
Freeman	McElroy	Schmeiser	Willits
Gluba	Mendenhall	Schroeder	Winkelman
Goode	Menefee	Schwartz	Wyckoff
Grassley	Middleswart	Schwieger	Mr. Speaker
Hamilton			

The nays were, none.

Absent or not voting, 11:

Anania	Egenes	Fisher, C. R.	Stromer
Bennett	Ewell	Kennedy	Wirtz
Bray	Fischer, H. O.	Kreamer	

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

**House File 211**, a bill for an act relating to the term of office of county attorneys, with report of committee recommending amendment and passage, was taken up for consideration.

Kruse of O'Brien, District 4, offered the following amendment filed by the committee on county government and moved its adoption:

Amend House File 211, as follows:

1. Line 8, by striking the words "*a county attorney.*"

2. By striking lines 14, 15, and 16 and inserting in lieu thereof the following:

"There shall be elected in each county, at [each] the general election, *held in the years 1970 and 1972*, a county attorney, who shall hold office for a term of two years. *There shall be elected in each county, at the general election to be held in the year 1974 and each four years thereafter, a county attorney who shall hold office for a term of four years.*"

The amendment was adopted.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 211)

The ayes were, 91:

Alt	Franklin	Lipsky	Pierson
Andersen	Freeman	Logemann	Priebe
Bennett	Gluba	Mayberry	Radl
Bergman	Goode	McCormick	Rex
Blouin	Grassley	McElroy	Rodgers
Bray	Hamilton	Mendenhall	Roorda
Camp	Hansen	Menefee	Sargisson
Campbell	Hill	Middleswart	Schmeiser
Christensen	Holden	Millen	Schroeder
Clark	Husak	Miller	Schwartz
Cochran	Johnston	Moffitt	Schwieger
Curtis	Kelly	Mollett	Scott
Den Herder	Kennedy	Monroe	Shaw
Dougherty	Kinley	Nielsen	Siglin
Doyle	Knoblauch	Norpel	Skinner
Drake	Knoke	Nystrom	Small
Dunton	Kruse	Patton	Stanley
Edelen	Larson	Pellett	Stokes
Egenes	Lawson	Pelton	Strand

Stromer	Trowbridge	Welden	Wirtz
Strothman	Uban	Wells	Wyckoff
Taylor	Varley	Willits	Mr. Speaker
Tieden	Waugh	Winkelman	

The nays were, 1:

Sorg

Absent or not voting, 8:

Anania	Ewell	Fisher, C. R.	Kehe
Ellsworth	Fischer, H. O.	Jesse	Kreamer

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

**Senate File 103**, a bill for an act relating to excuse of jurors, with report of committee recommending passage, was taken up for consideration.

Jesse of Polk, District 58, offered the following amendment filed by him and moved its adoption:

Amend Senate File 103 by striking all of line 13, and inserting in lieu thereof the following:  
*"a succeeding petit jury panel within the same jury list."*

The amendment was adopted.

Jesse of Polk, District 58, offered the following amendment filed by him and moved its adoption:

Amend Senate File 103 by adding the following new section:

Sec. 2. Section six hundred seven point two, (607.2), subsection two (2), Code 1971, is amended as follows:

2. Practicing attorneys, physicians, licensed embalmers, registered nurses, chiropractors, osteopaths, veterinarians, registered pharmacists, dentists, and clergymen, *including Christian Science practitioners and readers.*

The amendment was adopted.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 103)

The ayes were, 92:

Alt	Camp	Cochran	Doyle
Andersen	Campbell	Curtis	Dunton
Bergman	Christensen	Den Herder	Edelen
Blouin	Clark	Dougherty	Ellsworth

Ewell	Kreamer	Nystrom	Small
Fischer, H. O.	Kruse	Patton	Sorg
Franklin	Larson	Pellett	Stanley
Freeman	Lawson	Pelton	Stokes
Gluba	Lipsky	Pierson	Strand
Goode	Logemann	Priebe	Stromer
Grassley	Mayberry	Radl	Strothman
Hamilton	McCormick	Rex	Taylor
Hill	McElroy	Rodgers	Tieden
Holden	Mendenhall	Roorda	Trowbridge
Husak	Menefee	Sargisson	Uban
Jesse	Middleswart	Schmeiser	Varley
Johnston	Millen	Schroeder	Waugh
Kehe	Miller	Schwartz	Welden
Kelly	Moffitt	Schwieger	Willits
Kennedy	Mollett	Scott	Winkelman
Kinley	Monroe	Shaw	Wirtz
Knoblauch	Nielsen	Siglin	Wyckoff
Knoke	Norpel	Skinner	Mr. Speaker

The nays were, none.

Absent or not voting, 8:

Anania	Bray	Egenes	Hansen
Bennett	Drake	Fisher, C. R.	Wells

**Senate File 105**, a bill for an act making the embezzlement of secured interests in collateral a crime and providing a penalty therefor, with report of committee recommending passage, was taken up for consideration.

Shaw of Scott, District 78, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

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

On the question "Shall the bill pass?" (S.F. 105)

The ayes were, 92:

Alt	Fischer, H. O.	Kreamer	Nystrom
Andersen	Franklin	Kruse	Patton
Bergman	Freeman	Larson	Pellett
Blouin	Gluba	Lawson	Pelton
Bray	Goode	Lipsky	Pierson
Camp	Grassley	Logemann	Priebe
Campbell	Hamilton	Mayberry	Radl
Christensen	Hansen	McCormick	Rex
Clark	Hill	McElroy	Rodgers
Cochran	Holden	Mendenhall	Roorda
Curtis	Husak	Menefee	Sargisson
Den Herder	Jesse	Middleswart	Schroeder
Dougherty	Johnston	Millen	Schwartz
Doyle	Kehe	Miller	Schwieger
Dunton	Kelly	Moffitt	Scott
Edelen	Kinley	Monroe	Shaw
Ellsworth	Knoblauch	Nielsen	Siglin
Ewell	Knoke	Norpel	Skinner

Small	Stromer	Uban	Willits
Sorg	Strothman	Varley	Winkelman
Stanley	Taylor	Waugh	Wirtz
Stokes	Tieden	Welden	Wyckoff
Strand	Trowbridge	Wells	Mr. Speaker

The nays were, none.

Absent or not voting, 8:

Anania	Drake	Fisher, C. R.	Mollett
Bennett	Egenes	Kennedy	Schmeiser

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

REFERRED TO COMMITTEE ON JUDICIARY  
(House File 44)

**House File 44**, a bill for an act to prohibit soliciting a ride on an interstate road, with report of committee recommending passage, was taken up for consideration.

Norpel of Jackson, District 52, moved that House File 44 be deferred and that the bill retain its place on the calendar.

Johnston of Johnson, District 70, moved as a substitute motion that House File 44 be referred to the committee on judiciary.

Uban of Black Hawk, District 38, moved that House File 44 be tabled.

A non-record roll call was requested.

The ayes were 26, nays 63.

The motion lost.

On the Johnston motion to refer House File 44 to committee on judiciary, a non-record roll call was requested.

The ayes were 44, nays 34.

The motion prevailed.

REPORTS OF COMMITTEES

Fischer of Grundy, District 35, from the committee on commerce, submitted the following report:

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 127**, a bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following reports:

**MR. SPEAKER:** Your committee on law enforcement, to whom was referred **House File 241**, a bill for an act relating to the penalties imposed for driving while under the influence of alcoholic beverages or drugs, and amending the implied consent law, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 241 as follows:

1. Page 2, line 14, by inserting after the word "second" the words "*or any subsequent*".
2. Page 2, by striking from lines 16 through 18 the words "*, and if revoked by reason of a third conviction under section 321.209, the license shall be permanently revoked*".

HOWARD A. HAMILTON, Chairman

Also:

**MR. SPEAKER:** Your committee on law enforcement, to whom was referred **House File 180**, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

HOWARD A. HAMILTON, Chairman

Also:

**MR. SPEAKER:** Your committee on law enforcement, to whom was referred **House File 258**, a bill for an act relating to reporting of vehicle accidents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 258 by striking from line 9 the word "twenty-four" and inserting in lieu thereof the following "[twenty-four] *forty-eight*".

HOWARD A. HAMILTON, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following report:

**MR. SPEAKER:** Your committee on agriculture, to whom was referred **House File 287**, a bill for an act relating to the labeling of seed corn containers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 287, line 9, by striking the word "bushels" and inserting in lieu thereof the words "pounds".

CHARLES F. STROTHMAN, Chairman  
By DELMONT MOFFITT, Ranking Member

## AMENDMENTS FILED

1 Amend House File 73, page 40, by striking from line 18  
 2 the word "but" and inserting in lieu thereof the words "[but]  
 3 *and the president of the Iowa county engineers association*  
 4 *may designate a member of the association to serve in the*  
 5 *same manner, but these persons shall have no vote and*  
 6 *shall serve".*

CAMPBELL of Washington, District 89

1 Amend Senate File 133, as amended and passed by  
 2 the Senate, as follows:

3 Page 2, by deleting line 23 and the words  
 4 "inhabitants and over" in line 24.

HILL of Polk, District 62

1 Amend House File 295 as follows:

2 1. Page 2, by striking from lines 11 and 12 the words  
 3 "*subject to the approval of the board of supervisors.*"

4 2. Page 2, by striking from lines 19 and 20 the words  
 5 "*subject to the approval of the boards of supervisors.*"

6 3. Page 2, by striking lines 32 through 35, inclusive.

7 4. Page 3, by striking lines 1 through 15, inclusive

BRAY of Scott, District 77

1 Amend House File 366, page 16, line 9, by  
 2 inserting after the period the following:

3 "The fact finder shall take into account budget  
 4 restrictions and other regulations imposed by law  
 5 upon the public employer."

LIPSKY of Linn, District 46

1 Amend House File 390 as follows:

2 1. Page 5, by striking all of lines  
 3 27 through 31.

4 2. Page 6, by striking all of lines  
 5 27 through 31.

6 3. Page 11, by striking all of lines  
 7 2 through 6.

8 4. Page 17, by striking all of lines  
 9 9 through 13.

SMALL of Johnson, District 69

GLUBA of Scott, District 76

JOHNSTON of Johnson, District 70

1 Amend Senate File 179, as amended and passed  
 2 by the Senate and reprinted, as follows:

3 1. Section 1, page 2A by inserting after  
 4 line 15 the following:

5 (a) Chapter one (1), section 1, subsection  
 6 11 ..... \$125,000.00

7 (b) Chapter one (1), section 1, subsection  
 8 32 ..... \$ 4,000.00

9 2. By changing the subsequent paragraph  
 10 designations in subsection 2.

11 3. Page 2A, line 22, by striking the figures



- 12 \$1,442,529.38 and inserting in lieu thereof  
13 the figures \$1,571,529.38

PRIEBE of Kossuth, District 6

- 1 Amend Senate File 179 as follows:  
2 1. Page 2A, by striking all of line 16.  
3 2. Page 2A, line 22, by changing total to read  
4 \$1,384,929.38.

NORPEL of Jackson, District 52

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Wednesday, March 10, 1971.

# JOURNAL OF THE HOUSE

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Fifty-ninth Calendar Day—Forty-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MARCH 10, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Norman Leucht, pastor of the Zion Lutheran Church, Dexter, Iowa.

The Journal of Tuesday, March 9, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Holden of Scott, District 75, on request of Shaw of Scott, District 78; Pelton of Clinton, District 74, for the remainder of week on request of Camp of Clinton, District 73; Hansen of Black Hawk, District 37, for the remainder of the week on request of Millen of Van Buren, District 99.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fourteen students from the VICA Club, Ames High School, Ames, Iowa, accompanied by their teacher, Don Faas. By Larson of Story, District 34.

Twenty-two junior and senior students from Des Moines Tech School, Des Moines, Iowa, accompanied by their teachers, Mr. Long, Mr. Stalter and Mr. Carl. By Alt of Polk, District 61, and Kreamer of Polk, District 63.

Twenty-five senior students from the VICA Club, Perry Community School, Perry, Iowa, accompanied by their teacher, Tom South. By Rodgers of Dallas, District 85.

Forty senior technical students from Linn County schools. By Linn County delegation.

Twenty-five students from Southeast Polk Community School, VICA Club, accompanied by their coordinator, Mr. Horton. By Skinner of Polk, District 60.

Twenty-three senior students from the Iowa Central Community College, Fort Dodge, Iowa, accompanied by their teacher, Philip Martinson. By Cochran of Webster, District 29, and Mayberry of Webster, District 30.

The practical nursing class of North Iowa Community College of Mason City, Iowa, including the VICA Club members and Linda Stromer, daughter of Representative Stromer. By Stromer of Hancock, District 8.

Fifteen students from VICA Chapter at Marshalltown High School, Marshalltown, Iowa, and the Area XI Community College, accompanied by their leaders, Francis Burnham and Roger Hayes. By Miller of Marshall, District 36.

Thirty-three students from the VICA Club at Thomas Jefferson High School, Council Bluffs, Iowa. By Mollett of Pottawattamie, District 80.

Sixty-four civics class students from the Pella Christian School, Pella, Iowa, accompanied by Merle Alons, principal, and their teacher, Mrs. Alda Vande Lune. By Dougherty of Monroe, District 94.

#### POINT OF PERSONAL PRIVILEGE

Fisher of Greene, District 56, rose on a point of personal privilege and extended his sincere gratitude and thanks to the members of the House for House Resolution 5 and their expressions of sympathy.

#### PETITION FILED

The following petition was received and placed on file:

By Hamilton of Cedar, District 72, from twenty-nine residents of Cedar County favoring legislation to charge a fee for entrance into Iowa state parks.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 180, 241, 258 and 287 and Senate File 127, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 402**, by Schroeder and Knoke, a bill for an act relating to tuition charged to nonresident students enrolled at institutions of higher learning governed by the state board of regents.

Read first time and referred to committee on **higher education**.

**House File 403**, by Kehe, Welden, Edelen, Lawson, Patton, Ellsworth, Larson, Taylor, Kreamer, Millen, Drake and Middleswart, a bill for an act relating to the required qualifications for registration as a professional engineer.

Read first time and referred to committee on **human and industrial relations**.

**House File 404**, by Fischer of Grundy and Skinner, a bill for an act to prohibit the manufacture, distribution, possession, and use of devices designed for the interception of wire or oral communications, and prescribing criminal penalties and right to recovery in civil actions for violations of such prohibitions.

Read first time and referred to committee on **law enforcement**.

**House File 405**, by Doyle, Schwieger and Jesse, a bill for an act relating to dissolution of marriage.

Read first time and referred to committee on **judiciary**.

**House File 406**, by committee on ways and means, a bill for an act relating to use tax.

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

**House File 407**, by Rodgers, Taylor, Roorda, Doyle, Tieden, Small, Wells, Miller, Priebe, Egenes, Christensen, Kruse, Cochran, Middleswart, Knoblauch and Pierson, a bill for an act relating to the collection and disposition of wastepaper by the state.

Read first time and referred to committee on **state government**.

**House File 408**, by Franklin, Blouin, Jesse, Monroe, Bray and Gluba, a bill for an act relating to the payment of civil rights commission appointees.

Read first time and referred to committee on **state government**.

**House File 409**, by committee on judiciary, a bill for an act relating to judicial redistricting.

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

**House File 410**, by Shaw and Drake (Kennedy, Smith and Thorsen), a bill for an act relating to state land bordering on streams or lakes.

Read first time and referred to committee on **conservation and recreation**.

**House File 411**, by Rodgers, a bill for an act relating to permit

and license fees for certain advertising devices and providing penalties for violations.

Read first time and referred to committee on **ways and means**.

**House File 412**, by Welden, Hansen and Kehe, a bill for an act relating to administrative rules of departments of the state.

Read first time and referred to committee on **state government**.

**House File 413**, by Kreamer and Pelton (DeKoster and Gaudiener), a bill for an act relating to nonprofit corporations.

Read first time and referred to committee on **commerce**.

**House File 414**, by Kreamer, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations.

Read first time and referred to committee on **commerce**.

**House File 415**, by Welden, Fischer of Grundy, Stromer, Radl, Kehe, Nielsen and Campbell, a bill for an act relating to labor disputes.

Read first time and referred to committee on **human and industrial relations**.

#### HOUSE FILE 392 RE-REFERRED

The Speaker announced that **House File 392** previously referred to the committee on commerce is re-referred to the committee on judiciary.

#### REPORT OF CONFERENCE COMMITTEE

(House File 121)

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 House File 121, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, respectfully submit the following recommendations:

1. That the House recede from its amendment to the Senate amendment.
2. That the Senate recede from its amendment to the bill as amended and passed by the House.
3. That House File 121, as amended, passed, and reprinted by the House, be further amended as follows:
  - a. Page 2A, line 1, by striking the word "A" and

inserting in lieu thereof the words "Except as provided for special education expenditures in section three (3) of this Act, a".

b. Page 2A, by striking lines 7 through 14, inclusive, and inserting in lieu thereof the following:

"unless, because of extraordinary and unusual circumstances, the school district receives permission from the school budget review committee.

As used in this section, the amount received by the district for the fiscal year commencing July 1, 1970, includes the amount received by the district as its share of the basic school tax levied equally in the basic school tax unit, as provided in sections four hundred forty-two point four (442.4) and four hundred forty-two point six (442.6) of the Code, and the amount raised by the district as an additional tax as provided in section four hundred forty-two point seventeen (442.17) of the Code. Subject to the limitations on amounts provided in this Act, the method of levying and distributing the basic school tax shall remain the same for the fiscal year commencing July 1, 1971, as it was for the fiscal year commencing July 1, 1970, and as provided in sections four hundred forty-two point four (442.4), four hundred forty-two point six (442.6), and four hundred forty-two point eight (442.8) of the Code.

The amount of the basic school tax levied in each basic school tax unit in the state for the fiscal year commencing July 1, 1971, shall be the same amount as the basic school tax levied for that basic school tax unit for the fiscal year commencing July 1, 1970, and except as otherwise provided in this Act, the amount of additional money to be provided by a property tax levy in each school district in the state for the fiscal year commencing July 1, 1971, as provided in section four hundred forty-two point seventeen (442.17) of the Code, shall not exceed the amount of additional money provided by the property tax levied for that school district for the fiscal year commencing July 1, 1970, and no school district shall levy any other amounts for general fund expenditures for the fiscal year commencing July 1, 1971, in excess of the amounts levied by that district for general fund expenditures for the year commencing July 1, 1970.

The intent of this Act is to make available to each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1971, an amount received from property and income taxes equal to but not greater than the amount received from property and income taxes by each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1970, except as otherwise provided in case of special education,

extraordinary and unusual circumstances, and state aid.

Extraordinary and unusual circumstances for the purpose of this section are circumstances which materially affect the school district's financial status and which will require significant expenditures in addition to the moneys received from the property tax levy and income tax distributed pursuant to this Act and the appropriation in section six (6) of this Act. The school board requesting permission shall have the burden of proof to establish that all available means have been used by it to reduce the costs of the school district.

The limitations imposed in this Act shall apply to a school district which has reorganized since July 1, 1970, but the limitation for the reorganized district shall be based upon the combined general fund budgets of the school districts involved in the reorganization."

c. Page 2A, line 25, by inserting after the word "joint" the word "county".

d. Page 2A, line 27, by inserting after the figure "1971," the words and figures "or the fiscal year commencing January 1, 1972,".

e. Page 2A, line 31, by inserting after the figure "1970," the following:

"or the fiscal year commencing January 1, 1971.

In lieu of the limitations provided in section one (1) of this Act and in this section, expenditures for special education other than administrative expenditures are subject to the following limitations:

1. A school district, county board of education, or joint county board of education shall not certify for the general fund budget for such special education expenditures for the fiscal year commencing July 1, 1971, or January 1, 1972, an amount per pupil receiving special education in excess of one hundred five and three-tenths percent of the per pupil expenditure certified for such special education expenditures for the fiscal year beginning July 1, 1970, or January 1, 1971, for use in existing programs for the number of pupils receiving benefits therefrom on the 1970 fall enrollment date.

2. In addition to the amounts provided in subsection one (1) of this section, and notwithstanding the limitations otherwise provided in this Act, a school district, county board of education, or joint county board of education may certify and receive additional moneys to expand special education programs for the fiscal year commencing July 1, 1971, or January 1, 1972. However, this exception applies only to those special education programs or courses which would have qualified for state reimbursement pursuant

to chapter two hundred eighty-one (281) of the Code, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970.

3. If, for the 1971-1972 school year, responsibility for a special education pupil is transferred from a school district to a county or joint county board of education, or from a county or joint county board of education to a school district, the moneys budgeted for that pupil shall be transferred to the district or board which accepts responsibility for the pupil, or a proportionate amount shall be transferred if the change is made during the school year."

f. Page 2A, line 31, by striking the words "but said limitation on".

g. Page 2A, by striking lines 32 and 33.

h. Page 3A, line 3, by inserting after the word "joint" the word "county".

i. Page 3A, by inserting in line 5 after the figure "1971," the words and figures "or the fiscal year commencing January 1, 1972,".

j. Page 3A, line 7, by inserting after the word "Act" the word " , other than the limitations relating to special education expenditures".

k. Page 3A, line 11, by inserting after the word "joint" the word "county".

l. Page 3A, by striking lines 21 through 25, inclusive, and inserting in lieu thereof the following:

"The difference between the amount appropriated under section four hundred forty-two point seven (442.7) of the Code and the amount to be allocated to the local school districts for the fiscal year commencing July 1, 1971, is appropriated to the school budget review committee. The school budget review committee shall distribute these funds to the various school districts which have an increased public school fall enrollment in excess of five percent for the school year 1971-1972 over the school year 1970-1971. The school budget review committee shall determine the needs of school districts with increased fall enrollments and shall distribute the funds to each school district on the basis of need as determined by the school budget review committee and on the basis of the number of pupils in excess of the five percent increased fall enrollment, and any funds not allocated by the school budget review committee shall revert to the general fund as of June 30, 1972.

However, the maximum to be distributed to a school district under this section shall be computed as follows:

1. Determine the number of public school pupils enrolled in the district on the 1971 fall enrollment date which is in excess of five percent over



the number enrolled in the district on the 1970 fall enrollment date.

2. Multiply the number obtained under subsection one (1) of this section by the per pupil average of all state aid distributed for the school year 1971-1972 pursuant to section six (6) of this Act and the income tax distributed pursuant to section five (5) of this Act, for the fiscal year commencing July 1, 1971."

m. Page 3A, lines 32 and 33, by striking the words "or so much thereof as may be necessary" and inserting in lieu thereof the words "as determined by 1971 public school fall enrollment".

n. Page 4, line 7, by inserting after the word "basis" the words ", except that the forty-five dollars per pupil shall be distributed in three equal payments beginning with the second quarter".

o. Page 4A, by striking lines 8 through 10, inclusive, and inserting in lieu thereof the following:

"Sec. 7. Shared time students shall be computed on the 1971 public school fall enrollment, and shall participate in the forty-five dollars for each pupil enrolled in a public school in each school district as appropriated in section six (6) of this Act. Shared time student participation shall be counted on the basis of number of hours of instruction in a public school, proportionate to a full-time student enrolled in the district."

p. Page 1, amend the title by inserting in line 3 after the word "joint" the word "county".

On the part of the Senate:	On the part of the House:
WAYNE D. KEITH, Chairman	EDGAR H. HOLDEN, Chairman
LUCAS J. DeKOSTER	ELMER H. DEN HERDER
H. L. OLLENBURG	CHARLES E. GRASSLEY
LEE H. GAUDINEER, JR.	RICHARD M. RADL

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**Senate File 179**, a bill for an act relating to the expenditure and appropriation of state funds, with report of committee recommending passage, was taken up for consideration.

Priebe of Kossuth, District 6, offered the following amendment filed by him and moved its adoption :

Amend Senate File 179, as amended and passed by the Senate and reprinted, as follows:

1. Section 1, page 2A by inserting after line 15 the following:

(a) Chapter one (1), section 1, subsection	
11 .....	\$125,000.00
(b) Chapter one (1), section 1, subsection	
32 .....	\$ 4,000.00

2. By changing the subsequent paragraph designations in subsection 2.

3. Page 2A, line 22, by striking the figures \$1,442,529.38 and inserting in lieu thereof the figures \$1,571,529.38

The amendment was adopted.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption :

Amend Senate File 179 as follows:

1. Page 2A, by striking all of line 16.
2. Page 2A, line 22, by changing total to read \$1,384,929.38.

Roll call was requested by Kennedy of Chickasaw, District 11, and Norpel of Jackson, District 52.

On the question "Shall the amendment be adopted?"

The ayes were, 39 :

Anania	Husak	Menefee	Sargisson
Blouin	Jesse	Middleewart	Schmeiser
Bray	Johnston	Moffitt	Schwartz
Christensen	Kelly	Mollett	Scott
Cochran	Kennedy	Monroe	Uban
Dougherty	Kinley	Norpel	Waugh
Dunton	Knoblauch	Patton	Wells
Edelen	Lawson	Pierson	Willits
Ewell	Mayberry	Priebe	Wyckoff
Gluba	McCormick	Rodgers	

The nays were, 49 :

Alt	Freeman	Mendenhall	Stanley
Andersen	Goode	Millen	Stokes
Bergman	Grassley	Miller	Strand
Camp	Hamilton	Nielsen	Stromer
Campbell	Hill	Nystrom	Strothman
Clark	Kehe	Pellett	Taylor
Curtis	Knoke	Radl	Trowbridge
Den Herder	Kruse	Rex	Varley
Drake	Larson	Roorda	Welden
Egenes	Logemann	Schroeder	Winkelman
Ellsworth	Lipsky	Schwieger	Wirtz
Fisher, C. R.	McElroy	Siglin	Mr. Speaker
Fischer, H. O.			

Absent or not voting, 12 :

Bennett	Hansen	Pelton	Small
Doyle	Holden	Shaw	Sorg
Franklin	Kreamer	Skinner	Tieden

The amendment lost.

Monroe of Des Moines, District 92, asked and received unanimous consent to withdraw the amendment filed by him and Schmeiser of

Des Moines, District 91, on February 11, 1971, and found on page 347 of the House Journal.

Monroe of Des Moines, District 92, offered the following amendment filed by him and Schmeiser of Des Moines, District 91:

Amend Senate File 179, as amended and passed by the Senate and reprinted, page 5, by adding after line 14 the following section:

"Sec. 9. The annual salary for all State employees not covered under the merit system, except the following; employees of the general assembly, patients or inmates employed in state institutions, persons employed by the Commission for the Blind and the Division of Vocational Rehabilitation or any successor thereto, officers and enlisted men of the armed forces under state jurisdiction, members of the Iowa Highway Patrol and other peace officers employed by the Department of Public Safety, for the fiscal year July 1, 1970, to June 30, 1971, shall be reduced by ten (10) percent of the amount set by law, pro rated from the effective date of this law. Such reduced amount shall be computed by the Comptroller and deducted from the affected salaries in equal amounts from each remaining pay period."

Uban of Black Hawk, District 38, offered the following amendment to the amendment from the floor and moved its adoption:

Amend the Monroe-Schmeiser amendment to Senate File 179, filed March 8, 1971, by striking all of lines 4 through 14, and inserting in lieu thereof the following:

"Sec. 9. The annual salary for all state employees not covered under the merit system shall be reduced by ten (10) percent of the amount set by law".

The amendment to the amendment lost.

Monroe of Des Moines, District 92, moved the adoption of the Monroe-Schmeiser amendment.

Roll call was requested by Monroe of Des Moines, District 92, and Priebe of Kossuth, District 6.

On the question "Shall the amendment be adopted?"

The ayes were, 33:

Anania	Kehe	Norpel	Scott
Blouin	Knoblauch	Patton	Stanley
Bray	Larson	Priebe	Stokes
Clark	Mayberry	Radl	Uban
Cochran	McCormick	Rodgers	Welden
Dougherty	Middleswart	Sargisson	Wells
Dunton	Millen	Schmeiser	Willits
Gluba	Monroe	Schwartz	Wyckoff
Husak			

The nays were, 55:

Alt	Fisher, C. R.	Mendenhall	Siglin
Andersen	Freeman	Menefee	Skinner
Bergman	Goode	Miller	Strand
Camp	Gassley	Moffitt	Stromer
Campbell	Hamilton	Mollett	Strothman
Christensen	Johnston	Nielsen	Taylor
Curtis	Kelly	Nystrom	Tieden
Den Herder	Kennedy	Pellett	Trowbridge
Drake	Knoke	Pierson	Varley
Edelen	Kreamer	Rex	Waugh
Egenes	Kruse	Roorda	Winkelman
Ellsworth	Lawson	Schroeder	Wirtz
Ewell	Logemann	Schwieger	Mr. Speaker
Fischer, H. O.	McElroy	Shaw	

Absent or not voting, 12:

Bennett	Hansen	Jesse	Pelton
Doyle	Hill	Kinley	Small
Franklin	Holden	Lipsky	Sorg

The amendment lost.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 179)

The ayes were, 89:

Alt	Goode	Miller	Siglin
Anania	Grassley	Moffitt	Skinner
Andersen	Hamilton	Mollett	Small
Bergman	Hill	Monroe	Sorg
Blouin	Johnston	Nielsen	Stanley
Bray	Kehe	Norpel	Stokes
Camp	Kelly	Nystrom	Strand
Campbell	Kinley	Patton	Stromer
Christensen	Knoblauch	Pellett	Strothman
Clark	Knoke	Pierson	Taylor
Cochran	Kreamer	Priebe	Tieden
Curtis	Kruse	Radl	Trowbridge
Den Herder	Lawson	Rex	Uban
Dougherty	Lipsky	Rodgers	Varley
Drake	Logemann	Roorda	Waugh
Dunton	Mayberry	Sargisson	Welden
Edelen	McCormick	Schmeiser	Wells
Egenes	McElroy	Schroeder	Willits
Ellsworth	Mendenhall	Schwartz	Winkelman
Fischer, H. O.	Menefee	Schwieger	Wirtz
Fisher, C. R.	Middleswart	Scott	Wyckoff
Freeman	Millen	Shaw	Mr. Speaker
Gluba			

The nays were, 7:

Bennett	Franklin	Jesse	Larson
Ewell	Husak	Kennedy	

Absent or not voting, 4:

Doyle	Hansen	Holden	Pelton
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 206.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 206.

#### BILL SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 10th day of March, 1971, sent to the Governor for his approval: House File 206.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### REPORTS OF COMMITTEES

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 329**, a bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **Senate File 40**, a bill for an act relating to the notification of mobile homeowners of tax assessments and providing certain penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Holden of Scott, District 75, from the committee on social services, submitted the following reports:

MR. SPEAKER: Your committee on social services, to whom was referred **Senate File 78**, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

NATHAN SORG, Ranking Member

Also:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 164**, a bill for an act relating to the adoption of children, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

NATHAN SORG, Ranking Member

Also:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 170**, a bill for an act relating to the enucleating of eyes by funeral directors or embalmers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

NATHAN SORG, Ranking Member

Grassley of Butler, District 10, from the committee on schools, submitted the following reports:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 144**, a bill for an act relating to the board of educational examiners, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 144, page 4, line 13, by insert-  
ing after the word "The" the word "*application*".

CHARLES E. GRASSLEY, Chairman

Also:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 327**, a bill for an act relating to the election of officers in school districts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES E. GRASSLEY, Chairman

Winkelman of Calhoun, District 26, from the committee on Iowa development, submitted the following report:

MR. SPEAKER: Your committee on Iowa development, to whom was referred **House File 396**, a bill for an act to provide for this state to enter into the midwest nuclear compact, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 396, page 3, line 20, by inserting after the

word "may" the following: "determine, shall be bonded in such amounts as the board may".

WILLIAM P. WINKELMAN, Chairman

Goode of Davis, District 98, from the committee on transportation, submitted the following reports:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 203**, a bill for an act relating to the use of mudguards on motor trucks, truck tractors, trailers, and semitrailers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 203 as follows:

1. Page 2, line 3, by striking the words "truck tractor,".
2. Page 2, line 6, by striking the words "truck tractor,".
3. Page 2, by adding after line 14 the following new section:

"Sec. 3. After the thirty-first day of December 1971, it shall be unlawful for any person to sell or offer for sale or operate on the highways of this state any vehicle subject to registration under the provisions of chapter three hundred twenty-one (321) of the Code, which has never been registered in this or any other state prior to January 1, 1971, unless such vehicle is equipped with mudguards of a type approved by the department."

4. Page 1, line 2, by adding after the word "semi-trailers" the words "and providing for the unlawful sale or operation of such vehicles".

DEWEY E. GOODE, Chairman

Also:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 296**, a bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DEWEY E. GOODE, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 116 as follows:
- 2 Page 1, by adding the following paragraph after
- 3 line 13:
- 4 "Any person violating this section shall be
- 5 guilty of a misdemeanor and, upon conviction, shall
- 6 be punished by imprisonment in a county jail not
- 7 more than thirty days, or by a fine not exceeding
- 8 one hundred dollars, or by both such fine and im-
- 9 prisonment."

RODGERS of Dallas, District 85

1 Amend the Kreamer amendment to House File 132, filed  
 2 March 4, 1971, and found on page 534 of the House Journal,  
 3 by adding after line 10 the following:  
 4 "4. Page 1, by striking lines 20 through 25,  
 5 inclusive."

KREAMER of Polk, District 63

1 Amend House File 180 by striking everything after  
 2 the enacting clause and inserting in lieu thereof the  
 3 following:

4 Sec. 1. Section six hundred twenty-two point four-  
 5 teen (622.14), Code 1971, is hereby repealed  
 6 and the following inserted in lieu thereof:

7 "When the matter sought to be elicited would tend  
 8 to render a witness criminally liable he is not com-  
 9 pelled to answer, except as otherwise provided."

10 Sec. 2. Section six hundred twenty-two point  
 11 fifteen (622.15), Code 1971, is hereby repealed  
 12 and the following inserted in lieu thereof:

13 "The attorney general or a county attorney in the  
 14 investigation or prosecution of a criminal offense,  
 15 committee of the general assembly in the course of a  
 16 legislative investigation, state commerce commission  
 17 in the course of an investigation of methods of con-  
 18 ducting business by companies, utilities, or carriers  
 19 within the commission's jurisdiction, commissioner of  
 20 the department of social services or division director  
 21 designated by him in the course of an examination of an  
 22 institution under the general control of such commis-  
 23 sioner, or director of revenue in investigations or  
 24 actions instituted or held by such director, may, upon  
 25 application to and written direction from the district  
 26 court, grant a person called as a witness immunity  
 27 from prosecution as set forth in section 3. Such  
 28 immunity shall be granted in the name of the state.  
 29 After being granted immunity as herein provided, no  
 30 person shall be excused from giving testimony, or from  
 31 producing evidence, upon the ground that his testimony  
 32 or such evidence would tend to render him criminally  
 33 liable."

34 Sec. 3. Section six hundred twenty-two point six-  
 35 teen (622.16), Code 1971, is hereby repealed  
 36 and the following inserted in lieu thereof:

37 "No person compelled under section 2 to testify or  
 38 produce evidence tending to incriminate him shall be  
 39 prosecuted for any crime which such required testimony  
 40 or evidence tends to prove or to which the same relates.  
 41 This section shall not exempt any person from prose-  
 42 cution for perjury."

BRAY of Scott, District 77

1 Amend House File 266 as follows:

2 1. Page 2, line 14, by inserting the following sentence  
 3 after the period:

4 "*However, upon the written request of the parent or*



5 *guardian of a child enrolled in the elementary school, the*  
 6 *child shall be excused from instruction in family living*  
 7 *and sex education."*

8 2. Page 2, line 23, by inserting the following  
 9 sentence after the period:

10 "*However, upon the written request of the parent or*  
 11 *guardian of a child enrolled in grades seven or eight,*  
 12 *the child shall be excused from instruction in family*  
 13 *living and sex education."*

14 3. Page 3, line 15, by inserting the following  
 15 sentence after the period:

16 "*If the unit of family living and sex education is a*  
 17 *required course, the written request of the parent or*  
 18 *guardian of a pupil shall excuse the pupil from instruc-*  
 19 *tion in family living and sex education."*

20 4. Page 3, by adding after line 21 the following:

21 "Sec. 4. Section two hundred fifty-seven point twenty-  
 22 five (257.25), Code 1971, is amended by adding the follow-  
 23 ing new subsection:

24 "The state board of public instruction shall establish  
 25 such rules and regulations regarding requirements for  
 26 teachers of a course in family living and sex education  
 27 as in its discretion it deems desirable."

LARSON of Story, District 34

1 Amend House File 390 as follows:

2 1. Page 5, by striking all of lines 27 through  
 3 31 and inserting in lieu thereof the following:

4 "I am not claiming residence in any other precinct,  
 5 ward, township, city, town, county or state for any  
 6 purpose."

7 2. Page 6, by striking all of lines 27 through 31  
 8 and inserting in lieu thereof the following:

9 "I am not claiming residence in any other precinct,  
 10 ward, township, city, town, county or state for any  
 11 purpose."

12 3. Page 10, by striking all of lines 3 through 7  
 13 and inserting in lieu thereof the following:

14 "I am not claiming residence in any other precinct,  
 15 ward, township, city, town, county or state for any  
 16 purpose."

17 4. Page 11, by striking all of lines 2 through 6  
 18 and inserting in lieu thereof the following:

19 "I am not claiming residence in any other precinct,  
 20 ward, township, city, town, county or state for any  
 21 purpose."

22 5. Page 16, by striking all of lines 9 through 13  
 23 and inserting in lieu thereof the following:

24 "I am not claiming residence in any other precinct,  
 25 ward, township, city, town, county or state for any  
 26 purpose."

27 6. Page 17, by striking all of lines 9 through 13  
 28 and inserting in lieu thereof the following:

29 "I am not claiming residence in any other precinct,

30 ward, township, city, town, county or state for any  
31 purpose.”

32 7. Page 19, by striking all of lines 33 through 35.

33 8. Page 20, by striking all of lines 1 through 6.

34 9. By renumbering remaining sections.

HILL of Polk, District 62  
LIPSKY of Linn, District 46  
CLARK of Lee, District 100

AMENDMENT TO THE RULES OF THE COMMITTEE  
ON NONCONTROVERSIAL BILLS

1 Amend the rules of the committee on noncontroversial bills  
2 as follows:

3 1. By striking all of Rule 8 and inserting in lieu thereof the  
4 following: “8. Except for the first noncontroversial calendar  
5 of this session, all bills must appear on the noncontroversial  
6 calendar for two (2) legislative days before being eligible  
7 for consideration by the House.”

8 2. By striking all of Rule 9 and inserting in lieu thereof the  
9 following: “9. Any bill may be removed from the non-  
10 controversial calendar by filing with the Chief Clerk, within  
11 two legislative days after its appearance on the noncontroversial  
12 calendar, a written request for removal signed by at least  
13 five (5) members of the House. The bill shall be returned  
14 to its original place on the regular calendar.”

15 3. By striking all of Rule 10 and inserting in lieu thereof the  
16 following: “10. Any bill on the noncontroversial calendar to  
17 which an amendment—other than a corrective amendment—  
18 has been filed, shall be removed from the noncontroversial  
19 calendar on motion by any member of the noncontroversial  
20 bill committee—and approved by the House without debate.”

21 4. By striking all of Rule 11 and inserting in lieu thereof the  
22 following: “11. The Speaker may, at his discretion, declare  
23 any bill controversial after five (5) minutes of debate and  
24 return the bill to its original place on the regular calendar.”

COMMITTEE ON NONCONTROVERSIAL BILLS  
NATHAN F. SORG, Chairman

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Thursday, March 11, 1971.

# JOURNAL OF THE HOUSE

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Sixtieth Calendar Day—Forty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MARCH 11, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Everett Pencook, pastor of the United Methodist Church, Altoona, Iowa.

The Journal of Wednesday, March 10, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Bennett of Polk, District 59, on request of Ewell of Black Hawk, District 39.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five girls from the Rolfe Community School basketball team, Rolfe, Iowa, accompanied by their coaches and William Hutchinson, superintendent. By Wirtz of Palo Alto, District 16.

## PETITIONS FILED

The following petitions were received and placed on file:

By Kelly of Woodbury, District 22, from nineteen residents of Woodbury County favoring House File 212, relating to the salaries of the State Highway Commission and other employees.

By Norpel of Jackson, District 52, from twenty-five residents of Jackson County opposing House File 185, relating to the soldiers home.

By Freeman of Buena Vista, District 15, from thirty-four residents of Clay and Buena Vista Counties opposing property tax increase.

By Norpel of Jackson, District 52, from eighteen residents of Jackson County opposing House Joint Resolution 8, relating to the

legalization of gambling; House File 349 and Senate File 169, relating to the sale of beer and liquor on Sunday; and Senate Joint Resolution 5, relating to aid to private schools.

By Dougherty of Monroe, District 94, from forty-one members of the Albia Woman's Club, Monroe County, favoring House File 209 and Senate File 140, relating to county and city programs for senior citizens.

By Husak of Tama, District 41, from one hundred forty-five residents of Tama County, and Strand of Poweshiek, District 68, from forty-eight residents of Poweshiek County, recommending action to shift the costs of financing education, welfare and state institutions from property taxes to some other taxation, preferably related to ability to pay.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 144, 164, 170, 203, 296, 327, 329 and 396 and Senate Files 40 and 78, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 416**, by Lawson (Curran), a bill for an act relating to the support of mentally retarded children.

Read first time and referred to committee on **social services**.

**House File 417**, by Kelly, a bill for an act relating to the salaries of judges of the district court.

Read first time and referred to committee on **appropriations**.

**House File 418**, by Hansen and Holden (Walsh), a bill for an act to authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects.

Read first time and referred to committee on **commerce**.

**House File 419**, 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.

Read first time and referred to committee on **state government**.

**House File 420**, by Lawson, Freeman, Strand, Mayberry, Rex, Ellsworth, Edelen, Grassley, Drake, Dunton, Nielsen, Cochran and Millen (Curran, Coleman and Rabedaux), a bill for an act relating to reduction of sentence for prisoners held in county jails.

Read first time and referred to committee on **law enforcement**.

**House File 421**, by Fisher of Greene and Millen, a bill for an act providing for a procedure allowing state employees to meet and confer with the merit employment commission for the purpose of developing procedures relating to wages, hours, benefits, and other conditions and terms of employment.

Read first time and referred to committee on **state government**.

**House File 422**, by Tieden (Erskine), a bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations.

Read first time and referred to committee on **conservation and recreation**.

**House File 423**, by Kehe, Shaw and Knoke, a bill for an act to provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations.

Read first time and referred to committee on **cities and towns**.

**House File 424**, by Fischer of Grundy, a bill for an act relating to the issuance of scale weight tickets and warehouse receipts.

Read first time and referred to committee on **commerce**.

**House File 425**, by Pelton and Lipsky (Potter and Riley), a bill for an act relating to standards for ambulance services and providing penalties for violations.

Read first time and referred to committee on **commerce**.

**House File 426**, by Stromer, Rex, Schroeder, McCormick, Kehe and Schwieger, a bill for an act relating to forest and fruit tree reservations.

Read first time and referred to committee on **ways and means**.

**House File 427**, by Strand and Dougherty (Van Gilst and Briles), a bill for an act relating to the use of school buses.

Read first time and referred to committee on **schools**.

**House File 428**, by Mendenhall, a bill for an act regulating registration of motor vehicles by requiring proof of financial responsibility at time of registration and amending certain penalty provisions.

Read first time and referred to committee on **transportation**.

**House File 429**, by committee on constitutional amendments and

reapportionment, a bill for an act relating to preparation of ballots and voting machines for constitutional questions, amendments and public measures.

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

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 217, a bill for an act relating to compensating state employees for the use of their motor vehicles.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 24, commending the Drake Basketball team for its outstanding season.

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

Senate Concurrent Resolution 26, inviting Dr. Norman Borlaug, winner of the Nobel Peace Prize, to address a joint convention of the Sixty-fourth General Assembly.

CARROLL A. LANE, Secretary

#### SENATE CONCURRENT RESOLUTION 26

By Shawver, Kyhl and Lamborn

*Whereas*, Dr. Norman Borlaug was born and raised on a farm in Howard County, Iowa, and was graduated from the high school in Cresco, Iowa. Doctor Borlaug's parents are now living in Cresco, Iowa, and his two sisters are also residents of this state; and

*Whereas*, the recent awarding of the Nobel Peace Prize to this native son for his phenomenal achievements in the field of agriculture and his contributions to the problem of feeding of this growing world have brought international acclaim to the State of Iowa, and

*Whereas*, his rich life is a reflection of the fundamental virtues, heritages and traditions which characterize this great state and which have been reflected in the lives of so many other famous native sons; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*: That a most cordial invitation is hereby tendered to Doctor Borlaug to address a joint convention of the Sixty-fourth General Assembly at his convenience; and

*Be It Further Resolved*: That a copy of this resolution be sent to Dr. Norman Borlaug.

Laid over under Rule 25.

#### SENATE MESSAGE CONSIDERED

**Senate File 217**, a bill for an act relating to compensating state employees for the use of their motor vehicles.

Read first time and referred to committee on **state government.**

COMMUNICATION FROM THE SPEAKER  
THE WHITE HOUSE  
Washington

March 5, 1971

Honorable William H. Harbor  
Speaker  
Iowa House of Representatives  
State House  
Des Moines, Iowa

Dear Mr. Speaker:

The opportunity to address the Iowa legislature last Monday was a particularly welcome one. I was glad to have this occasion to share with you some of my thinking on the great issues confronting the nation, and I want to express my appreciation once more for all of the help you provided in connection with the trip to Des Moines. Thanks to your efforts, the visit was as enjoyable as it was productive.

With best wishes,

Sincerely,  
RICHARD NIXON

ADDENDUM AND SUPPLEMENT TO BUDGET MESSAGE  
BY THE HONORABLE ROBERT D. RAY  
GOVERNOR OF IOWA

Delivered to the Sixty-fourth General Assembly, First Session  
March 11, 1971

TO THE MEMBERS OF THE SIXTY-FOURTH GENERAL ASSEMBLY:

On January 27, 1971, in accordance with chapter 8 of the Iowa Code, I submitted to the Sixty-fourth General Assembly a Budget Message and included therewith a "Budget in Brief" with explanatory documents and charts.

Since then you have received a detailed Budget Report. Now, pursuant to the same chapter of the Iowa Code, I submit herewith an addendum and supplement to the Governor's Budget as heretofore presented and for the reasons that follow.

In recent months much has been said about the state's financial condition.

Budgets for government are prepared on the basis of expected income and needed expenditures. On the state level, the legislature appropriates money that provides the funds for our budget. During this biennium we are spending less than the General Assembly appropriated. However, our income has not been as great as anticipated.

When in 1969 and 1970, you appropriated money for the budget of this biennium, you did so on estimated revenue. Your projections, as were true of mine, were based upon the best fiscal data you could obtain from the experts who work in the field of government finance. The validity of that information was recognized at the time as legislators from both parties in both Houses voted the appropriations.

The best an estimate can be is a projection based on past experience, evaluation of current conditions and expansion of adjusted trends into the future.

While in the process of developing our original budget for the 1971-73 biennium, it became apparent that the economic conditions which had plagued the nation earlier had caught up with Iowa. In December, however, it appeared that the down-turn was still only a temporary setback and that

there were reasons to expect a recovery from declining hog prices, several major strikes and a distressing level of unemployment. Unfortunately, the economy did not respond as quickly as the experts had anticipated.

As we prepared our original budget for the next biennium we took into consideration, based on information at that time, that the economic decline would result in a loss of anticipated state revenue of approximately \$12 million. We faced the problem of preventing a deficit when we made our original budget. Now, I am advised that state revenues may be down by as much as another \$13 million. Recognizing that we must not have a deficit, I again face squarely another round of belt tightening.

I have insisted that we adjust any changes to deal with this situation using the most realistic figures that have been presented to me by experts in the field of government financing including the State Comptroller, the Legislative Fiscal Director, the State Director of Revenue, the State Treasurer and others.

There is one very basic difference between Iowa state government financing procedures and those of the federal government. We cannot incur a deficit. State government is operating in the black now and by following the proposals I submit today we will remain in the black.

The recommendations I am presenting to you contain no magic solutions—for as anyone who has ever been faced with the prospect of spending within definite limits knows, there are priorities which must be set and sacrifices which must be made.

As an aside, I want to make mention of the fact that historically—because of various demands—there has been a legislative tendency to exceed, or “break” a Governor’s budget. I am sure it is obvious to all of you that this cannot happen in the next biennium, for the funds are simply not available.

I call upon you to work within the framework of the budget which you now have at hand.

This is a budget which recognizes the heavy pressures which confront the taxpayers of our state. At the same time, this budget makes provisions to strengthen our support for cities and towns and education at all levels. It provides additional consideration for our elderly and our disadvantaged; it recognizes the need to cope with the problems of our environment, our rural and urban development and extends greater resources for the fight against crime, improved health care for our citizens, and for the many other services of a government which exists to serve the people of this state.

#### REVISION OF REVENUE BASE SIXTY-FOURTH BIENNIUM

The loss of revenue for the current fiscal year has not only made changes necessary in this year, but indicates to those responsible for estimating revenues that reductions will be necessary for the forthcoming biennium.

Nearly all of the losses in revenues have been in the sales and use tax collections, and in personal income tax receipts. To reflect the current changes in the reduction in revenues, the Comptroller has cut \$13.2 million from the estimated or projected receipts of sales and income taxes for the fiscal year ending June 30, 1972, and another \$15.5 million from the projected receipts of sales and income taxes for the fiscal year ending June 30, 1973.

By making these adjustments in revenue estimates, the Comptroller has assumed that the state’s economy will not return to the previous high level, plus growth, but rather he has computed or projected the growth on the current lower base. This is, of course, the most conservative approach, and one which we believe is proper at this time.

One final word as to the rate of growth projected by the Comptroller. Basically, the growth anticipated in the personal income tax is 8 percent



annually, and the sales tax approximately 3 percent per year. Based on all the years of record, this is a relatively modest projection.

I now submit to you the amendments, changes and refinements to my original budget which includes no additional general taxes.

#### MONTHLY SALES TAX REMITTANCES

1. Presently, Iowa law requires retailers who take in more than \$500 per month in sales tax, to remit to the state those funds on a monthly basis. Others remit on a quarterly basis. I am recommending that all who collect more than \$50 per month remit their collections on a monthly basis. Surrounding states require monthly remittances at the \$25 or \$20 level. This will result in an immediate \$8.8 million to help prevent any deficit.

#### ADDITIONAL REVERSIONS TO GENERAL FUND

2. By further curtailing state expenditures, it is estimated that an additional \$1.5 million can be saved.

#### CIGARETTE TAX

3. The action of the General Assembly in already passing the cigarette tax bill will result in an additional \$2.2 million not included in my original budget.

#### REVENUE FROM LIQUOR RETAILERS

4. In 1963, when Iowa's liquor-by-the-drink law was enacted, sales of mixed drinks were taxed 10 percent. In 1967, this procedure was revised. A 10 percent tax was replaced with a 15 percent surcharge on the liquor paid by the retailer at the time of purchase from the state stores and the usual 3 percent sales tax was paid by the consumer of mixed drinks.

At the time of this change it was believed that the revenue to the state would be the same. This has not been the case. During the past two years—under the old plan—the state would have received approximately \$1.5 million more annually. I am recommending that the surcharge be at 20 percent. It would be equivalent to one cent per mixed drink, adding back to state revenue in the approximate amount of \$1.5 million per year.

#### REVISION OF STATE EMPLOYEE PAY SCHEDULES

5. My original budget provides for the implementation of the Jacobs Plan for state employees. Such upgrading and improvement is necessary and therefore I continue to recommend that the Legislature provide funds essential for this plan.

It will be possible, however, to provide for "earned merit pay increases" following the implementation of the Jacobs Plan without the necessity of the extra \$3.4 million called for in my original budget. Until funds are more readily available this amount can be used to prevent a state deficit.

#### REGENTS BUDGET

6. My original budget granted percentage salary increases for the Board of Regents personnel that exceeded those for many of our other state employees. It is my belief adjustments can be made so that increase will more closely correspond to the state averages for other agencies. This will reduce spending by \$6 million.

It is imperative that we maintain the educational system of Iowa at a high level. This change, I am convinced, will not reduce that commitment.

## REFINEMENT OF SCHOOL AID PLAN

7. Further analysis of the school aid program I presented to you as a part of my budget message has revealed the possibility of refinement of the distribution formula. I recommend no change in the program as it applies to the 1971-72 school year. In the 1972-73 school year, however, the effect of the phasing-in process of the foundation program has an unnecessarily magnanimous impact on a few schools in our state in that it makes possible sharp drops in the local millage rate.

I am recommending that changes be made which would limit the millage reduction in any school district to 10 percent per year. This will add, I believe, equity to the program, will only affect 57 school districts, and will enable the state to reduce its share of school costs by \$6 million in the upcoming biennium. At the end of the four-year period which was outlined to you in the budget message, the millage levy in these 57 districts will be precisely the same as I previously stated.

## PASSAGE OF REVENUE PLAN

8. To finance the revenue plan I submitted to you in January—a plan that will effectively stabilize burdensome property taxes it is necessary to shift a portion of the tax load to a growth tax based on one's ability to pay. The plan calls for the full rate of income tax instead of the present three-quarter rate.

By speedy passage of this revenue plan, the withholding rates can be immediately adjusted for the convenience of the tax payers; this will also help alleviate the money squeeze.

Should the Legislature not promptly enact this measure it will be necessary to defer payment of some of the state's obligations.

## CAPITALS

9. We have already determined that we can defer some construction, thereby avoiding the expense of \$5.6 million during the remainder of this biennium. In this revision of my budget, we provide for the reappropriation of these funds, but also for the reduction of total capitals of \$6 million in the first year and \$2 million in the second year of the 1971-73 biennium.

These items of deferment can be reconsidered when the revenue outlook brightens.

My recommendations today require action on your part—the sooner the better. You will then be able to turn to other important work in this session with a clear resolve.

When first apprised of our declining income situation, I ordered a new round of belt tightening in state government. This was done. Now, in effect, I am calling for cinching the belt additional notches. This is not appealing—but it is imperative.

The recommendations as outlined in this message, and your action, will enable us to assure our citizens that Iowa government remains in the black for this biennium and the biennium ahead.

Our efforts to cope with the immediate problems which resulted in the down turn of expected revenues must not be permitted to turn our heads from the paramount task of this legislative session. That task is to stop spiraling property taxes and get into a reasonable school finance plan—not only for this year or the next, but in the years to come.

STATE COMPTROLLER  
Des Moines

March 11, 1971

Honorable Robert D. Ray  
Governor of Iowa

Dear Governor Ray:

In accordance with your request, we have reviewed the anticipated receipts for the remaining four months of the present fiscal year ending June 30, 1971, and the ensuing biennium. You will recall that this was represented by Exhibit C of the Governor's Budget. With the exception of the State Sales Tax, the Individual Income Tax, and the receipts for the Liquor Commission, I find the estimated receipts as prepared originally to be correct.

SALES TAX

Sales Tax collections for the fiscal year ended June 30, 1970, were \$181.3 million (adjusted for advertising and new construction tax). Based on historic data and the economy of the state at December 31, 1970, we projected a 5 percent growth in receipts, or to a total of \$190.6 million. This anticipated growth has not developed, and the reduced collections which started in November and December, 1970, has continued. It is therefore my best judgment at this time that only 1½ percent growth be projected for this current year, and that anticipated revenues be projected at \$184.0 million for the current year. This increase is consistent with the first seven months of the current fiscal year, as the previous years adjusted receipts were \$129.6 million through February 28, 1970, as compared to \$130.9 through February 28, 1971.

As to the receipts for the next two years beyond the current year, I estimate that we will have an approximate 3 percent increase per year, or a total of \$189.5 million for the year ended June 30, 1972, and \$195.7 million for the year ended June 30, 1973. These represent a reduction from my original projections of \$5.8 million the first year, and \$5.5 million the second year. It is my feeling that these are reasonable increases at this time.

INCOME TAX

Gross Income Tax collections for the fiscal year ended June 30, 1970, were \$146.4 million. Based on the personal income data, and from studies of the Revenue Department and ourselves on the graduation included in our rate schedules, I am projecting a growth of slightly over 8 percent for this current year. Most recent withholding data and collections indicate this offsets some reduction in revenue for 1970 returns now being filed. Anticipated collections at this time will be \$158.3 million for the current year.

As in the case of sales tax, there has been some unpredicted decreases during the last two months on income taxes, particularly in the final returns being filed, and on final declarations. It is much too early to assess the full significance of this data, but I did make an adjust downward of \$5.6 million from my estimate of December 31, 1970.

Based on the receipts not meeting my original estimates of December, 1970, I further adjusted the estimated receipts from personal income taxes for the next two years ending June 30, 1972, and June 30, 1973, by \$7.4 million and \$10 million, respectively. This would then project increases in this tax of approximately 11 percent per year for these two years. In light of strong historic trends, I believe this rate of growth to be reasonable.

### LIQUOR COMMISSION

It would appear at this date that I over-estimated the amounts which would be transferred from the Liquor Commission to the general fund by approximately \$800,000 for the current year. While liquor sales have increased as anticipated, the direct costs paid from liquor revenues have correspondingly increased and result in a lower transferable amount.

The changes which I have noted here, together with the changes you are recommending in appropriations for the current year, and the next two years of the Sixty-fourth biennium, are incorporated in the revised Exhibit A which is attached to this letter. You will note that we in each instance referred back to the original budget document, so that you may follow the changes between the original and revised budgets. This office will attach these changes to the published budget not yet distributed.

Very truly yours,  
MARVIN R. SELDEN, JR.  
State Comptroller

### SENATE AMENDMENTS CONSIDERED (Senate Amendments to House File 119 Pending)

Drake of Muscatine, District 71, called up for consideration **House File 119**, a bill for an act relating to election precincts, and the Senate amendments received from the Senate on March 8, 1971, and found on page 552 of the House Journal.

Drake of Muscatine, District 71, moved that the House concur in amendments 1, 5, 6, 8 and 12 of the Senate amendments to House File 119.

(House File 119 and the Drake motion pending)

### CONSIDERATION OF BILLS REGULAR CALENDAR

**House File 178**, a bill for an act relating to a requirement that persons accused of having committed crimes together stand trial together, unless justice requires otherwise, with report of committee recommending amendment and passage, was taken up for consideration.

Johnston of Johnson, District 70, offered the following amendment filed by Johnston, et al., and moved its adoption:

Amend House File 178 by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section seven hundred eighty point one (780.1), Code 1971, is amended as follows:

780.1 JOINT INDICTMENT—[SEPARATE TRIALS.] JOINT OR SEPARATE TRIALS.

[When two or more defendants are jointly indicted for felony, any defendant requiring it may be tried separately, in other cases defendants jointly indicted may

be tried separately or jointly, in the discretion of the court.]

*When two or more defendants are jointly charged with any public offense, whether felony or misdemeanor, they shall be tried jointly, unless the court orders separate trials. In order separate trials, the court in its discretion may order a separate trial as to one or more defendants, and a joint trial as to the others, or may order any number of the defendants to be tried at one trial, and any number of the others at different trials, or may order a separate trial for each defendant; provided, that where two or more persons can be jointly tried, the fact that separate accusatory pleadings were filed shall not prevent their joint trial".*

The amendment was adopted.

Hamilton of Cedar, District 72, asked and received unanimous consent to withdraw the amendment filed by the committee on law enforcement on March 4, 1971, and found on page 533.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 178)

The ayes were, 87:

Alt	Franklin	McCormick	Siglin
Anania	Freeman	McElroy	Skinner
Andersen	Gluba	Mendenhall	Small
Bergman	Goode	Menefee	Sorg
Blouin	Grassley	Middleswart	Stanley
Bray	Hamilton	Millen	Stokes
Camp	Hill	Miller	Strand
Campbell	Holden	Moffitt	Stromer
Christensen	Husak	Mollett	Strothman
Clark	Johnston	Norpel	Taylor
Cochran	Kehe	Nystrom	Tieden
Curtis	Kelly	Patton	Trowbridge
Den Herder	Kinley	Pierson	Varley
Dougherty	Knoblauch	Radl	Waugh
Drake	Knoke	Rex	Welden
Dunton	Kreamer	Rodgers	Wells
Edelen	Kruse	Roorda	Willits
Egenes	Larson	Sargisson	Winkelman
Ellsworth	Lawson	Schroeder	Wirtz
Ewell	Lipsky	Schwartz	Wyckoff
Fischer, H. O.	Logemann	Scott	Mr. Speaker
Fisher, C. R.	Mayberry	Shaw	

The nays were, 4:

Jesse	Kennedy	Schwieger	Uban
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Absent or not voting, 9:

Bennett  
Doyle  
Hansen

Monroe  
Nielsen

Pellett  
Pelton

Priebe  
Schmeiser

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

#### ADOPTION OF RULES OF THE COMMITTEE ON NONCONTROVERSIAL BILLS

Sorg of Linn, District 47, called up for consideration the rules of the committee on noncontroversial bills filed on March 9, 1971, and found on pages 577 and 578 of the House Journal.

Sorg of Linn, District 47, offered the following amendments to the rules of the committee on noncontroversial bills and moved their adoption:

Amend the rules of the committee on noncontroversial bills as follows:

1. By striking all of Rule 8 and inserting in lieu thereof the following: "8. Except for the first noncontroversial calendar of this session, all bills must appear on the noncontroversial calendar for two (2) legislative days before being eligible for consideration by the House."

2. By striking all of Rule 9 and inserting in lieu thereof the following: "9. Any bill may be removed from the noncontroversial calendar by filing with the Chief Clerk, within two legislative days after its appearance on the noncontroversial calendar, a written request for removal signed by at least five (5) members of the House. The bill shall be returned to its original place on the regular calendar."

3. By striking all of Rule 10 and inserting in lieu thereof the following: "10. Any bill on the noncontroversial calendar to which an amendment—other than a corrective amendment—has been filed, shall be removed from the noncontroversial calendar on motion by any member of the noncontroversial bill committee—and approved by the House without debate."

4. By striking all of Rule 11 and inserting in lieu thereof the following: "11. The Speaker may, at his discretion, declare any bill controversial after five (5) minutes of debate and return the bill to its original place on the regular calendar."

The amendments were adopted.

Sorg of Linn, District 47, moved the adoption of the rules of the committee on noncontroversial bills as amended.

The rules as amended were adopted.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has concurred in House amendment to and passed:  
Senate File 103, a bill for an act relating to excuse of jurors.

Also: That the Senate has adopted the conference committee report and the amendments contained therein and passed House File 121, a bill for an act to provide limitations on the property tax levy.

CARROLL A. LANE, Secretary

**ADOPTION OF THE REPORT OF THE CONFERENCE COMMITTEE  
(House File 121)**

Holden of Scott, District 75, called up for consideration the report of the conference committee on **House File 121**, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, as follows:

**REPORT OF CONFERENCE COMMITTEE  
(House File 121)**

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 121, a bill for an act to provide limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint boards of education and to make an appropriation to the department of public instruction for allocation to school districts, respectfully submit the following recommendations:

1. That the House recede from its amendment to the Senate amendment.
2. That the Senate recede from its amendment to the bill as amended and passed by the House.
3. That House File 121, as amended, passed, and reprinted by the House, be further amended as follows:
  - a. Page 2A, line 1, by striking the word "A" and inserting in lieu thereof the words "Except as provided for special education expenditures in section three (3) of this Act, a".

- b. Page 2A, by striking lines 7 through 14, inclusive, and inserting in lieu thereof the following:  
"unless, because of extraordinary and unusual circumstances, the school district receives permission from the school budget review committee.

As used in this section, the amount received by the district for the fiscal year commencing July 1, 1970, includes the amount received by the district as its share of the basic school tax levied equally in the basic school tax unit, as provided in sections four hundred forty-two point four (442.4) and four hundred forty-two point six (442.6) of the Code, and the amount raised by the district as an additional tax as provided in section four hundred forty-two

point seventeen (442.17) of the Code. Subject to the limitations on amounts provided in this Act, the method of levying and distributing the basic school tax shall remain the same for the fiscal year commencing July 1, 1971, as it was for the fiscal year commencing July 1, 1970, and as provided in sections four hundred forty-two point four (442.4), four hundred forty-two point six (442.6), and four hundred forty-two point eight (442.8) of the Code.

The amount of the basic school tax levied in each basic school tax unit in the state for the fiscal year commencing July 1, 1971, shall be the same amount as the basic school tax levied for that basic school tax unit for the fiscal year commencing July 1, 1970, and except as otherwise provided in this Act, the amount of additional money to be provided by a property tax levy in each school district in the state for the fiscal year commencing July 1, 1971, as provided in section four hundred forty-two point seventeen (442.17) of the Code, shall not exceed the amount of additional money provided by the property tax levied for that school district for the fiscal year commencing July 1, 1970, and no school district shall levy any other amounts for general fund expenditures for the fiscal year commencing July 1, 1971, in excess of the amounts levied by that district for general fund expenditures for the year commencing July 1, 1970.

The intent of this Act is to make available to each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1971, an amount received from property and income taxes equal to but not greater than the amount received from property and income taxes by each school district in the state for general fund expenditures for the fiscal year commencing July 1, 1970, except as otherwise provided in case of special education, extraordinary and unusual circumstances, and state aid.

Extraordinary and unusual circumstances for the purpose of this section are circumstances which materially affect the school district's financial status and which will require significant expenditures in addition to the moneys received from the property tax levy and income tax distributed pursuant to this Act and the appropriation in section six (6) of this Act. The school board requesting permission shall have the burden of proof to establish that all available means have been used by it to reduce the costs of the school district.

The limitations imposed in this Act shall apply to a school district which has reorganized since July 1, 1970, but the limitation for the reorganized district shall be based upon the combined general



fund budgets of the school districts involved in the reorganization.”

c. Page 2A, line 25, by inserting after the word “joint” the word “county”.

d. Page 2A, line 27, by inserting after the figure “1971,” the words and figures “or the fiscal year commencing January 1, 1972,”.

e. Page 2A, line 31, by inserting after the figure “1970,” the following:

“or the fiscal year commencing January 1, 1971.

In lieu of the limitations provided in section one (1) of this Act and in this section, expenditures for special education other than administrative expenditures are subject to the following limitations:

1. A school district, county board of education, or joint county board of education shall not certify for the general fund budget for such special education expenditures for the fiscal year commencing July 1, 1971, or January 1, 1972, an amount per pupil receiving special education in excess of one hundred five and three-tenths percent of the per pupil expenditure certified for such special education expenditures for the fiscal year beginning July 1, 1970, or January 1, 1971, for use in existing programs for the number of pupils receiving benefits therefrom on the 1970 fall enrollment date.

2. In addition to the amounts provided in subsection one (1) of this section, and notwithstanding the limitations otherwise provided in this Act, a school district, county board of education, or joint county board of education may certify and receive additional moneys to expand special education programs for the fiscal year commencing July 1, 1971, or January 1, 1972. However, this exception applies only to those special education programs or courses which would have qualified for state reimbursement pursuant to chapter two hundred eighty-one (281) of the Code, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970.

3. If, for the 1971-1972 school year, responsibility for a special education pupil is transferred from a school district to a county or joint county board of education, or from a county or joint county board of education to a school district, the moneys budgeted for that pupil shall be transferred to the district or board which accepts responsibility for the pupil, or a proportionate amount shall be transferred if the change is made during the school year.”

f. Page 2A, line 31, by striking the words “but said limitation on”.

g. Page 2A, by striking lines 32 and 33.

h. Page 3A, line 3, by inserting after the word

"joint" the word "county".

i. Page 3A, by inserting in line 5 after the figure "1971," the words and figures "or the fiscal year commencing January 1, 1972,".

j. Page 3A, line 7, by inserting after the word "Act" the word " , other than the limitations relating to special education expenditures".

k. Page 3A, line 11, by inserting after the word "joint" the word "county".

l. Page 3A, by striking lines 21 through 25, inclusive, and inserting in lieu thereof the following:

"The difference between the amount appropriated under section four hundred forty-two point seven (442.7) of the Code and the amount to be allocated to the local school districts for the fiscal year commencing July 1, 1971, is appropriated to the school budget review committee. The school budget review committee shall distribute these funds to the various school districts which have an increased public school fall enrollment in excess of five percent for the school year 1971-1972 over the school year 1970-1971. The school budget review committee shall determine the needs of school districts with increased fall enrollments and shall distribute the funds to each school district on the basis of need as determined by the school budget review committee and on the basis of the number of pupils in excess of the five percent increased fall enrollment, and any funds not allocated by the school budget review committee shall revert to the general fund as of June 30, 1972.

However, the maximum to be distributed to a school district under this section shall be computed as follows:

1. Determine the number of public school pupils enrolled in the district on the 1971 fall enrollment date which is in excess of five percent over the number enrolled in the district on the 1970 fall enrollment date.

2. Multiply the number obtained under subsection one (1) of this section by the per pupil average of all state aid distributed for the school year 1971-1972 pursuant to section six (6) of this Act and the income tax distributed pursuant to section five (5) of this Act, for the fiscal year commencing July 1, 1971."

m. Page 3A, lines 32 and 33, by striking the words "or so much thereof as may be necessary" and inserting in lieu thereof the words "as determined by 1971 public school fall enrollment".

n. Page 4, line 7, by inserting after the word "basis" the words " , except that the forty-five dollars per pupil shall be distributed in three equal payments beginning with the second quarter".

o. Page 4A, by striking lines 8 through 10, inclusive, and inserting in lieu thereof the following:

"Sec. 7. Shared time students shall be computed on the 1971 public school fall enrollment, and shall participate in the forty-five dollars for each pupil enrolled in a public school in each school district as appropriated in section six (6) of this Act. Shared time student participation shall be counted on the basis of number of hours of instruction in a public school, proportionate to a full-time student enrolled in the district."

p. Page 1, amend the title by inserting in line 3 after the word "joint" the word "county".

On the part of the Senate:

WAYNE D. KEITH, Chairman  
LUCAS J. DeKOSTER  
H. L. OLLENBURG  
LEE H. GAUDINEER, JR.

On the part of the House:

EDGAR H. HOLDEN, Chairman  
ELMER H. DEN HERDER  
CHARLES E. GRASSLEY  
RICHARD M. RADL

Holden of Scott, District 75, moved the adoption of the conference committee report and the amendments contained therein.

Roll call was requested by Blouin of Dubuque, District 49, and Kennedy of Chickasaw, District 11.

On the question "Shall the conference committee report and amendments contained therein be adopted?"

The ayes were, 64:

Andersen	Goode	Millen	Siglin
Bergman	Grassley	Miller	Sorg
Camp	Hamilton	Moffitt	Stanley
Christensen	Holden	Mollett	Stokes
Clark	Kehe	Nielsen	Strand
Curtis	Kelly	Nystrom	Stromer
Den Herder	Knoke	Patton	Strothman
Dougherty	Kreamer	Pierson	Taylor
Drake	Kruse	Priebe	Tieden
Dunton	Lawson	Radl	Trowbridge
Edelen	Lipsky	Rex	Varley
Egenes	Logemann	Rodgers	Waugh
Ellsworth	McElroy	Roorda	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wirtz
Fisher, C. R.	Menefee	Scott	Wyckoff
Freeman	Middleswart	Shaw	Mr. Speaker

The nays were, 28:

Alt	Gluba	Knoblauch	Schwartz
Anania	Hill	Larson	Schwieger
Blouin	Husak	Mayberry	Skinner
Bray	Jesse	McCormick	Small
Cochran	Johnston	Norpel	Welden
Ewell	Kennedy	Sargisson	Wells
Franklin	Kinley	Schmeiser	Willits

Absent or not voting, 8:

Bennett	Doyle	Monroe	Pelton
Campbell	Hansen	Pellett	Uban

The report was adopted.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 121)

The ayes were, 66:

Andersen	Goode	Millen	Shaw
Bergman	Grassley	Miller	Siglin
Camp	Hamilton	Moffitt	Sorg
Christensen	Holden	Mollett	Stanley
Clark	Kehe	Norpel	Stokes
Cochran	Kelly	Nystrom	Strand
Curtis	Knoblauch	Patton	Stromer
Den Herder	Knoke	Pierson	Strothman
Dougherty	Kreamer	Priebe	Taylor
Drake	Kruse	Radl	Tieden
Dunton	Lawson	Rex	Trowbridge
Edelen	Lipsky	Rodgers	Varley
Egenes	Logemann	Roorda	Waugh
Ellsworth	McElroy	Sargisson	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wyckoff
Fisher, C. R.	Menefee	Scott	Mr. Speaker
Freeman	Middleswart		

The nays were, 25:

Alt	Hill	Larson	Skinner
Anania	Husak	Mayberry	Small
Blouin	Jesse	McCormick	Uban
Bray	Johnston	Schmeiser	Welden
Ewell	Kennedy	Schwartz	Wells
Franklin	Kinley	Schwieger	Willits
Gluba			

Absent or not voting, 9:

Bennett	Hansen	Nielsen	Pelton
Campbell	Monroe	Pellett	Wirtz
Doyle			

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

Holden of Scott, District 72, moved that the vote by which House File 121 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 52, nays 30.

The motion prevailed.

REPORT OF COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

- H. F. 262 Relating to traffic control signals. By Wells, Taylor, et al.
- S. F. 159 Relating to water safety regulations. By committee on conservation and recreation.
- S. F. 160 To allow black bass to be bought, sold, bartered, or offered for sale. By committee on conservation and recreation.
- H. F. 258 Relating to reporting of vehicle accidents. By Kreamer.
- H. F. 170 Relating to enucleating of eyes by funeral directors. By Tieden, Pelton, et al. (Companion Bill S.F. 143)
- H. F. 203 Relating to the use of mudguards on motor trucks. By Freeman, Christensen, Waugh and Roorda.
- S. F. 40 Relating to notification of mobile homeowners to tax assessments. By Van Gilst.

NATHAN F. SORG, Chairman

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 8, 41, 65, 83, 105, 118, 146, 147, 148, 157 and 171.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 8, 41, 65, 83, 105, 118, 146, 147, 148, 157 and 171.

REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 242**, a bill for an act relating to the dates on which interest accrues on delinquent real property taxes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill po pass:**

Amend House File 242 as follows:

1. Page 1, line 8, by striking the words "[become due and]" and inserting in lieu thereof the words "become due and".

2. Page 1, line 9, by striking the words "[first] tenth" and inserting in lieu thereof the word "first".

3. Page 1, lines 12 and 13, by striking the words "[the date such last half became delinquent] the tenth day of October following the levy" and inserting in lieu thereof the words "the date such last half became delinquent".

4. Page 1, line 13, by adding after the period the following: "*However, any person who qualifies for the credit provided for in subsection 5 of section 425.1 shall not be required to make the first installment of taxes until April tenth or the last installment until October tenth, as the case may be, and no penalty shall be imposed until such dates for such person.*"

C. RAYMOND FISHER, Chairman

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 268**, a bill for an act relating to the issuance and use of distress flags by handicapped persons and providing penalties for violations thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 268, page 2, by inserting after line 24 the following: "a physician's signature attesting to the disability and".

HOWARD A. HAMILTON, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 116 by striking from lines 1, 6, 10
- 2 and 16 the words "meat and"; also, by striking from line
- 3 11 the words "meat or".

STROTHMAN of Henry, District 90

- 1 Amend House File 116 as follows:
- 2 Page 1, by adding the following paragraph after
- 3 line 13:
- 4 Any person violating this section shall be
- 5 guilty of a misdemeanor and, upon conviction, shall
- 6 be punished by imprisonment in a county jail not
- 7 more than thirty days or by a fine not exceeding one
- 8 hundred dollars.

RODGERS of Dallas, District 85

- 1 Amend the Senate amendment to House File 119
- 2 as follows:
- 3 1. By striking all of lines 16-20, and inserting
- 4 in lieu thereof the following:
- 5 "7. Page 3B, by striking lines 42-55.

WILLITS of Polk, District 57

1 Amend the Senate amendment to House File 119 by adding the  
2 following new division:

3 13. Page 2A, by striking lines 4 through 7 and inserting in  
4 lieu thereof the following:

5 "The board of supervisors may divide a township, or part  
6 thereof, into two or more precincts, or change or abolish  
7 such division. *The board of supervisors may also combine*  
8 *two or more contiguous townships into one election precinct,*  
9 *subject to the provisions of this section. An order establish-*  
10 *ing precincts shall define their boundaries."*

REX of Hamilton, District 31

1 Amend House File 155, page 2, by striking from  
2 line 5 the words "the intent to commit a public offense  
3 or for".

CAMPBELL of Washington, District 89  
PIERSON of Mahaska, District 87

1 Amend House File 311 as follows:  
2 Page 5, lines 13 and 14, by striking the words  
3 "having a population of two thousand or more".

ANDERSEN of Woodbury, District 23

1 Amend House File 390 as follows:  
2 1. Page 10 by striking all of lines 3 through 7.  
3 2. Page 16 by striking all of lines 9 through 13.  
4 3. Page 19 by striking all of line 35.  
5 4. Page 20 by striking all of lines 1 through 6.

SMALL of Johnson, District 69  
GLUBA of Scott, District 76  
JOHNSTON of Johnson, District 70

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, March 12, 1971.

# JOURNAL OF THE HOUSE

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Sixty-first Calendar Day—Forty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MARCH 12, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Ronald Swanson, pastor of the Trinity Lutheran Church, Boxholm, Iowa.

The Journal of Thursday, March 11, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Mollett of Pottawattamie, District 80, by the speaker.

## PETITIONS FILED

The following petitions were received and placed on file:

By Edelen of Emmet, District 5, from nineteen residents of Kosuth County opposing House File 409, relating to judicial redistricting.

By Shaw of Scott, District 78, from forty-one residents of Butler County favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Lipsky of Linn, District 46, from eighteen residents of Linn County urging a reduction of property taxes.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 242 and 268.

## INTRODUCTION OF BILLS

**House File 430**, by Schwieger, Schroeder, Drake, Uban, Stanley, Larson and Knoke (Van Drie), a bill for an act relating to crash-resistant automobile bumpers and declaring certain acts to be unlawful and providing penalties for violations.

Read first time and referred to committee on **transportation**.



**House File 431**, by Ellsworth, Egenes and Kennedy (Davis, Griffin and Coleman), a bill for an act relating to state communications.

Read first time and referred to committee on **commerce**.

**House File 432**, by Uban, McCormick, Knoblauch, Cochran, Dunton, Husak, Wells, Kennedy, Wyckoff, Willits, Larson, Ewell and Bray, a bill for an at relating to a simplified reporting form for Iowa income taxpayers, and making certain changes in Iowa income tax rates, exemptions, and administrative requirements.

Read first time and referred to committee on **ways and means**.

**House File 433**, by Bennett and Ellsworth, a bill for an act relating to membership in labor unions.

Read first time and referred to committee on **human and industrial relations**.

**House File 434**, by Kreamer and Pelton (DeKoster and Gaudi-  
neer), a bill for an act relating to private foundations and charitable trusts.

Read first time and referred to committee on **judiciary**.

**House File 435**, by Knoblauch, Kinley, Wells, Husak, Norpel, Edelen, Taylor, Wyckoff, Monroe, Patton, Rodgers, Wirtz, Tieden and Anania (Griffin, Davis, Shawver, Brownlee, Potter, Walsh and Kennedy), 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 referred to committee on **conservation and recreation**.

**House File 436**, by Dunton, Ellsworth, Mendenhall, Welden, Lawson, Logemann, Christensen, Hansen, Shaw, Holden, Mayberry, Mollett, Drake, Gluba, Knoblauch, Kehe, Pierson, Strand, Wells, Priebe, Andersen, Freeman and Roorda, a bill for an act relating to student fees at merged area community colleges and vocational schools.

Read first time and referred to committee on **ways and means**.

**House File 437**, by Lipsky (Robinson), a bill for an act designating a certain water area of the Wapsipinicon River as an artificial lake and providing for the management of the lake area.

Read first time and referred to committee on **conservation and recreation**.

**House File 438**, by Lipsky, a bill for an act relating to the authority of county conservation boards.

Read first time and referred to committee on **conservation and recreation**.

**House File 439**, by Schwieger, a bill for an act relating to misuse of food stamps and providing a penalty.

Read first time and referred to committee on **judiciary**.

**House File 440**, by Kehe, a bill for an act relating to the sales and use tax.

Read first time and referred to committee on **ways and means**.

**House File 441**, by Willits, a bill for an act relating to age requirements for admission to school.

Read first time and referred to committee on **schools**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass.

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

Senate File 190, a bill for an act relating to the transfer of persons committed to jail.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT CONSIDERED

(House Concurs in Part and Refuses to Concur in Part)

The House resumed consideration of **House File 119**, a bill for an act relating to election precincts, and the following Senate amendment:

Amend House File 119, as amended, passed and reprinted by the House, as follows:

1. Page 2A, by striking from line 10 the words "*five hundred*".
2. Page 2B, by striking all of line 41 after the word ["data"] and inserting in lieu thereof a period, and by striking lines 42 through 47, inclusive.
3. Page 3A, by striking all of line 2 after the word "necessary" and inserting in lieu thereof a period, and by striking lines 3 and 4.

4. Page 3A, by adding the following paragraph after line 14:  
*"The secretary of state shall be notified when precinct boundary lines are changed and a map delineating the new boundary lines supplied."*

5. Page 3A, by striking from line 31 the words "five hundred".

6. Page 3B, by striking from line 43 the words "five hundred".

7. Page 3B, by striking from lines 46, 47 and 48 the words "building or facility, including but not limited to buildings or facilities such as college dormitories and military installations," and inserting in lieu thereof the words "college dormitory or military installation".

8. Page 3B, by striking from line 58 the words "five hundred".

9. Page 4A, by striking the comma at the end of line 1 and inserting in lieu thereof a period, and by striking lines 2 through 9, inclusive.

10. Page 4A, by striking from line 11 the word "or" and inserting in lieu thereof a period, and by striking lines 12, 13 and 14.

11. Page 4A, by adding the following paragraph after line 24:

*"The secretary of state shall be notified when precinct boundary lines are changed and a map delineating the new boundary lines supplied."*

12. Page 4A, by striking from line 35 the words "five hundred". and the motion by Drake of Muscatine, District 71, that the House concur in amendments 1, 5, 6, 8 and 12 of the Senate amendments.

Drake of Muscatine, District 71, asked and received unanimous consent to withdraw his motion.

Rex of Hamilton, District 31, offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 119 by adding the following new division:

13. Page 2A, by striking lines 4 through 7 and inserting in lieu thereof the following:

*"The board of supervisors may divide a township, or part thereof, into two or more precincts, or change or abolish such division. The board of supervisors may also combine two or more contiguous townships into one election precinct, subject to the provisions of this section. An order establishing precincts shall define their boundaries."*

The amendment was adopted.

Willits of Polk, District 57, offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 119 as follows:

1. By striking all of lines 16-20, and inserting in lieu thereof the following:

"7. Page 3B, by striking lines 42-55."

The amendment was adopted.

Drake of Muscatine, District 71, moved that the House concur in amendment 7 of the Senate amendment, as amended by the House.

Motion prevailed and the House concurred in amendment 7 of the Senate amendment as amended.

Drake of Muscatine, District 71, moved that the House concur in amendments 1, 5, 6, 8 and 12 of the Senate amendments.

Motion lost and the House refused to concur in amendments 1, 5, 6, 8 and 12 of the Senate amendments.

Drake of Muscatine, District 71, moved that the House concur in amendments 2, 3, 4, 9, 10 and 11 of the Senate amendments.

Motion prevailed and the House concurred in amendments 2, 3, 4, 9, 10 and 11 of the Senate amendments.

SENATE AMENDMENTS CONSIDERED  
(House Concurs in Part and Refuses to Concur in Part)  
(House File 12)

Drake of Muscatine, District 71, called up for consideration **House File 12**, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles, amended by the Senate as follows:

Amend House File 12, as amended, passed, and reprinted by the House, as follows:

1. Page 3A, by adding the following new section after line 16, and renumbering the remaining sections.

Sec. 3. Section three hundred twenty-one point thirty-four (321.34), unnumbered paragraph four (4), Code 1971, is amended as follows:

The owner of an automobile who holds an amateur radio license issued by the federal communication commission may, upon written application to the county treasurer accompanied by a fee of [two] *five* dollars, order special registration plates bearing the call letters authorized the radio station covered by his amateur radio license. When received by the county treasurer, such special registration plates shall be issued to the applicant in exchange for the registration plates previously issued to him. Not more than one set of special registration plates may be issued to an applicant. Said fee shall be in addition to and not in lieu of the fee for regular registration plates.

2. Page 7A, line 25, by striking the word "fifteen" and inserting the word "thirty".

3. Page 7B, line 37, by striking the word "fifteen" and inserting the word "thirty".

4. Page 8, by inserting after line 7 the following:

Sec. 10. Section three hundred twenty-one point one hundred five (321.105), Code 1971, is amended by adding at

the end of the second unnumbered paragraph the following:

"Any owner may, when applying for registration or re-registration of his motor vehicle or trailer, request that the plates be mailed to his post office address. His request shall be accompanied by a mailing fee as determined annually by the commissioner of public safety. Said fee shall be deposited in the county general fund."

5. Page 9A, by inserting after line 21, the following section:

Sec. 11. Section three hundred twenty-one point one hundred forty-five (321.145), Code 1971, is amended as follows:

321.145 DISPOSITION. The money, except fines and forfeitures, and except operator's and chauffeur's license fees, *certificate of title fees and lien or encumbrance notation fees* collected pursuant to the provisions of this chapter shall be credited by the treasurer of state to the following funds:

1. Three percent of the gross fees and penalties thereon [.] to the general fund of the state.

2. The balance of said money, less the collection fees [of fifty cents] retained by the county treasurer *pursuant to section 321.152* [on each registration,] and less the one percent received by the department as a reimbursement fund from which to pay refunds, to the road use tax fund.

*The treasurer of state shall credit certificate of title fees, and lien or encumbrance fees, to the general fund of the state, less the fees retained by the county treasurer pursuant to section 321.152.*

6. Page 9A, line 32, by striking the words "seventy-five cents" and by inserting in lieu thereof the words "one dollar".

7. By renumbering sections and cross references in accordance with the foregoing amendments.

Drake of Muscatine, District 71, moved that the House concur in amendments 1, 2, 3, 4 and 7 of the Senate amendments.

Motion prevailed and the House concurred in amendments 1, 2, 3, 4 and 7 of the Senate amendments.

Drake of Muscatine, District 71, moved that the House concur in amendment 5 of the Senate amendments.

Motion lost and the House refused to concur in amendment 5 of the Senate amendments.

Drake of Muscatine, District 71, moved that the House concur in amendment 6 of the Senate amendments.

Motion lost and the House refused to concur in amendment 6 of the Senate amendments.

CONSIDERATION OF BILLS  
REGULAR CALENDAR  
(House File 241 Pending)

**House File 241**, a bill for an act relating to the penalties imposed for driving while under the influence of alcoholic beverages or

drugs, and amending the implied consent law, with report of committee recommending amendment and passage, was taken up for consideration.

Hamilton of Cedar, District 72, offered the following amendment filed by the committee on law enforcement and moved its adoption:

Amend House File 241 as follows:

1. Page 2, line 14, by inserting after the word "second" the words "or any subsequent".
2. Page 2, by striking from lines 16 through 18 the words "*and if revoked by reason of a third conviction under section 321.209, the license shall be permanently revoked*".

The amendment was adopted.

Kreamer of Polk, District 63, offered the following amendment filed by him from the floor and moved its adoption:

Amend House File 241 as follows:

1. Page 2, line 34, by striking the word "ten" and inserting in lieu thereof the word "two".
2. Page 3, line 2, by striking the word "twenty" and inserting in lieu thereof the word "ten".

A non-record roll call was requested.

The ayes were 75, nays 6.

The amendment was adopted.

Speaker pro tempore Millen in the chair at 10:40 a.m.

Hill of Polk, District 62, moved that House File 241 be deferred and that the bill retain its place on the calendar.

(House File 241 pending at adjournment.)

#### REREFERRED TO COMMITTEE

(House File 203)

Goode of Davis, District 98, asked and received unanimous consent that **House File 203** be rereferred to the committee on **transportation**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 149, a bill for an act relating to the violations of the fish and game conservation laws.

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

Senate File 183, a bill for an act relating to the disposal of unneeded documents.

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

Senate File 209, a bill for an act relating to dissolution of credit unions.

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

Senate File 210, a bill for an act relating to conversion of credit union charters.

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

Senate File 225, a bill for an act relating to the definition of a nonresident for the purposes of making service of process.

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

Senate File 256, a bill for an act authorizing cities and towns to acquire land by lease for parks.

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

Senate File 257, a bill for an act relating to fish.

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

Senate File 263, a bill for an act legalizing proceedings of the Iowa Lakes Community College.

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

Senate File 269, a bill for an act relating to county boards of supervisors.

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

Senate File 277, a bill for an act legalizing proceedings of the West Marshall Community School District.

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

Senate File 312, a bill for an act relating to the organization of corporations.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 25, a bill for an act relating to the description of land remaining after condemnation.

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

House File 82, a bill for an act providing a penalty for unlawful use of driving permits.

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

House File 231, a bill for an act relating to incentive awards for state employees.

CARROLL A. LANE, Secretary

SENATE AMENDMENT TO HOUSE FILE 25

- 1 Amend House File 25 as follows:
- 2 1. Page 1, by striking from line 7 the words "take land",
- 3 and inserting the following: "[takes land] *takes title to*
- 4 *land in fee simple*".

SENATE MESSAGES CONSIDERED

**Senate File 188**, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass.

Read first time and referred to committee on **judiciary**.

**Senate File 190**, a bill for an act relating to the transfer of persons committed to jail.

Read first time and referred to committee on **judiciary**.

HOUSE CONCURRENT RESOLUTION 26

By Freeman, Waugh, Logemann, Christensen,  
Franklin, Taylor and Knoblauch

*Whereas*, the question of enacting a pari-mutuel betting system in Iowa has been placed before both the Sixty-third and Sixty-fourth General Assemblies; and

*Whereas*, there appear to be many questions and determinations that must be answered and made before the General Assembly may formulate conclusions based upon sound research and facts; and

*Whereas*, the many important and immediate issues facing the First Session of the Sixty-fourth General Assembly may preclude it from considering in depth the legislative proposals relating to pari-mutuel betting now before the General Assembly, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of legislative members from both political parties and both houses of the General Assembly, and such nonlegislative members as necessary, for the purpose of conducting during the interim period between the First and Second Regular Sessions of the Sixty-fourth General Assembly, a detailed and comprehensive study relating to the enacting of legislation authorizing pari-mutuel betting in Iowa; and

*Be It Further Resolved*, That the study committee shall consider, but not be limited to, such questions as to the amount of revenue which might be raised through the taxation of a pari-mutuel betting system, the costs to the various levels of government, the effect on the citizens of Iowa of a pari-mutuel betting system, the effect on the economy of Iowa of a pari-mutuel betting system, and such other questions as may be pertinent in regard to the enactment of a pari-mutuel betting system; and



*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### HOUSE CONCURRENT RESOLUTION 27

By Schroeder

*Whereas*, there is an increasing demand upon state and local government for essential public services; and

*Whereas*, no in-depth study has been made in the State of Iowa, determining the advisability of enacting a pari-mutuel system of betting, or the increased revenue which may be derived to the state from a pari-mutuel system of betting; and

*Whereas*, in all states where pari-mutuel betting is permitted, an added benefit is the establishment of a new industry of thoroughbred breeding and sales, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That there be established an advisory committee for the study of the advantages of a pari-mutuel system of betting. The committee shall consist of nine members, three to be appointed by the President of the Senate from the membership of the Senate, three to be appointed by the Speaker of the House from the membership of the House, and three members appointed by the Governor. A chairman and vice-chairman shall be chosen by the committee. Each member of the committee shall receive a per diem and expenses within the limits prescribed by section two point ten (2.10) of the Code; and

*Be It Further Resolved*, That the committee shall report to the Governor and General Assembly no later than January 31, 1972, and include within its report its recommendations relating to the advisability of the enactment of a pari-mutuel system of betting, the control and regulation thereof, estimates of tax revenues to the State of Iowa under the pari-mutuel system of betting, and all other matters relating to the advantages of a system of pari-mutuel betting in Iowa.

Laid over under Rule 25.

#### BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 11, 1971, he approved and transmitted to the Secretary of State the following bill:

House File 206, an act relating to fees collected by the county recorder for hunting and fishing duplicate licenses.

#### AMENDMENTS FILED

- 1 Amend House File 157 as follows:
- 2 1. Add as a new section:
- 3 "Sec. 3. The general assembly hereby declares a
- 4 moratorium as of July 1, 1971, on any further
- 5 expansion, purchase of land, sale of revenue bonds or

- 6 letting of new contracts, under the provisions of  
 7 chapter 262A, in regard to the institutions named in  
 8 section 262A.2, subsection 2, until the legislature  
 9 determines that further expansion is necessary.”  
 10 2. Renumber the following section.

SCHROEDER of Pottawattamie, District 54

- 1 Amend House File 203, page 2, line 8, by  
 2 inserting after the word “to” the following: “farm  
 3 trucks with Class B licenses not used for hire, or”.

STOKES of Plymouth, District 2

- 1 Amend House File 208 as follows:  
 2 1. Page 3, line 7, by inserting after the word  
 3 “increase” the following: “. [and that]”.  
 4 Page 3, by striking all of lines 8 through  
 5 12 and inserting in lieu thereof the following:  
 6 “[he may request the commission to hold a public  
 7 hearing to determine if such rate increase should  
 8 be allowed. The Commission shall prescribe the  
 9 manner and method that the written notice to each  
 10 affected customer of the public utility shall be  
 11 served.]”  
 12 3. Page 3, lines 20 and 21, by striking the  
 13 following: “new or changed rates, charges, schedules  
 14 or regulations,” and inserting in lieu thereof the  
 15 following: “[new or changed rates, charges, schedules  
 16 or regulations] *general rate increases*.”

FISCHER of Grundy, District 35

- 1 Amend House File 326 by striking all of said bill  
 2 after line 6 on page 1 and inserting in lieu thereof  
 3 the following:  
 4 In executing the compact authorized by this section  
 5 the state of Iowa and other contracting states shall  
 6 agree:  
 7 1. That it shall be competent for the duly consti-  
 8 tuted judicial and administrative authorities of a  
 9 state party to this compact (herein called “sending  
 10 state”), to permit any person convicted of an offense  
 11 within such state and placed on probation or released  
 12 on parole to reside in any other state party to this  
 13 compact (herein called “receiving state”), while on  
 14 probation or parole, if  
 15 a. Such person is in fact a resident of or has his  
 16 family residing within the receiving state and can  
 17 obtain employment there;  
 18 b. Though not a resident of the receiving state  
 19 and not having his family residing there, the receiv-  
 20 ing state consents to such person being sent there.  
 21 Before granting such permission, opportunity  
 22 shall be granted to the receiving state to investigate  
 23 the home and prospective employment of such person.  
 24 A resident of the receiving state, within the  
 25 meaning of this section, is one who has been an actual

26 inhabitant of such state continuously for more than  
27 one year prior to his coming to the sending state and  
28 has not resided within the sending state more than six  
29 continuous months immediately preceding the commission  
30 of the offense for which he has been convicted.

31 2. That each receiving state will assume the duties  
32 of visitation of and supervision over probationers or  
33 parolees of any sending state and in the exercise of  
34 those duties will be governed by the same standards  
35 that prevail for its own probationers and parolees.

36 3. That duly accredited officers of a sending state  
37 may at all times enter a receiving state and there  
38 apprehend and retake any person on probation or parole.  
39 For that purpose no formalities will be required other  
40 than establishing the authority of the officer and the  
41 identity of the person to be retaken. All legal  
42 requirements to obtain extradition of fugitives from  
43 justice are hereby expressly waived on the part of  
44 states party hereto, as to such persons. The decision  
45 of the sending state to retake a person on probation  
46 or parole shall be conclusive upon and not reviewable  
47 within the receiving state, provided, however, that if  
48 at the time when a state seeks to retake a probationer  
49 or parolee there should be pending against him within  
50 the receiving state any criminal charge, or he should  
51 be suspected of having committed within such state a  
52 criminal offense, he shall not be retaken without the  
53 consent of the receiving state until discharged from  
54 prosecution or from imprisonment for such offense.

55 4. That the duly accredited officers of the send-  
56 ing state will be permitted to transport prisoners  
57 being retaken through any and all states parties to  
58 this compact, without interference.

59 5. That the governor of each state may designate  
60 an officer who, acting jointly with like officers of  
61 other contracting states, if and when appointed, shall  
62 promulgate such rules and regulations as may be deemed  
63 necessary to more effectively carry out the terms of  
64 this compact.

65 6. That this compact shall become operative  
66 immediately upon its execution by any state as between  
67 it and any other state or states so executing. When  
68 executed it shall have the full force and effect of  
69 law within such state, the form of execution to be in  
70 accordance with the laws of the executing state.

71 7. That this compact shall continue in force and  
72 remain binding upon each executing state until re-  
73 nounced by it. The duties and obligations hereunder  
74 of a renouncing state shall continue as to parolees or  
75 probationers residing therein at the time of with-  
76 drawal until retaken or finally discharged by the  
77 sending state. Renunciation of this compact shall be  
78 by the same authority which executed it, by sending  
79 six months' notice in writing of its intention to

80 withdraw from the compact to the other state party  
81 hereto.

82 Sec. 2. If any section, sentence, subdivision or  
83 clause of this act is for any reason held invalid or  
84 to be unconstitutional, such decision shall not affect  
85 the validity of the remaining portions of this act.

86 Sec. 3. Whereas an emergency exists for the im-  
87 mediate taking effect of this act, the same shall  
88 become effective immediately upon its passage.

SCHWIEGER of Black Hawk, District 40

1 Amend House File 406 by striking everything after the  
2 enacting clause and inserting in lieu thereof the follow-  
3 ing:

4 Section 1. Section four hundred twenty-three point  
5 four (423.4), subsection two (2), Code 1971, is amended  
6 as follows:

7 2. Tangible personal property used *or to be used* in  
8 interstate transportation or interstate commerce. *This*  
9 *exemption shall not apply to personal property purchased*  
10 *or leased outside the state for use in intrastate com-*  
11 *merce or subject to registration pursuant to chapter*  
12 *three hundred twenty-one (321) of the Code.*

FISCHER of Grundy, District 35

On motion by Varley of Adair, District 84, and in accordance with Senate Concurrent Resolution 4, duly adopted, the House was adjourned until 10:00 a.m., Monday, March 22, 1971.

# JOURNAL OF THE HOUSE

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Seventy-first Calendar Day—Forty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MARCH 22, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Robert Taylor, pastor of the First Presbyterian Church, Maynard, Iowa.

The Journal of Friday, March 12, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schmeiser of Des Moines, District 91, on request of Monroe of Des Moines, District 92 for the remainder of the week.

## PRESENTATION OF VISITORS

Siglin of Lucas, District 86, presented to the House the Honorable Cecil V. Lutz, former member of the House in the Fifty-eighth, Fifty-ninth and Sixtieth General Assemblies, representing Osceola and Clarke Counties.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five Boy Scouts from Story County accompanied by their Scoutmaster, Walter Diedrick. By Larson of Story, District 34.

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Senate Joint Resolution 21, relating to eighteen-year-old voting, which was adopted by the State of Connecticut.

## PETITIONS FILED

The following petitions were received and placed on file:

By Kehe of Bremer, District 12, from fifty-four residents of Bremer and Chickasaw Counties, and Stanley of Linn, District 45, from fifty-three residents of Linn County, favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Campbell of Washington, District 89, from sixty-eight residents of Washington County opposing House File 345, relating to the sale of beer and liquor on Sunday.

By Edelen of Emmet, District 5, from thirty-five residents of Emmet County favoring property tax relief.

By Knoblauch of Carroll, District 28, from three hundred forty residents of Boone County and vicinity favoring passage of the pari-mutuel betting bill.

By Strothman of Henry, District 90, from thirteen members of the Jefferson County Medical Society opposing Senate File 224, relating to the deletion in the Code that the Commissioner of Public Health be a physician.

By Lawson of Cerro Gordo, District 17, from ninety-three residents of Cerro Gordo opposing an increase in Iowa sales tax.

By Knoblauch of Carroll, District 28, from seventy-six residents of Carroll County favoring passage of an electoral reform bill abolishing the unit rule for election of presidential electors in Iowa.

By Monroe of Des Moines, District 92, from fifty members of the Burlington Kennel Club opposing House File 389, relating to the care of animals.

By Wyckoff of Benton, District 42, from five state employees from Benton County favoring House File 421, relating to mandatory "meet and confer" legislation.

By Dougherty of Monroe, District 94, from sixty senior citizens from Monroe County favoring House File 209 and Senate File 140, relating to county and city programs for senior citizens.

#### POINTS OF PERSONAL PRIVILEGE

There is on file in the office of the Chief Clerk a copy of the following letter:

The Farragut High School Girls Basketball Team  
Farragut, Iowa

Heartiest congratulations to the Farragut Adettes, Coach Leon Plummer and Coach Max Livingston, their teachers and school administrators and to their families and loyal friends, who encouraged and supported the Adettes all through the regular season and during the tournament.

The Farragut High School Girls basketball team displayed the utmost spirit and teamwork to win the championship after twenty-nine consecutive victories.

The members of the House wish to commend the Adettes for their splen-

did example of sportsmanship, fair play and athletic prowess which took them to the championship game.

LILLIAN M. McELROY  
State Representative  
WILLIAM H. HARBOR  
Speaker of the House

Gluba of Scott, District 76, rose on a point of personal privilege and presented the following statement:

When it gets down to the basketball court, those of us from Davenport have always said that our high schools play the best basketball in the state, attested to by the many state championships won by teams from Davenport.

Lest weekend in Des Moines, the Davenport West High School "Falcons" continued this grand tradition by winning the Iowa State Boys AA Basketball championship.

This most recent triumph proves beyond a shadow of a doubt that "West is Best."

#### INTRODUCTION OF BILLS

**House File 442**, by Doyle, a bill for an act relating to the penalties for false drawing and uttering of checks.

Read first time and referred to committee on **judiciary**.

**House File 443**, by Dunton, Waugh, Ellsworth, Lawson, Blouin, Gluba, Hansen, Shaw, Pierson, Wells, Priebe and Mayberry, a bill for an act relating to the salary of the superintendent of a merged area.

Read first time and referred to committee on **schools**.

**House File 444**, by Doyle, a bill for an act to prohibit the operation of certain motor vehicles upon improved lands and to provide a penalty.

Read first time and referred to committee on **law enforcement**.

**House File 445**, by Goode, a bill for an act relating to the effective date of acts passed by the General Assembly.

Read first time and referred to committee on **state government**.

**House File 446**, by Scott, a bill for an act relating to public recreation on private lands.

Read first time and referred to committee on **conservation and recreation**.

**House File 447**, by Knoke, a bill for an act relating to orders or judgments for periodic support payments, declaring certain acts to be unlawful and providing penalties.

Read first time and referred to committee on **judiciary**.

**House File 448**, by Shaw, Fischer of Grundy, Sorg, Knoke and Skinner (Riley, Griffin, Tapscott, Walsh and Conklin), a bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program.

Read first time and referred to committee on **higher education**.

**House File 449**, by Sorg (Kennedy), a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.

Read first time and referred to committee on **county government**.

**House File 450**, by Alt, a bill for an act relating to statutory distance requirements for transportation of public school pupils.

Read first time and referred to committee on **schools**.

**House File 451**, by committee on agriculture, a bill for an act relating to the automatic recorders on scales.

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

**House File 452**, by Schmeiser, Rex, Fischer of Grundy, Bennett, Priebe, Monroe and Schroeder, a bill for an act relating to the clarification of the notification date to property owners by county assessor.

Read first time and referred to committee on **county government**.

**House File 453**, by Mollett, Bennett, Ellsworth and Stanley, a bill for an act relating to the Iowa civil rights commission.

Read first time and referred to committee on **human and industrial relations**.

**House File 454**, by Millen, a bill for an act relating to motor vehicle registration cards.

Read first time and referred to committee on **transportation**.

**House File 455**, by Welden, a bill for an act relating to the duties of the state fire marshal.

Read first time and referred to committee on **state government**.

**House File 456**, by Waugh, a bill for an act authorizing merged areas to issue general obligation bonds for the purchase of community vocational school or community college buildings.

Read first time and referred to committee on **schools**.

**House File 457**, by Kreamer, a bill for an act to create a vocational youth organization fund, and to make an appropriation therefor.



Read first time and referred to committee on **appropriations**.

**House File 458**, by Larson and Schwieger, a bill for an act establishing the state historical board.

Read first time and referred to committee on **state government**.

**House File 459**, by Lawson (Walsh), a bill for an act to exempt certain industrial materials and equipment from retail sales and use taxes.

Read first time and referred to committee on **ways and means**.

**House File 460**, by Franklin, a bill for an act relating to the testing of newborn babies for sickle cell anemia.

Read first time and referred to committee on **social services**.

**House File 461**, by Freeman, Clark, Ellsworth and Kelly, a bill for an act to establish a radiation control program, to make an appropriation therefor, and to provide a penalty.

Read first time and referred to committee on **appropriations**.

**House File 462**, by committee on ways and means, a bill for an act relating to a tax on the cost of occupancy of any hotel accommodations.

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

**House File 463**, by Goode, a bill for an act relating to emergency succession and emergency location of state and local governments.

Read first time and referred to committee on **state government**.

**House File 464**, by Knoke, a bill for an act relating to the duty of support of certain dependents and providing for the enforcement of that duty, and defining desertion and providing penalties therefor.

Read first time and referred to committee on **judiciary**.

**House File 465**, by Knoke, a bill for an act relating to salaries of deputy sheriffs.

Read first time and referred to committee on **county government**.

**House File 466**, by Priebe, Drake, Bergman, Rex, Freeman, Patton, Welden, Millen, Nielsen, Knoblauch, Skinner, Christensen, Rodgers, Mendenhall, Wirtz, Stromer, Schroeder, Siglin and Edelen (Kyhl, Arbuckle, Neu, Palmer and Potgeter), a bill for an act to authorize counties operating county public hospitals to issue revenue bonds.

Read first time and referred to committee on **ways and means**.

**House File 467**, by Lawson, Welden, Kennedy, Drake, Gluba, Hansen, Shaw, Knoblauch, Dunton, Mollett, Kehe, Pierson, Wells, Holden, Andersen, Mayberry, Ellsworth and Freeman, a bill for an act relating to levy of a tax for buildings and sites in merged areas.

Read first time and referred to committee on **schools**.

**House File 468**, by Alt, a bill for an act relating to school bus transportation for public high school pupils.

Read first time and referred to committee on **schools**.

**House File 469**, by Millen, Taylor and Drake, a bill for an act relating to mechanics' liens.

Read first time and referred to committee on **judiciary**.

**House File 470**, by Winkelman, a bill for an act relating to sale or transfer of livestock brands.

Read first time and referred to committee on **agriculture**.

**House File 471**, by Willits, a bill for an act establishing a professional standards board governing approval of teacher preparation institutions and certification of teachers.

Read first time and referred to committee on **schools**.

**House File 472**, by Lawson, a bill for an act relating to local boards of health.

Read first time and referred to committee on **social services**.

**House File 473**, by committee on human and industrial relations, a bill for an act relating to part-time work in agriculture by minors.

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

**House File 474**, by Dunton, a bill for an act related to the mileage compensation paid to county board of supervisors.

Read first time and referred to committee on **county government**.

**House File 475**, by Johnston, a bill for an act relating to the penalty for malicious injury to buildings and fixtures.

Read first time and referred to committee on **law enforcement**.

**House File 476**, by Franklin, a bill for an act relating to pensions granted to the widows of retired policemen and firemen.

Read first time and referred to committee on **human and industrial relations**.

**House File 477**, by Kreamer, a bill for an act relating to eligibility to receive the benefits of certain welfare programs.

Read first time and referred to committee on **human and industrial relations**.

**House File 478**, by Kreamer, a bill for an act relating to a statute of limitations on action to recover from uninsured motorist insurance.

Read first time and referred to committee on **commerce**.

**House File 479**, by committee on law enforcement, a bill for an act relating to the extension of operators' and chauffeurs' licenses for persons separated from military service.

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

**House File 480**, by Alt (Shaff), a bill for an act to license and regulate water conditioning contractors and to establish a water conditioning examining board and providing penalties for violations.

Read first time and referred to committee on **social services**.

**House File 481**, by Lipsky, a bill for an act relating to the academic education of law enforcement officers.

Read first time and referred to committee on **law enforcement**.

**House File 482**, by Alt, Ellsworth, Kreamer, Drake, Franklin and Blouin (Milligan, Davis, Lamborn, Walsh, Palmer and Tapscott), a bill for an act to provide tuition grants, based upon financial need, to full-time resident post baccalaureate students attending accredited private institutions of higher education in Iowa.

Read first time and referred to committee on **higher education**.

**House File 483**, by Andersen, Doyle and Sargisson, a bill for an act relating to the salary of county officers.

Read first time and referred to committee on **county government**.

**House File 484**, by Ellsworth, a bill for an act relating to the allocation and limitation of mileage within the functional classification system of the roads and highways.

Read first time and referred to committee on **transportation**.

**House File 485**, by Rodgers, Pierson, Christensen, McCormick, Wirtz, Scott, Trowbridge, Dougherty, Holden, Dunton, Siglin, Anania, Cochran and Stromer, a bill for an act to prohibit the sale

or distribution of certain beverages in certain disposable containers and provide a penalty for any violation.

Read first time and referred to committee on **law enforcement**.

**House File 486**, by Small, a bill for an act to allow children enrolled in project headstart to ride public school buses.

Read first time and referred to committee on **schools**.

**House File 487**, by Kreamer (DeKoster and Gaudineer), a bill for an act relating to deceptive trade practices and providing for civil remedies.

Read first time and referred to committee on **commerce**.

**House File 488**, by Small, a bill for an act relating to the transportation of nonpublic school children.

Read first time and referred to committee on **schools**.

**House File 489**, by Lawson, a bill for an act relating to fees charged for civil processes by sheriffs.

Read first time and referred to committee on **county government**.

**House File 490**, by committee on law enforcement, a bill for an act relating to hearings on the revocation or denial of driving privileges.

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

**House File 491**, by Welden, a bill for an act relating to workmen's compensation for peace officers.

Read first time and referred to committee on **human and industrial relations**.

**House File 492**, by Uban, Schwieger, Husak, Ewell, Jesse, Kennedy, Bray, Franklin, Johnston, Schmeiser, Norpel, Wells, Gluba, Skinner, Monroe, Patton, Radl, Stromer, Fisher of Greene, Egenes, Winkelman, Tieden and Drake, a bill for an act relating to credit service charges for revolving charge accounts and providing penalties.

Read first time and referred to committee on **commerce**.

#### SENATE MESSAGES CONSIDERED

**Senate File 149**, a bill for an act relating to the imposition of a general criminal penalty for violations of the fish and game conservation laws.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 183**, a bill for an act relating to disposal of unneeded documents.

Read first time and referred to committee on **state government**.

**Senate File 209**, a bill for an act relating to dissolution of credit unions.

Read first time and referred to committee on **commerce**.

**Senate File 210**, a bill for an act relating to the conversion of credit union charters.

Read first time and referred to committee on **commerce**.

**Senate File 225**, a bill for an act relating to the definition of a nonresident for the purpose of making service of process.

Read first time and referred to committee on **judiciary**.

**Senate File 256**, a bill for an act authorizing cities and towns to acquire land by lease for park purposes, and to finance the acquisition or improvement of the leased land by issuing general obligation bonds.

Read first time and referred to committee on **cities and towns**.

**Senate File 257**, a bill for an act relating to fish which may be taken with licensed commercial fishing gear.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 263**, a bill for an act to legalize and validate the proceedings of the Board of Directors of Iowa Lakes Community College of the Counties of Emmet, Dickinson, Clay, Palo Alto, and Kossuth, Iowa, (Merged Area III) and the Estherville Community School District of the Counties of Emmet and Dickinson, Estherville, Iowa, in regard to the transfer of buildings, real estate, equipment, books and the repayment of operational costs necessary in the transfer of the existing Estherville Junior College operated by the Estherville Community School District to the Iowa Lakes Community College (Merged Area III) and to authorize and direct the Board of Directors of the Iowa Lakes Community College (Merged Area III) to execute and deliver to the Estherville Community School District a warranty deed for the real estate involved and to authorize and direct said Boards of Directors to execute any and all other instruments necessary to complete said transition agreements.

Read first time and referred to committee on **judiciary**.

**Senate File 269**, a bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters.

Read first time and referred to committee on **county government**.

**Senate File 277**, a bill for an act to legalize and validate the procedures wherein the West Marshall Community School District in the counties of Marshall and Story entered into contract for the sale of certain real estate.

Read first time and referred to committee on **judiciary**.

**Senate File 312**, a bill for an act relating to the organization of corporations.

Read first time and referred to committee on **judiciary**.

#### REMOVED FROM NONCONTROVERSIAL CALENDAR

(House File 262)

Sorg of Linn, District 47, asked and received unanimous consent that **House File 262** be removed from the **noncontroversial calendar**.

#### CONSIDERATION OF BILLS

##### NONCONTROVERSIAL CALENDAR

**Senate File 159**, a bill for an act relating to water safety regulations, with report of committee recommending passage, was taken up for consideration.

Wirtz of Palo Alto, District 16, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 159)

The ayes were, 62:

Alt	Dunton	Larson	Norpel
Andersen	Edelen	Lawson	Nystrom
Bergman	Egenes	Logemann	Patton
Bray	Ellsworth	Mayberry	Pellett
Camp	Fischer, H. O.	McElroy	Pelton
Campbell	Gluba	Mendenhall	Rodgers
Christensen	Hamilton	Menefee	Sargisson
Cochran	Hansen	Middleswart	Schwartz
Curtis	Hill	Millen	Scott
Den Herder	Kehe	Miller	Siglin
Dougherty	Kinley	Moffitt	Sorg
Doyle	Kreamer	Mollett	Stanley
Drake	Kruse	Nielsen	Stokes

Strand  
Strothman  
Tieden

Uban  
Varley  
Waugh

Winkelman  
Wirtz

Wyckoff  
Mr. Speaker

The nays were, 28:

Anania  
Blouin  
Ewell  
Fisher, C. R.  
Franklin  
Freeman  
Goode

Grassley  
Holden  
Husak  
Jesse  
Kelly  
Knoblauch  
McCormick

Monroe  
Priebe  
Radl  
Rex  
Roorda  
Schroeder  
Schwieger

Shaw  
Stromer  
Taylor  
Trowbridge  
Welden  
Wells  
Willits

Absent or not voting, 10:

Bennett  
Clark  
Johnston

Kennedy  
Knoke  
Lipsky

Pierson  
Schmeiser

Skinner  
Small

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

**Senate File 160**, a bill for an act to allow black bass to be bought, sold, bartered, or offered for sale, with report of committee recommending passage, was taken up for consideration.

Stanley of Linn, District 45, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 160)

The ayes were, 89:

Alt  
Anania  
Andersen  
Bergman  
Blouin  
Bray  
Camp  
Campbell  
Christensen  
Cochran  
Curtis  
Den Herder  
Dougherty  
Doyle  
Drake  
Dunton  
Edelen  
Egenes  
Ellsworth  
Ewell  
Fischer, H. O.  
Fisher, C. R.  
Franklin

Freeman  
Gluba  
Goode  
Grassley  
Hamilton  
Hansen  
Hill  
Holden  
Husak  
Jesse  
Kehe  
Kelly  
Kinley  
Knoblauch  
Kreamer  
Kruse  
Larson  
Lawson  
Lipsky  
Logemann  
Mayberry  
McCormick

McElroy  
Mendenhall  
Menefee  
Middleswart  
Miller  
Moffitt  
Mollett  
Monroe  
Nielsen  
Norpel  
Nystrom  
Patton  
Pellett  
Pierson  
Priebe  
Radl  
Rex  
Rodgers  
Roorda  
Sargisson  
Schroeder  
Schwartz

Scott  
Shaw  
Siglin  
Sorg  
Stanley  
Stokes  
Strand  
Stromer  
Strothman  
Taylor  
Tieden  
Trowbridge  
Uban  
Varley  
Waugh  
Welden  
Wells  
Willits  
Winkelman  
Wirtz  
Wyckoff  
Mr. Speaker

The nays were, 1:

Millen

Absent or not voting, 10:

Bennett	Kennedy	Schmeiser	Skinner
Clark	Knoke	Schwieger	Small
Johnston	Pelton		

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

**House File 258**, a bill for an act relating to reporting of vehicle accidents, with report of committee recommending amendment and passage, was taken up for consideration.

Hamilton of Cedar, District 72, offered the following amendment filed by the committee on law enforcement and moved its adoption:

Amend House 258 by striking from line 9 the word "twenty-four" and inserting in lieu thereof the following "[twenty-four] *forty-eight*".

The amendment was adopted.

Dunton of Keokuk, District 88, asked and received unanimous consent to withdraw the amendment filed by him on February 24, 1971, and found on page 447 of the House Journal.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 258)

The ayes were, 89:

Alt	Freeman	McElroy	Scott
Anania	Gluba	Mendenhall	Shaw
Andersen	Goode	Menefee	Siglin
Bergman	Grassley	Middleswart	Sorg
Blouin	Hamilton	Millen	Stanley
Bray	Hansen	Miller	Stokes
Camp	Hill	Moffitt	Strand
Campbell	Holden	Mollett	Stromer
Christensen	Husak	Monroe	Strothman
Clark	Jesse	Nielsen	Taylor
Cochran	Kehe	Norpel	Tieden
Curtis	Kelly	Nystrom	Trowbridge
Den Herder	Kinley	Patton	Uban
Dougherty	Knoblauch	Pellett	Varley
Drake	Kreamer	Pierson	Waugh
Dunton	Kruse	Priebe	Welden
Edelen	Larson	Radt	Wells
Egenes	Lawson	Rex	Willits
Ellsworth	Lipsky	Roorda	Winkelman
Ewell	Logemann	Sargisson	Wirtz
Fischer, H. O.	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McCormick	Schwieger	Mr. Speaker
Franklin			

The nays were, 3:

Doyle	Rodgers	Schwartz
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Absent or not voting, 8:

Bennett	Kennedy	Pelton	Skinner
Johnston	Knoke	Schmeiser	Small

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

**House File 170**, a bill for an act relating to the enucleating of eyes by funeral directors or embalmers, with report of committee recommending passage, was taken up for consideration.

Tieden of Clayton, District 14, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 170)

The ayes were, 91:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Middleswart	Siglin
Bergman	Goode	Millen	Sorg
Blouin	Grassley	Miller	Stanley
Bray	Hamilton	Moffitt	Stokes
Camp	Hansen	Mollett	Strand
Campbell	Hill	Monroe	Stromer
Christensen	Holden	Nielsen	Strothman
Clark	Husak	Norpel	Taylor
Cochran	Jesse	Nystrom	Tieden
Curtis	Kehe	Patton	Trowbridge
Den Herder	Kelly	Pellett	Uban
Dougherty	Knoblauch	Pelton	Varley
Doyle	Kreamer	Pierson	Waugh
Drake	Kruse	Priebe	Welden
Dunton	Larson	Rex	Wells
Edelen	Lawson	Rodgers	Willits
Egenes	Lipsky	Roorda	Winkelman
Ellsworth	Logemann	Sargisson	Wirtz
Ewell	Mayberry	Schroeder	Wyckoff
Fischer, H. O.	McCormick	Schwartz	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, 1:

**Radl**

Absent or not voting, 8:

Bennett	Kennedy	Knoke	Skinner
Johnston	Kinley	Schmeiser	Small

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

**Senate File 40**, a bill for an act relating to the notification of mobile homeowners of tax assessments and providing certain penalties, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 40)

The ayes were, 87:

Alt	Franklin	McElroy	Schwartz
Anania	Freeman	Mendenhall	Schwieger
Andersen	Gluba	Middleswart	Scott
Bergman	Goode	Millen	Siglin
Blouin	Grassley	Miller	Sorg
Bray	Hamilton	Moffitt	Stanley
Camp	Hansen	Mollett	Stokes
Campbell	Hill	Monroe	Strand
Christensen	Holden	Nielsen	Strothman
Clark	Husak	Norpel	Taylor
Cochran	Kehe	Nystrom	Tieden
Curtis	Kelly	Patton	Trowbridge
Den Herder	Kinley	Pellett	Varley
Dougherty	Knoblauch	Pelton	Waugh
Doyle	Kreamer	Pierson	Welden
Drake	Kruse	Priebe	Wells
Dunton	Larson	Radl	Willits
Edelen	Lawson	Rex	Winkelman
Egenes	Lipsky	Rodgers	Wirtz
Ellsworth	Logemann	Roorda	Wyckoff
Fischer, H. O.	Mayberry	Sargisson	Mr. Speaker
Fisher, C. R.	McCormick	Schroeder	

The nays were, none.

Absent or not voting, 13:

Bennett	Kennedy	Schmeiser	Small
Ewell	Knoke	Shaw	Stromer
Jesse	Menefee	Skinner	Uban
Johnston			

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

### SENATE AMENDMENTS CONSIDERED

Norpel of Jackson, District 52, called up for consideration **House File 141**, a bill for an act relating to disclosure of information learned during the preparation of tax returns and providing a penalty for violations, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 141, as amended and passed by the House, as follows:

1. Page 2, by adding the following new subsection after line 7:

3. "Information" for the purpose of this Act shall include but not be limited to the name, address and statistical data of the taxpayer.

2. Page 2, by striking section 4 and inserting the following:

Sec. 4. PENALTY. A person who violates the provisions of this Act shall upon conviction be punished by imprisonment in the county jail for not more than one year or be fined not more than ten thousand dollars or punished by both such imprisonment and fine.

Motion prevailed and the House concurred in the Senate amendment.

Norpel of Jackson, District 52, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 141)

The ayes were, 91:

Alt	Franklin	McElroy	Schwieger
Anania	Freeman	Mendenhall	Scott
Andersen	Gluba	Menefee	Siglin
Bennett	Goode	Middleswart	Sorg
Bergman	Grassley	Miller	Stanley
Blouin	Hamilton	Moffitt	Stokes
Bray	Hansen	Mollett	Strand
Camp	Hill	Monroe	Stromer
Campbell	Holden	Nielsen	Strothman
Christensen	Husak	Norpel	Taylor
Clark	Jesse	Nystrom	Tieden
Cochran	Kehe	Patton	Trowbridge
Curtis	Kelly	Pellett	Uban
Den Herder	Kinley	Pelton	Varley
Dougherty	Knoblauch	Pierson	Waugh
Doyle	Kreamer	Priebe	Welden
Drake	Kruse	Radl	Wells
Dunton	Larson	Rex	Willits
Edelen	Lawson	Rodgers	Winkelman
Egenes	Lipsky	Roorda	Wirtz
Ellsworth	Logemann	Sargisson	Wyckoff
Fischer, H. O.	Mayberry	Schroeder	Mr. Speaker
Fisher, C. R.	McCormick	Schwartz	

The nays were, none.

Absent or not voting, 9:

Ewell	Knoke	Schmeiser	Skinner
Johnston	Millen	Shaw	Small
Kennedy			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Drake of Muscatine, District 71, called up for consideration **House File 15**, a bill for an act relating to eligibility of welfare recipients, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 15, as amended, passed and reprinted by the House, as follows:

1. Page 2A, by striking lines 12 and 13 and inserting in lieu thereof the following:

“(249A.3), subsection two (2) and subsection four (4), Code 1971, are amended as follows:

2. Medical assistance may also, within the limits of available funds and in accordance with section 249A.4, subsections 1 and 2 be provided to, or on behalf of, other individuals and families who are not excluded under subsection 4 of this section and whose incomes and resources are insufficient to meet the cost of necessary medical care and services, and who have no spouse or parent responsible under the law of this state and found by the county board to be able to provide him or them with such necessary medical care and services, in accordance with the following order of priorities:

a. Individuals and families whose incomes and resources are such that they are eligible for old-age assistance, aid to dependent children, aid to the disabled, or aid to the blind, but who are not actually receiving such public assistance.

b. *Individuals and families who are ineligible under paragraph ‘a’ solely because of their incomes and resources, but who would otherwise be eligible under paragraph ‘a’.*

[b]c. Children under twenty-one years of age whose incomes and resources are comparable to those receiving aid to dependent children.

[c]d. Individuals sixty-five years of age or older who are patients in institutions for mental diseases.

[d]e. Individuals and families whose incomes and resources make them ineligible for old-age assistance, aid to dependent children, aid to the disabled, or aid to the blind.

4. No assistance shall be granted under this chapter to:

a. Any individual whose income, after deduction of health care expenses incurred by the applicant, exceeds one thousand six hundred dollars annually, or any family living together whose combined income, after deduction of health care expenses incurred by the family, exceeds one thousand six hundred dollars for the first adult member plus eight hundred dollars for the second member and six hundred dollars for each additional member of the family. Income shall not include the value of gifts or services contributed in kind to the individual or family.”

2. Page 2A, by striking lines 31 through 35, inclusive, and page 2B, by striking lines 36 through 39, inclusive.

Motion prevailed and the House concurred in the Senate amendment.

Drake of Muscatine, District 71, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass" (H.F. 15)

The ayes were, 89:

Alt	Gluba	Menefee	Schwieger
Anania	Goode	Middleswart	Scott
Andersen	Grassley	Millen	Siglin
Bennett	Hamilton	Miller	Sorg
Bergman	Hansen	Moffitt	Stanley
Blouin	Hill	Mollett	Stokes
Bray	Holden	Monroe	Strand
Camp	Husak	Nielsen	Stromer
Christensen	Jesse	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Cochran	Kelly	Patton	Tieden
Curtis	Kinley	Pellett	Trowbridge
Den Herder	Knoblauch	Pelton	Uban
Dougherty	Kreamer	Pierson	Varley
Doyle	Kruse	Priebe	Waugh
Drake	Larson	Radl	Welden
Dunton	Lipsky	Rex	Wells
Egenes	Logemann	Rodgers	Willits
Ellsworth	Mayberry	Roorda	Winkelman
Ewell	McCormick	Sargisson	Wirtz
Fischer, H. O.	McElroy	Schroeder	Wyckoff
Fisher, C. R.	Mendenhall	Schwartz	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 11:

Campbell	Johnston	Lawson	Skinner
Edelen	Kennedy	Schmeiser	Small
Franklin	Knoke	Shaw	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Holden of Scott, District 75, called up for consideration **House File 25**, a bill for an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 25 as follows:

1. Page 1, by striking from line 7 the words "take land", and inserting the following: "[takes land] *takes title to land in fee simple*".

Motion prevailed and the House concurred in the Senate amendment.

Holden of Scott, District 75, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 25)

The ayes were, 90:

Alt	Franklin	Mendenhall	Schwartz
Anania	Gluba	Menefee	Schwieger
Andersen	Goode	Middleswart	Scott
Bennett	Grassley	Millen	Sorg
Bergman	Hamilton	Miller	Stanley
Blouin	Hansen	Moffitt	Stokes
Bray	Hill	Mollett	Strand
Camp	Holden	Monroe	Stromer
Christensen	Husak	Nielsen	Strothman
Clark	Jesse	Norpel	Taylor
Cochran	Kehe	Nystrom	Tieden
Curtis	Kelly	Patton	Trowbridge
Den Herder	Kinley	Pellett	Uban
Dougherty	Knoblauch	Pelton	Varley
Doyle	Kreamer	Pierson	Waugh
Drake	Kruse	Priebe	Welden
Dunton	Larson	Radl	Wells
Edelen	Lawson	Rex	Willits
Egenes	Lipsky	Rodgers	Winkelman
Ellsworth	Logemann	Roorda	Wirtz
Ewell	Mayberry	Sargisson	Wyckoff
Fischer, H. O.	McCormick	Schroeder	Mr. Speaker
Fisher, C. R.	McElroy		

The nays were, none.

Absent or not voting, 10:

Campbell	Kennedy	Shaw	Skinner
Freeman	Knoke	Siglin	Small
Johnston	Schmeiser		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### REGULAR CALENDAR

**Senate File 170**, a bill for an act relating to the appointment and tenure of the commissioner of public safety, with report of committee recommending amendment and passage, was taken up for consideration.

Fisher of Greene, District 56, offered the following amendment filed by the committee on state government and moved its adoption:

Amend Senate File 170, page 3, by adding after line 2 the following new section:

Sec 3. This Act, being deemed of immediate importance, shall take effect, and be in force from and after its publication in The Clinton Herald, a newspaper published in Clinton, Iowa, and in The West Des Moines Express, a newspaper published in West Des Moines, Iowa.

The amendment was adopted.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 170)

The ayes were, 88:

Alt	Goode	Middleswart	Scott
Anania	Grassley	Millen	Shaw
Andersen	Hamilton	Miller	Siglin
Bennett	Hansen	Moffitt	Sorg
Bergman	Hill	Mollett	Stanley
Camp	Holden	Monroe	Stokes
Campbell	Husak	Nielsen	Strand
Christensen	Kehe	Norpel	Stromer
Clark	Kelly	Nystrom	Strothman
Cochran	Kinley	Patton	Taylor
Curtis	Knoblauch	Pellett	Tieden
Den Herder	Kreamer	Pelton	Trowbridge
Dougherty	Kruse	Pierson	Uban
Doyle	Larson	Priebe	Varley
Drake	Lawson	Radl	Waugh
Dunton	Lipsky	Rex	Welden
Edelen	Logemann	Rodgers	Wells
Egenes	Mayberry	Roorda	Willits
Ellsworth	McCormick	Sargisson	Winkelman
Fisher, C. R.	McElroy	Schroeder	Wirtz
Freeman	Mendenhall	Schwartz	Wyckoff
Gluba	Menefee	Schwieger	Mr. Speaker

The nays were, 2:

Blouin                      Bray

Absent or not voting, 10:

Ewell	Jesse	Knoke	Skinner
Fischer, H. O.	Johnston	Schmeiser	Small
Franklin	Kennedy		

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

#### SENATE FILE 204 SUBSTITUTED FOR HOUSE FILE 295

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to substitute **Senate File 204** for **House File 295**.

#### SENATE FILE 204 DEFERRED

**Senate File 204**, a bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend Senate File 204, as amended and passed by the Senate, as follows:

1. Page 2, by inserting in line 11 following the word "appointments" the words "*, subject to the approval of the board of supervisors,*".

2. Page 2, by inserting in line 19 following the word

"counties" the words "*subject to the approval of the board of supervisors*,".

3. Page 2, following line 31 insert the following section:

"Sec. 2. Section two hundred thirty-one point twelve (231.12), Code 1971, is amended as follows:

231.12 SALARIES—EXPENSES—HOW PAID. The judges making the appointments shall fix the salaries of all appointees, *subject to the approval of the board of supervisors*, at not exceeding the amount authorized by law. All appointees shall serve during the pleasure of such judges, and in addition to salaries shall receive their necessary and actual expenses incurred while performing their duties. For use of an automobile in the discharge of their duties within the particular county or counties for which they are appointed such officers may receive the mileage rate provided by law, or, in lieu thereof, they may receive a monthly allowance in such amounts as the judge or judges of the juvenile court may determine and order. For use of an automobile outside the county or counties for which they have been appointed such officers shall be paid the regular mileage rate. All salaries and expenses shall be paid by the county either from the general county fund or from the court expense fund."

Roll call was requested by Uban of Black Hawk, District 38, and Bray of Scott, District 77.

On the question "Shall the amendment be adopted?"

The ayes were, 29:

Bergman	Kruse	Pierson	Stromer
Camp	McElroy	Radl	Strothman
Campbell	Mendenhall	Rex	Tieden
Curtis	Miller	Roorda	Waugh
Drake	Nielsen	Schroeder	Winkelman
Fischer, H. O.	Patton	Shaw	Wyckoff
Freeman	Pellett	Stokes	Mr. Speaker
Holden			

The nays were, 66:

Alt	Franklin	Lipsky	Schwartz
Anania	Gluba	Logemann	Schwieger
Andersen	Goode	Mayberry	Scott
Blouin	Hamilton	McCormick	Siglin
Bray	Hansen	Menefee	Small
Christensen	Hill	Middleswart	Sorg
Clark	Husak	Millen	Stanley
Cochran	Jesse	Moffitt	Strand
Den Herder	Kehe	Mollett	Taylor
Dougherty	Kelly	Monroe	Trowbridge
Doyle	Kennedy	Norpel	Uban
Dunton	Kinley	Nystrom	Varley
Edelen	Knoblauch	Pelton	Welden
Egenes	Knoke	Priebe	Wells
Ellsworth	Kreamer	Rodgers	Willits
Ewell	Larson	Sargisson	Wirtz
Fisher, C. R.	Lawson		



Absent or not voting, 5:

Bennett  
Grassley

Johnston

Schmeiser

Skinner

The amendment lost.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent that **Senate File 204** be deferred and that the bill be retained on the calendar under **unfinished business**.

#### HOUSE FILE 295 WITHDRAWN

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw **House File 295** from further consideration by the House.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 140, a bill for an act relating to assignment of real estate mortgages by marginal entry.

Also: That the Senate has concurred in House amendment to and passed the following bill:

Senate File 179, a bill for an act relating to the expenditure and appropriation of state funds.

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

Senate File 249, a bill for an act relating to federal share insurance for credits unions.

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

Senate File 250, a bill for an act relating to mileage measurements on motor vehicle odometers.

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

House File 346, a bill for an act relating to refunding of motor fuel tax.

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

Senate File 349, a bill for an act relating to the penalty and interest for the sales tax.

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

Senate File 122, a bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 140

- 1 Amend House File 140, page 2, by striking lines 3 through  
2 7, inclusive.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 103.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

## BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: Senate File 103.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor that on March 16, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 8, an act relating to the acquisition of bridges.

Senate File 41, an act relating to the authorization of assistant county attorneys and salaries therefor.

Senate File 65, an act relating to taxation of mobile homes.

Senate File 83, an act relating to the auditing committee of a credit union.

Senate File 105, an act making the embezzlement of secured interests in collateral a crime and providing a penalty therefor.

Senate File 118, an act relating to savings and loan associations.

Senate File 146, an act relating to the disposal of certain used state motor vehicles.

Senate File 147, an act relating to the use of trotlines.

Senate File 148, an act relating to the state park and institutional road system.

Senate File 157, an act relating to conflicts of interest of officers and directors of insurance companies.

Senate File 171, an act making an appropriation from the primary road fund and road use tax fund to the state highway commission to pay for deficiencies in funds appropriated for field operations and to pay for certain special assessments against property owned by the state.

MOTION TO RECONSIDER  
(House File 258)

I move to reconsider the vote by which House File 258 passed the House on March 22, 1971.

HAROLD O. FISCHER

REPORT OF COMMITTEE

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 129**, a bill for an act to legalize and validate the proceedings of the City Council of Red Oak, in the County of Montgomery, Iowa, in the purchase of Lot No. 6 and the West Half of Lot No. 5 in Block No. 28 in the City of Red Oak for the purpose of constructing off-street parking facilities in accordance with chapter 390 of the 1966 Code of Iowa, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

AMENDMENTS FILED

1 Amend House File 144, page 4, line 24, by  
2 inserting after the word "fund" the following:  
3 " , except that twenty-five thousand dollars  
4 collected each year shall be credited to the  
5 professional teaching practices commission created  
6 under chapter two hundred seventy-two A (272A) of  
7 the Code".

WILLITS of Polk, District 57  
EWELL of Black Hawk, District 37

1 Amend House File 164 as follows:  
2 1. Page 3, by adding after line 9, the following new  
3 paragraph:  
4 "Adoptive parents receiving assistance under the pro-  
5 visions of this chapter shall file with the department on  
6 or before December thirty-first each year a written  
7 statement of their economic resources and any change which  
8 might affect the availability of assistance."  
9 2. Page 3, after line 17, by adding the following new  
10 section:  
11 "Sec. 8. FUNDS. The financial assistance provided in  
12 this chapter shall be from funds appropriated to the  
13 department of social services and any gifts or grants  
14 received by the department for this purpose. The  
15 financial assistance provided in this chapter shall not  
16 be considered a debt of the state or the department of  
17 social services to the adoptive parent and no action shall  
18 be maintained in any court of this state to collect,  
19 receive, or force payment of financial assistance  
20 under the provisions of this chapter."  
21 3. By renumbering the sections.

DOYLE of Woodbury, District 21

1 Amend House File 241 as follows:

- 2 1. Page 2, line 14, by inserting after the comma the  
3 word and number "subsection 2,".  
4 2. Page 2, line 17, by inserting after the comma the  
5 word and number "subsection 2,".  
6 3. Page 3, line 11, by inserting after the period the  
7 following:  
8 "The court shall not, however, suspend any sentence  
9 imposed by this section, nor place the defendant on pro-  
10 bation in lieu of any such sentence."

MENDENHALL of Allamakee, District 13

1 Amend House File 241 as follows:

- 2 1. Page 1, line 2, by striking all after the  
3 word "drugs" and all of line 3 and inserting  
4 in lieu thereof a period.  
5 2. By striking all of sections three (3) and  
6 four (4).

HILL of Polk, District 62

1 Amend House File 262, page 1, by striking all of  
2 lines 19 through 22.

TAYLOR of Dubuque, District 51

1 Amend House File 435 as follows:

- 2 1. Page 6, line 18, by striking the word "two" and  
3 inserting in lieu thereof the word "one".  
4 2. Page 7, line 4, by striking the word "fifty" and  
5 inserting in lieu thereof the words "one hundred".  
6 3. Page 7, line 5, by striking the word "fifteen" and  
7 insert in lieu thereof the word "fifty".  
8 4. Page 7, line 11, by striking the word "one-fourth"  
9 and inserting in lieu thereof the word "one-half".  
10 5. Page 7, line 24, by striking the word "five" and  
11 inserting in lieu thereof the word "two".  
12 6. Page 7, line 26, by striking the word "five" and  
13 inserting in lieu thereof the word "two".  
14 7. Page 8, by striking lines 18 through 31, inclusive,  
15 and inserting in lieu thereof the following:  
16 "Sec. 13. SURPLUS FUNDS—HOW USED. The balance of  
17 funds received by the commission, after its expenses and  
18 the permanent expense fund have been deducted as provided  
19 in section twelve (12) of this Act, shall be remitted to  
20 the treasurer of state for deposit in the state general  
21 fund."  
22 8. Page 9, by striking lines 22, 23, and 24 and  
23 inserting in lieu thereof the following:  
24 "Sec. 16. ISSUANCE OF LICENSES LIMITED — NATIVE  
HORSES.  
25 No license shall be granted for racing".

KNOBLAUCH of Carroll, District 28

1 Amend Senate File 204, as amended and passed by the  
2 Senate, as follows:

- 3 1. By striking all after the enacting clause and  
4 inserting in lieu thereof the following:

5 Section 1. Section two hundred thirty-one point  
6 eight (231.8), unnumbered paragraph four (4), Code  
7 1971, is amended as follows:

8 "Such secretarial and clerical help as may be  
9 needed in the administration of any probation office  
10 may be appointed by the judge or judges of the  
11 juvenile court who may fix their salaries, *subject to*  
12 *the approval of the board of supervisors*, at not more  
13 than forty percent of the salary of a district court  
14 judge."

15 2. Amend the title by striking all of line 2 and  
16 inserting in lieu thereof the following: "for the  
17 staff of probation offices."

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, March 23, 1971.

# JOURNAL OF THE HOUSE

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Seventy-second Calendar Day—Forty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MARCH 23, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Sidney Schuler, pastor of the Church of Christ, Irwin, Iowa.

The Journal of Monday, March 22, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Sixteen sociology students and three exchange students from Mallard Community School, Mallard, Iowa, accompanied by their superintendent, Lloyd Adams. By Wirtz of Palo Alto, District 16.

Ten students from the advanced bookkeeping class at Burlington High School, Burlington, Iowa, accompanied by their teacher, Dick Wagner. By Monroe of Des Moines, District 92.

Three students from Sigourney School, Sigourney, Iowa, accompanied by Mr. and Mrs. Gene Edmundson. By Dunton of Keokuk, District 88.

Twenty-three government class students from Menlo Community School, Menlo, Iowa, accompanied by their teacher, Larry Ober. By Varley of Adair, District 84.

One hundred fifteen eighth grade students from Winterset Junior High School, Winterset, Iowa, accompanied by their principal, Mr. Bassett, and Mr. Wilson and Mr. Scholten. By Siglin of Lucas, District 86, and Rodgers of Dallas, District 85.

Twenty-nine members of the Farm Bureau from Davis and Wapello Counties. By Goode of Davis, District 98.

Twenty fifth grade students from Samuelson School, Des Moines, Iowa, accompanied by their teacher, Avon Crawford. By Willits of Polk, District 57.

## POINT OF PERSONAL PRIVILEGE

Middleswart of Warren, District 93, rose on a point of personal privilege and on behalf of the House extended congratulations to the Honorable E. Kevin Kelly and Mrs. Kelly on the birth of their daughter, Tracy Ann.

## PETITIONS FILED

The following petitions were received and placed on file :

By Rodgers of Dallas, District 85, from one hundred eighty residents of Dallas County opposing the ever increasing property taxes and favoring a complete tax reform through the tax study committee's proposals.

By Welden of Hardin, District 32, from fifty-three residents of Hardin and Franklin Counties favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Campbell of Washington, District 89, from one hundred two residents of District 89 opposing House File 345, relating to the sale of beer and liquor on Sunday.

By Campbell of Washington, District 89, from twenty-nine residents, and Varley of Adair, District 84, from fourteen locker plant customers favoring continued support of the Iowa Meat and Poultry Inspection Law.

By Kehe of Bremer, District 12, from one hundred thirty-one residents of Bremer and Chickasaw Counties favoring the possibility of northeast Iowans receiving educational television in 1971.

By Sargisson of Woodbury, District 24, from nine residents of Woodbury County favoring House Concurrent Resolution 12, relating to the removal of military personnel from southeast Asia.

By Welden of Hardin, District 32, from sixteen residents of Hardin and Franklin Counties opposing House File 195, relating to the soldiers home.

By Kinley of Polk, District 66, from seventeen residents of Dallas County favoring House File 158 allowing persons over sixty-four years of age to fish without a license.

By Rodgers of Dallas, District 85, from twenty-eight residents favoring House File 200, relating to the maximum net income persons sixty-five years of age or older and totally disabled persons may have to qualify for an additional homestead credit.

By Lipsky of Linn, District 46, from thirty residents of Linn

County favoring House File 164, a bill to allow the State of Iowa to pay adoptive parents for cost of care of hard-to-place children.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 129, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 493**, by Priebe, Siglin, Stokes, Edelen, Schmeiser, Rodgers and Curtis, a bill for an act relating to the homestead tax credit.

Read first time and referred to committee on **ways and means**.

**House File 494**, by committee on county government, a bill for an act relating to the transfer of portions of the primary road system into the secondary road system.

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

**House File 495**, by Knoke, a bill for an act relating to aid to dependent children and providing penalties for violations.

Read first time and referred to committee on **social services**.

**House File 496**, by Knoke (Mowry and Briles), a bill for an act to require higher bail for persons accused of violent crimes.

Read first time and referred to committee on **judiciary**.

**House File 497**, by Hansen, a bill for an act relating to the duties of the legislative fiscal director.

Read first time and referred to committee on **state government**.

**House File 498**, by Lawson, Logemann, Dunton, Blouin, Gluba, Hansen, Knoblauch, Pierson, Strand, Wells, Andersen, Mayberry, Kelly, Freeman, Mollett and Roorda, a bill for an act to appropriate from the general fund of the State of Iowa to the office for planning and programming in the governor's office for the establishment of programs and courses in area vocational schools and community colleges in aid of the development of new and expanding industries in Iowa.

Read first time and referred to committee on **appropriations**.

**House File 499**, by Grassley, Pelton, Taylor, Millen and Drake, a bill for an act relating to regulation of advertising and selling courses of instruction.



Read first time and referred to committee on **commerce**.

**House File 500**, by Ellsworth and Radl, a bill for an act relating to the licensing of dogs by municipalities and counties.

Read first time and referred to committee on **county government**.

#### SENATE MESSAGES CONSIDERED

**Senate File 122**, a bill for an act relating to academic and administrative buildings and facilities, and utilities services for such buildings and facilities, and the financing by the state board of regents.

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

**Senate File 249**, a bill for an act relating to federal share insurance for credit unions.

Read first time and referred to committee on **commerce**.

**Senate File 250**, a bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act.

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

**Senate File 349**, a bill for an act relating to the penalty and interest for the sales tax.

Read first time and referred to committee on **ways and means**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 31, a bill for an act relating to the condemnation of existing utility facilities by cities and towns.

Also: that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 334, a bill for an act relating to deposit and investment of public funds.

Also: That the Senate has receded from divisions 1, 5, 6, 8 and 12 of its amendment to; concurred in the House amendment to the Senate amendment to; and passed House File 119, a bill for an act relating to election precincts.

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

Senate File 76, a bill for an act relating to temporary registration of snowmobiles.

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

Senate Concurrent Resolution 10, recommending that the legislative council create a study committee to study the functions of the state commerce commission.

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

Senate Concurrent Resolution 18, recommending that the legislative council establish an interim study committee to update and revise the state housing code.

CARROLL A. LANE, Secretary

### SENATE AMENDMENT TO HOUSE FILE 334

Amend House File 334 as follows:

1. Page 2, line 22, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".
2. Page 3, line 18, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".
3. Page 4, line 5, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".
4. Page 4, line 19, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".
5. Page 4, line 32, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".
6. Page 5, line 15, by adding after the word "Code" the words "*except that investment in common stocks shall not be permitted*".
7. Page 5, line 34, by adding after the word "Code" the words "*except that investment in common stocks shall not be permitted*".

### SENATE CONCURRENT RESOLUTION 10

By Neu, Hill, Curran, Smith,  
Thordsen and Kennedy

*Whereas*, the state commerce commission regulates activities which are rapidly changing due to inventions, new techniques, and innovations; and

*Whereas*, the state commerce commission is directed to administer statutory controls of intrastate commerce, some of which were enacted ninety-eight years ago; and

*Whereas*, the Governor's Economy Committee recognized the necessity to provide the state commerce commission with up-to-date functions for the modern activities it controls, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, It is recommended that the legislative council create a study committee to study the functions of the state commerce commission and make recommendations to update present Code provisions which relate to the state commerce commission functions. The study committee membership shall include members of the appropriate standing committees, persons knowledgeable in areas regulated

by the commission, and citizens representing the interests of the consumer; and

*Be It Further Resolved*, That the study committee, if established, shall make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement the recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to members of the General Assembly meeting in the year 1972.

Laid over under Rule 25.

SENATE CONCURRENT RESOLUTION 18  
By Committee on Higher Education

*Whereas*, the state housing code remains virtually unchanged since its adoption in 1919, and

*Whereas*, citizens of Iowa have expressed concern about the effectiveness of the state housing code, and

*Whereas*, a need may exist to update and revise the state housing code, and

*Whereas*, it is in the best interests of the State of Iowa to have a sound well enforced state housing code, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, It is recommended that the Legislative Council establish an interim study committee to study and determine whether a need exists to update and revise, by departmental rules and regulations if desirable, the state housing code on residential rental property, to recommend ways of improving code enforcement, to report its findings and recommendations to the next legislative session and prepare a bill to remedy any need found to exist.

Laid over under Rule 25.

HOUSE FILE 485 REREFERRED

The Speaker announced that **House File 485** previously referred to the committee on law enforcement is rereferred to the committee on **environmental preservation**.

HOUSE FILE 462 REREFERRED

Den Herder of Sioux, District 1, asked and received unanimous consent that **House File 462** be rereferred to the committee on **ways and means**.

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS

The House resumed consideration of **Senate File 204**, a bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend Senate File 204, as amended and passed by the Senate, as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred thirty-one point eight (231.8), unnumbered paragraph four (4), Code 1971, is amended as follows:

"Such secretarial and clerical help as may be needed in the administration of any probation office may be appointed by the judge or judges of the juvenile court who may fix their salaries, *subject to the approval of the board of supervisors*, at not more than forty percent of the salary of a district court judge."

2. Amend the title by striking all of line 2 and inserting in lieu thereof the following: "for the staff of probation offices."

The amendment was adopted.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 204)

The ayes were, 62:

Alt	Freeman	Mollett	Siglin
Anania	Grassley	Monroe	Sorg
Andersen	Hamilton	Nielsen	Stanley
Bergman	Hansen	Norpel	Stokes
Camp	Holden	Nystrom	Strand
Campbell	Husak	Patton	Stromer
Cochran	Knoblauch	Pellett	Strothman
Curtis	Kreamer	Pierson	Taylor
Dougherty	Kruse	Priebe	Tieden
Drake	Lawson	Radl	Trowbridge
Dunton	Logemann	Rex	Varley
Edelen	McElroy	Schroeder	Waugh
Egenes	Mendenhall	Schwieger	Welden
Ellsworth	Menefee	Scott	Winkelman
Fischer, H. O.	Miller	Shaw	Wyckoff
Fisher, C. R.	Moffitt		

The nays were, 27:

Bennett	Franklin	Knoke	Sargisson
Blouin	Gluba	Larson	Small
Bray	Goode	Lipsky	Wells
Christensen	Hill	Mayberry	Willits
Clark	Johnston	Middleswart	Wirtz
Den Herder	Kehe	Pelton	Speaker
Doyle	Kennedy	Rodgers	(Millen)

Absent or not voting, 11:

Ewell	Kelly	Roorda	Skinner
Harbor	Kinley	Schmeiser	Uban
Jesse	McCormick	Schwartz	

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

#### REGULAR CALENDAR

**Senate File 133**, a bill for an act relating to the establishment of a second grand jury in certain counties and to the appointment of assistant clerks in such counties, with report of committee recommending amendment and passage, was taken up for consideration.

Hill of Polk, District 62, offered the following amendment filed by the committee on judiciary and moved its adoption:

Amend Senate File 133, as amended and passed by the Senate, as follows:

1. Page 2, by striking line 11 and in line 12 the words "*thousand, a*" and inserting in lieu thereof the word "*A*".
2. Page 2, by striking lines 27 through 31.

The amendment was adopted.

Hill of Polk, District 62, offered the following amendment filed by him and moved its adoption:

Amend Senate File 133, as amended and passed by the Senate, as follows:

Page 2, by deleting line 23 and the words "inhabitants and over" in line 24.

A non-record roll call was requested.

The ayes were 54, nays 35.

The amendment was adopted.

Hill of Polk, District 62, offered the following amendment from the floor and moved its adoption:

Amend the title to Senate File 133 by striking lines 2 and 3 and inserting in lieu thereof the following: "and the appointment of additional clerks of the grand jury."

The amendment was adopted.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 133)

The ayes were, 73:

Alt	Bray	Drake	Franklin
Anania	Clark	Dunton	Gluba
Andersen	Cochran	Edelen	Hamilton
Bennett	Curtis	Egenes	Hansen
Bergman	Den Herder	Ellsworth	Harbor
Blouin	Dougherty	Fisher, C. R.	Hill

Holden	Mayberry	Priebe	Strand
Husak	McCormick	Radl	Stromer
Kehe	McElroy	Rex	Taylor
Kelly	Menefee	Schroeder	Trowbridge
Kennedy	Miller	Schwartz	Uban
Kinley	Moffitt	Schwieger	Varley
Knoblauch	Mollett	Scott	Waugh
Knoke	Nielsen	Shaw	Wells
Kreamer	Norpel	Siglin	Willits
Larson	Nystrom	Small	Wirtz
Lawson	Patton	Sorg	Speaker
Lipsky	Pelton	Stokes	(Millen)
Logemann	Pierson		

The nays were, 19:

Camp	Freeman	Middleswart	Strothman
Campbell	Goode	Monroe	Tieden
Christensen	Johnston	Pellett	Winkelman
Doyle	Kruse	Rodgers	Wyckoff
Fischer, H. O.	Mendenhall	Sargisson	

Absent or not voting, 8:

Ewell	Jesse	Schmeiser	Stanley
Grassley	Roorda	Skinner	Welden

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

**Senate File 156**, a bill for an act relating to the renewal of automobile insurance, with report of committee recommending passage, was taken up for consideration.

McElroy of Fremont, District 82, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 156)

The ayes were, 92:

Alt	Ellsworth	Knoke	Pellett
Anania	Ewell	Kruse	Pelton
Andersen	Fischer, H. O.	Larson	Priebe
Bennett	Fisher, C. R.	Lawson	Radl
Bergman	Franklin	Lipsky	Rex
Blouin	Freeman	Logemann	Rodgers
Bray	Gluba	Mayberry	Sargisson
Camp	Goode	McCormick	Schroeder
Campbell	Hamilton	McElroy	Schwartz
Christensen	Hansen	Mendenhall	Schwieger
Clark	Harbor	Menefee	Scott
Cochran	Hill	Middleswart	Shaw
Curtis	Holden	Miller	Siglin
Den Herder	Husak	Moffitt	Small
Dougherty	Johnston	Mollett	Sorg
Doyle	Kehe	Monroe	Stokes
Drake	Kelly	Nielsen	Strand
Dunton	Kennedy	Norpel	Stromer
Edelen	Kinley	Nystrom	Strothman
Egenes	Knoblauch	Patton	Taylor

Tieden	Waugh	Willits	Wyckoff
Trowbridge	Welden	Winkelman	Speaker
Uban	Wells	Wirtz	(Millen)
Varley			

The nays were, none.

Absent or not voting, 8:

Grassley	Kreamer	Roorda	Skinner
Jesse	Pierson	Schmeiser	Stanley

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

**House File 216**, a bill for an act relating to administrative and maintenance facilities for county conservation boards, with report of committee recommending passage, was taken up for consideration.

Willits of Polk, District 57, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 216)

The ayes were, 67:

Alt	Franklin	McCormick	Shaw
Anania	Gluba	McElroy	Siglin
Andersen	Hamilton	Menefee	Small
Bennett	Hansen	Miller	Stanley
Blouin	Harbor	Mollett	Stokes
Bray	Hill	Monroe	Taylor
Christensen	Husak	Nielsen	Tieden
Clark	Johnston	Norpel	Uban
Cochran	Kehe	Nystrom	Varley
Den Herder	Kennedy	Patton	Waugh
Dougherty	Kinley	Pellett	Wells
Doyle	Knoblauch	Priebe	Willits
Drake	Knoke	Rodgers	Winkelman
Dunton	Kruse	Sargisson	Wirtz
Egenes	Larson	Schwartz	Wyckoff
Ellsworth	Lawson	Schwieger	Speaker
Ewell	Mayberry	Scott	(Millen)

The nays were, 25:

Bergman	Freeman	Logemann	Radl
Camp	Goode	Mendenhall	Rex
Campbell	Grassley	Middleswart	Schroeder
Curtis	Holden	Moffitt	Sorg
Edelen	Kreamer	Pelton	Strand
Fischer, H. O.	Lipsky	Pierson	Strothman
Fisher, C. R.			

Absent or not voting, 8:

Jesse	Roorda	Skinner	Trowbridge
Kelly	Schmeiser	Stromer	Welden

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

Speaker Harbor in the chair at 10:20 a.m.

SENATE AMENDMENT CONSIDERED

Rex, of Hamilton, District 31, called up for consideration **House File 140**, a bill for an act relating to assignment of real estate mortgages by marginal entry, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 140, page 2, by striking lines 3 through 7, inclusive.

Motion prevailed and the House concurred in the Senate amendment.

Rex of Hamilton, District 31, moved that the bill, as amended by the Senate and concurred in by the House, to read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On question "Shall the bill pass?" (H.F. 140)

The ayes were, 95:

Alt	Gluba	McElroy	Shaw
Anania	Goode	Mendenhall	Siglin
Andersen	Grassley	Menefee	Skinner
Bennett	Hamilton	Millen	Small
Bergman	Hansen	Miller	Sorg
Blouin	Hill	Moffitt	Stanley
Bray	Holden	Mollett	Stokes
Camp	Husak	Monroe	Strand
Christensen	Jesse	Nielsen	Stromer
Clark	Johnston	Norpel	Strothman
Cochran	Kehe	Nystrom	Taylor
Curtis	Kelly	Patton	Tieden
Den Herder	Kennedy	Pellett	Trowbridge
Dougherty	Kinley	Pelton	Uban
Doyle	Knoblauch	Pierson	Varley
Drake	Knoke	Priebe	Waugh
Dunton	Kreamer	Radl	Welden
Edelen	Kruse	Rex	Wells
Egenes	Larson	Rodgers	Willits
Ellsworth	Lawson	Sargisson	Winkelman
Ewell	Lipsky	Schroeder	Wirtz
Fisher, C. R.	Logemann	Schwartz	Wyckoff
Franklin	Mayberry	Schwieger	Mr. Speaker
Freeman	McCormick	Scott	

The nays were, none.

Absent or not voting, 5:

Campbell	Middleswart	Roorda	Schmeiser
Fischer, H. O.			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.



## CONSIDERATION OF BILLS

## REGULAR CALENDAR

**House File 262**, a bill for an act relating to traffic control signals, with report of committee recommending passage, was taken up for consideration.

Hamilton of Cedar, District 72, asked and received unanimous consent to withdraw the amendment filed by the committee on law enforcement on March 4, 1971, and found on page 533 of the House Journal.

Taylor of Dubuque, District 51, asked and received unanimous consent to withdraw the amendment filed by him on March 22, 1971, and found on page 668 of the House Journal.

Wells of Linn, District 44, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 262)

The ayes were, 93:

Alt	Franklin	McCormick	Schwieger
Anania	Freeman	McElroy	Scott
Andersen	Gluba	Mendenhall	Shaw
Bennett	Goode	Menefee	Siglin
Bergman	Grassley	Middleswart	Small
Blouin	Hamilton	Millen	Sorg
Bray	Hansen	Miller	Stanley
Camp	Hill	Moffitt	Stokes
Campbell	Holden	Mollett	Strand
Christensen	Husak	Nielsen	Stromer
Clark	Jesse	Norpel	Strothman
Cochran	Johnston	Nystrom	Taylor
Curtis	Kehe	Patton	Tieden
Den Herder	Kelly	Pellett	Trowbridge
Dougherty	Kennedy	Pelton	Varley
Doyle	Knoblauch	Pierson	Waugh
Drake	Kreamer	Priebe	Welden
Dunton	Kruse	Radl	Wells
Edelen	Larson	Rex	Willits
Egenes	Lawson	Rodgers	Winkelman
Ellsworth	Lipsky	Sargisson	Wirtz
Ewell	Logemann	Schroeder	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker
Fisher, C. R.			

The nays were, 3:

Knoke	Monroe	Uban
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Absent or not voting, 4:

Kinley	Roorda	Schmeiser	Skinner
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**House File 274**, a bill for an act relating to military leave of absence for civil employees, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 274)

The ayes were, 91:

Alt	Fisher, C. R.	Lipsky	Schwartz
Anania	Franklin	Logemann	Scott
Andersen	Freeman	Mayberry	Shaw
Bennett	Gluba	McCormick	Siglin
Bergman	Goode	McElroy	Skinner
Blouin	Grassley	Mendenhall	Small
Bray	Hamilton	Menefee	Sorg
Camp	Hansen	Middleswart	Stanley
Campbell	Hill	Millen	Strand
Christensen	Holden	Miller	Stromer
Clark	Husak	Moffitt	Strothman
Cochran	Jesse	Mollett	Taylor
Curtis	Johnston	Monroe	Trowbridge
Den Herder	Kehe	Nielsen	Uban
Dougherty	Kelly	Nystrom	Varley
Doyle	Kennedy	Pellett	Waugh
Drake	Kinley	Pelton	Welden
Dunton	Knoblauch	Priebe	Willits
Edelen	Knoke	Radl	Winkelman
Egenes	Kreamer	Rex	Wirtz
Ellsworth	Kruse	Rodgers	Wyckoff
Ewell	Larson	Sargisson	Mr. Speaker
Fischer, H. O.	Lawson	Schroeder	

The nays were, 2:

Norpel                      Stokes

Absent or not voting, 7:

Patton	Roorda	Schwieger	Wells
Pierson	Schmeiser	Tieden	

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

**House File 376**, a bill for an act relating to the economic development activities by cities, with report of committee recommending passage, was taken up for consideration.

Egenes of Story, District 33, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 376)

The ayes were, 80:

Alt	Freeman	McElroy	Schwartz
Anania	Gluba	Mendenhall	Scott
Andersen	Goode	Menefee	Shaw
Bennett	Grassley	Middleswart	Siglin
Bergman	Hamilton	Millen	Sorg
Camp	Hansen	Miller	Stanley
Campbell	Holden	Moffitt	Stokes
Clark	Husak	Mollett	Strand
Curtis	Kehe	Monroe	Strothman
Den Herder	Kelly	Nielsen	Tieden
Dougherty	Kinley	Norpel	Trowbridge
Doyle	Knoblauch	Nystrom	Uban
Drake	Knoke	Patton	Varley
Dunton	Kreamer	Pellett	Waugh
Edelen	Kruse	Pelton	Wells
Egenes	Larson	Pierson	Willits
Ellsworth	Lawson	Radl	Winkelman
Ewell	Logemann	Rex	Wirtz
Fischer, H. O.	Mayberry	Rodgers	Wyckoff
Fisher, C. R.	McCormick	Sargisson	Mr. Speaker

The nays were, 14:

Blouin	Franklin	Kennedy	Skinner
Bray	Hill	Lipsky	Taylor
Christensen	Jesse	Schroeder	Welden
Cochran	Johnston		

Absent or not voting, 6:

Priebe	Schmeiser	Small	Stromer
Roorda	Schwieger		

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

**House File 381**, a bill for an act relating to commercial feed inspection fee, with report of committee recommending passage, was taken up for consideration.

Strothman of Henry, District 90, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 381)

The ayes were, 88:

Alt	Den Herder	Hansen	Lawson
Anania	Dougherty	Hill	Lipsky
Andersen	Drake	Holden	Logemann
Bennett	Dunton	Husak	Mayberry
Bergman	Edelen	Johnston	McCormick
Blouin	Egenes	Kelly	McElroy
Bray	Ellsworth	Kennedy	Mendenhall
Camp	Fisher, C. R.	Kinley	Menefee
Campbell	Franklin	Knoblauch	Millen
Christensen	Freeman	Knoke	Miller
Clark	Goode	Kreamer	Moffitt
Cochran	Grassley	Kruse	Monroe
Curtis	Hamilton	Larson	Nielsen

Norpel	Sargisson	Sorg	Varley
Nystrom	Schroeder	Stanley	Waugh
Pellett	Schwartz	Stokes	Welden
Pelton	Schwieger	Strand	Wells
Pierson	Scott	Stromer	Willits
Priebe	Shaw	Strothman	Winkelman
Radl	Siglin	Taylor	Wirtz
Rex	Skinner	Trowbridge	Wyckoff
Rodgers	Small	Uban	Mr. Speaker

The nays were, 1:

Jesse

Absent or not voting, 11:

Doyle	Gluba	Mollett	Schmeiser
Ewell	Kehe	Patton	Tieden
Fischer, H. O.	Middleswart	Roorda	

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

**House File 382**, a bill for an act relating to labeling of foreign meats, with report of committee recommending passage, was taken up for consideration.

Moffitt of Appanoose, District 96, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 382)

The ayes were, 88:

Alt	Grassley	McElroy	Schwieger
Anania	Hamilton	Mendenhall	Shaw
Andersen	Hansen	Menefee	Skinner
Blouin	Hill	Middleswart	Small
Bray	Holden	Millen	Sorg
Campbell	Husak	Miller	Stanley
Christensen	Jesse	Moffitt	Stokes
Clark	Johnston	Monroe	Strand
Cochran	Kehe	Nielsen	Stromer
Curtis	Kelly	Norpel	Strothman
Den Herder	Kennedy	Nystrom	Taylor
Dougherty	Kinley	Patton	Tieden
Drake	Knoblauch	Pellett	Trowbridge
Dunton	Knoke	Pelton	Uban
Edelen	Kreamer	Pierson	Varley
Egenes	Kruse	Priebe	Waugh
Ellsworth	Larson	Radl	Welden
Ewell	Lawson	Rex	Wells
Fischer, H. O.	Lipsky	Rodgers	Willits
Fisher, C. R.	Logemann	Sargisson	Wirtz
Freeman	Mayberry	Schroeder	Wyckoff
Goode	McCormick	Schwartz	Mr. Speaker

The nays were, 3:

Camp	Scott	Winkelman
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Absent or not voting, 9:

Bennett	Franklin	Mollett	Schmeiser
Bergman	Gluba	Roorda	Siglin
Doyle			

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

**House File 317**, a bill for an act relating to supervision of local budget preparation, with report of committee recommending passage, was taken up for consideration.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 317)

The ayes were, 87:

Alt	Freeman	Mendenhall	Schwieger
Anania	Gluba	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bergman	Grassley	Millen	Siglin
Blouin	Hamilton	Miller	Small
Camp	Hansen	Moffitt	Sorg
Campbell	Hill	Mollett	Stanley
Christensen	Holden	Monroe	Stokes
Clark	Husak	Nielsen	Strand
Cochran	Kehe	Norpel	Stromer
Curtis	Kelly	Nystrom	Strothman
Den Herder	Kinley	Patton	Taylor
Dougherty	Knoblauch	Pellet	Tieden
Doyle	Knoke	Pelton	Trowbridge
Drake	Kreamer	Pierson	Varley
Dunton	Kruse	Priebe	Waugh
Edelen	Lawson	Radl	Welden
Egenes	Lipsky	Rex	Winkelman
Ellsworth	Logemann	Rodgers	Wirtz
Ewell	Mayberry	Sargisson	Wyckoff
Fischer, H. O.	McCormick	Schroeder	Mr. Speaker
Fisher, C. R.	McElroy	Schwartz	

The nays were, 9:

Bray	Johnston	Larson	Uban
Franklin	Kennedy	Skinner	Willits
Jesse			

Absent or not voting, 4:

Bennett	Roorda	Schmeiser	Wells
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

REREFERRED TO COMMITTEE  
(House File 391)

**House File 391**, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty, with report of committee recommending passage, was taken up for consideration.

Skinner of Polk, District 60, rose on a point of order and invoked Rule 31.

The Speaker ruled the point well taken and referred **House File 391** to the committee on **ways and means**.

CONSIDERATION OF BILLS  
REGULAR CALENDAR

**House File 399**, a bill for an act relating to exemptions from the merit system and providing for work test appointments, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 399)

The ayes were, 92:

Alt	Freeman	McCormick	Scott
Anania	Gluba	McElroy	Shaw
Andersen	Goode	Mendenhall	Siglin
Bennett	Grassley	Menefee	Skinner
Bergman	Hamilton	Middleswart	Small
Blouin	Hansen	Millen	Sorg
Bray	Hill	Miller	Stanley
Camp	Holden	Moffitt	Stokes
Campbell	Husak	Norpel	Strand
Christensen	Jesse	Nystrom	Stromer
Clark	Johnston	Patton	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Kennedy	Pelton	Tieden
Den Herder	Kinley	Pierson	Trowbridge
Dougherty	Knoblauch	Priebe	Uban
Doyle	Knoke	Radl	Waugh
Drake	Kreamer	Rex	Welden
Dunton	Kruse	Rodgers	Wells
Ellsworth	Larson	Roorda	Willits
Ewell	Lawson	Sargisson	Winkelman
Fischer, H. O.	Lipsky	Schroeder	Wirtz
Fisher, C. R.	Logemann	Schwartz	Wyckoff
Franklin	Mayberry	Schwieger	Mr. Speaker

The nays were, none.

Absent or not voting, 8:

Edelen	Kehe	Monroe	Schmeiser
Egenes	Mollett	Nielsen	Varley

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

Speaker pro tempore Millen in the chair at 11:40 a.m.

**House File 180**, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings, with report of committee recommending passage, was taken up for consideration.

Bray of Scott, District 77, offered the following amendment filed by him and moved its adoption:

Amend House File 180 by striking everything after the enacting clause and inserting in lieu thereof the following:

Sec. 1. Section six hundred twenty-two point fourteen (622.14), Code 1971, is hereby repealed and the following inserted in lieu thereof:

"When the matter sought to be elicited would tend to render a witness criminally liable he is not compelled to answer, except as otherwise provided."

Sec. 2. Section six hundred twenty-two point fifteen (622.15), Code 1971, is hereby repealed and the following inserted in lieu thereof:

"The attorney general or a county attorney in the investigation or prosecution of a criminal offense, committee of the general assembly in the course of a legislative investigation, state commerce commission in the course of an investigation of methods of conducting business by companies, utilities, or carriers within the commission's jurisdiction, commissioner of the department of social services or division director designated by him in the course of an examination of an institution under the general control of such commissioner, or director of revenue in investigations or actions instituted or held by such director, may, upon application to and written direction from the district court, grant a person called as a witness immunity from prosecution as set forth in section 3. Such immunity shall be granted in the name of the state. After being granted immunity as herein provided, no person shall be excused from giving testimony, or from producing evidence, upon the ground that his testimony or such evidence would tend to render him criminally liable."

Sec. 3. Section six hundred twenty-two point sixteen (622.16), Code 1971, is hereby repealed and the following inserted in lieu thereof:

"No person compelled under section 2 to testify or produce evidence tending to incriminate him shall be prosecuted for any crime which such required testimony

or evidence tends to prove or to which the same relates. This section shall not exempt any person from prosecution for perjury."

The amendment lost.

Kreamer of Polk, District 63, offered the following amendment from the floor and moved its adoption:

Amend House File 180, page 2, by striking all of section 4.

The amendment was adopted.

Trowbridge of Floyd, District 9, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 180)

The ayes were, 70:

Alt	Fischer, H. O.	Mendenhall	Scott
Anania	Fisher, C. R.	Menefee	Shaw
Andersen	Freeman	Middleswart	Siglin
Bennett	Goode	Miller	Stanley
Bergman	Grassley	Moffitt	Stokes
Camp	Hamilton	Mollett	Strand
Campbell	Hansen	Norpel	Stromer
Christensen	Husak	Nystrom	Strothman
Clark	Kehe	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Varley
Dougherty	Kreamer	Rex	Welden
Drake	Kruse	Rodgers	Winkelman
Dunton	Logemann	Roorda	Wirtz
Edelen	Mayberry	Sargisson	Speaker
Ellsworth	McCormick	Schroeder	(Millen)
Ewell	McElroy	Schwartz	

The nays were, 17:

Blouin	Jesse	Lipsky	Uban
Doyle	Johnston	Monroe	Wells
Franklin	Kennedy	Schwieger	Willits
Gluba	Larson	Small	Wyckoff
Hill			

Absent or not voting, 13:

Bray	Kinley	Priebe	Skinner
Egenes	Lawson	Radl	Sorg
Harbor	Nielsen	Schmeiser	Waugh
Holden			

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



## ADOPTION OF SENATE CONCURRENT RESOLUTION 26

Kennedy of Chickasaw, District 11, called up for consideration **Senate Concurrent Resolution 26**, filed on March 11, 1971, and found on page 614 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

## MOTION TO RECONSIDER

(Senate File 159)

I move to reconsider the vote by which Senate File 159 passed the House on March 22, 1971.

CHARLES UBAN

## MOTION TO RECONSIDER

(House File 262)

MR. SPEAKER: I move to reconsider the vote by which House File 262 passed the House on March 23, 1971.

RAYMOND J. TAYLOR

Speaker Harbor in the chair at 4:20 p.m.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor that on March 23, 1971, he approved and transmitted to the Secretary of State the following bill:

Senate File 103, an act relating to excuse of jurors.

## AMENDMENTS FILED

- 1 Amend House File 73, page 30, line 12,
- 2 by inserting after the word "regulations" the
- 3 following: " , except those water quality
- 4 standards under the authority of the Iowa
- 5 water pollution control commission".

LAWSON of Cerro Gordo, District 17

- 1 Amend the committee amendment of March 5, 1971, to House File 73,
- 2 section 5, page 42, subsection 'a', line 24, by
- 3 inserting after the word "terraces." " , or other
- 4 permanent soil and water practices approved by
- 5 the state soil conservation committee".

CAMPBELL of Washington, District 89

- 1 Amend the Willits amendment to House File 144,  
 2 filed March 22, 1971, as follows:  
 3 1. Strike all of line 7 and insert in lieu  
 4 thereof the following:  
 5 "the Code. Any unexpended portion of the  
 6 twenty-five thousand dollars remaining at the end  
 7 of each fiscal year shall revert to the general  
 8 fund."

WILLITS of Polk, District 57

- 1 Amend House File 164 as follows:  
 2 1. Page 2, line 4, by striking the words "appro-  
 3 priated funds" and inserting in lieu thereof "funds  
 4 appropriated to the Department of Social Services  
 5 and any gifts or grants received by the Department  
 6 for this purpose."  
 7 2. Page 3, by adding after line 17 the following  
 8 new paragraph:  
 9 "The Department of Social Services shall report  
 10 to the Iowa General Assembly by April 1, 1972, a cost  
 11 benefit analysis of financial assistance provided  
 12 under this section."

BRAY of Scott, District 77

FRANKLIN of Polk, District 64

MENDENHALL of Allamakee, District 13

- 1 Amend House File 262, page 1, by striking all of  
 2 lines 19 through 22 and inserting in lieu thereof the  
 3 following:  
 4 "No pedestrian facing such signal shall enter the  
 5 roadway unless he can do so safely and without inter-  
 6 fering with any vehicular traffic."

TAYLOR of Dubuque, District 51

- 1 Amend House File 401, page 1, line 6, by insert-  
 2 ing after the word "America" the following:  
 3 "or a motion picture glorifying or condoning  
 4 violence to a person or persons, or depicting and  
 5 condoning sadism, war or killing, or which condones  
 6 the misuse of drugs, including alcohol, or showing  
 7 any scenes degrading law or moral order".

BRAY of Scott, District 77

FRANKLIN of Polk, District 64

PRIEBE of Kossuth, District 6

PATTON of Buchanan, District 20

- 1 Amend House File 432 as follows:  
 2 1. Page 10, by inserting after line 26 the following  
 3 new subsection, and renumbering the remaining subsection:  
 4 "6. In addition to the other taxes imposed by this  
 5 section, an Iowa income tax is imposed on a taxpayer's  
 6 income from interest and dividends on foreign securities  
 7 or securities of states and other political subdivisions,  
 8 to the extent such income is excluded from adjusted gross

9 income. The tax imposed under this subsection is an amount  
10 equal to ten percent of such income."

UBAN of Black Hawk, District 38  
CURTIS of Cherokee, District 25

1 Amend Senate File 122, page 3, by inserting after line  
2 5 the following new section:  
3 Section two hundred sixty-two A point two (262A.2),  
4 subsection six (6), Code 1971, is amended as follows:  
5 6. "Institutional income" shall mean income received  
6 by an institution from sources other than (a) student fees  
7 and charges, (b) rates, fees, rental or charges imposed  
8 and collected under the provisions of (1) sections 262.35  
9 through 262.42, (2) sections 262.44 through 262.53, and (3)  
10 sections 262.55 through 262.66, (c) state appropriations,  
11 (d) "hospital income", as that term is defined in subsec-  
12 tion 5 of section 263A.1, and (e) *income from the treas-*  
13 *urer's temporary investments.*

SCHROEDER of Pottawattamie, District 54

1 Amend Senate File 122, page 2, by striking all of  
2 section 1, lines 1 through 19, and renumbering the  
3 subsequent sections.

SCHROEDER of Pottawattamie, District 54

1 Amend Senate File 122 as follows:  
2 1. Add as a new section:  
3 "Sec. 3. The general assembly hereby declares a  
4 moratorium as of July 1, 1971, on any further  
5 expansion, purchase of land, sale of revenue bonds or  
6 letting of new contracts, under the provisions of  
7 chapter 262A, in regard to the institutions named in  
8 section 262A.2, subsection 2, until the legislature  
9 determines that further expansion is necessary."  
10 2. Renumber the following section.

SCHROEDER of Pottawattamie, District 54

On motion by Drake of Muscatine, District 71, the House ad-  
journed until 9:00 a.m., Wednesday, March 24, 1971.

# JOURNAL OF THE HOUSE

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Seventy-third Calendar Day—Forty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MARCH 24, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father Kress, pastor of the St. Mary's Church, Manchester, Iowa.

The Journal of Tuesday, March 23, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Sixty American history class students from East High School, Des Moines, Iowa, accompanied by their teacher, Mr. Hermann. By Kreamer of Polk, District 63.

Six American government class students from Roosevelt High School, Des Moines, Iowa, accompanied by their teacher, Mr. Treman. By Kreamer of Polk, District 63.

Ninety junior and senior high students from Central Decatur Community School, Leon, Iowa, accompanied by their teacher, J. W. Pease. By Christensen of Union, District 95, and Moffitt of Appanoose, District 96.

Thirty-three eighth grade students from Panora-Linden Community School Panora, Iowa, accompanied by their teachers, Mrs. Mary Jane Carson and Hal Rossow. By Fisher of Greene, District 56, and Rodgers of Dallas, District 85.

Seventy-five junior and senior students from Southeast Warren Community School, Liberty Center, Iowa, accompanied by their teacher, Mrs. Fair. By Middleswart of Warren, District 93.

Twenty-seven fifth grade students from West Marshall School, State Center, Iowa, accompanied by their teachers, Mrs. Speers, Mrs. Buck, Mrs. Paul and Mrs. Eckhart. By Fischer of Grundy, District 35, and Miller of Marshall, District 36.

Forty senior students from Armstrong High School, Armstrong,

Iowa, accompanied by their teachers, Mr. Fisher, Mr. Cecil and Mr. Cailens. By Edelen of Emmet, District 5.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Christensen of Union, District 95, from sixteen residents of Ringgold County; Mollett of Pottawattamie, District 80, from twenty residents of Pottawattamie County; and Camp of Clinton, District 73, from sixty-two residents of Clinton County opposing Senate File 351 and favoring continued support of the Iowa Meat and Poultry Inspection Law.

By Menefee of Fayette, District 19, from thirty-two residents of Fayette County protesting high property taxes and asking relief.

By Camp of Clinton, District 73, from ten residents of Clinton County opposing House File 126, relating to the soldiers relief commission.

By Holden of Scott, District 75, from two hundred twenty-eight residents of Scott County favoring legislation shifting the cost of financing education, welfare and state institutions from property taxes to other form of taxation.

By Camp of Clinton, District 73, from sixteen residents of Clinton County opposing both local and state income tax increases.

By Camp of Clinton, District 73, from thirty residents of Cerro Gordo County favoring House File 212, relating to salaries of the state highway commission and other state employees.

By McCormick of Delaware, District 48, from seventy-nine members of the West Delaware Teachers Association favoring a strong professional negotiations bill.

By Shaw of Scott, District 78, from twenty-two residents of Scott County; and Shaw of Scott, District 78, and Tieden of Clayton, District 14, from eighty-four residents of Clayton County favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Kinley of Polk, District 66, from forty residents of Polk County favoring House Concurrent Resolution 12 and fourteen residents of Polk County opposing House Concurrent Resolution 12, relating to the removal of all American personnel from Indo-China in 1971.

## INTRODUCTION OF BILLS

**House File 501**, by Franklin, Bray, Blouin, Kennedy and Johnston, a bill for an act relating to the use of temporary injunctions for discrimination in housing.

Read first time and referred to committee on **judiciary**.

**House File 502**, by Jesse, Franklin, Gluba, Johnston, Bray, Blouin and Kennedy, a bill for an act providing for the rights of a tenant in the maintenance and repair of rental property used in whole or in part as a dwelling.

Read first time and referred to committee on **commerce**.

**House File 503**, by Waugh, a bill for an act relating to levee and drainage districts.

Read first time and referred to committee on **county government**.

**House File 504**, by Lipsky, Hill, Shaw, Miller, Blouin, Franklin, Campbell, Sargisson, Egenes and McElroy, a bill for an act authorizing the state department of health to distribute information concerning birth control and to establish family planning clinics.

Read first time and referred to committee on **social services**.

**House File 505**, by committee on ways and means, a bill for an act relating to the fees charged for insurance agent licenses and making the act retroactive.

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

**House File 506**, by Pelton, a bill for an act relating to release and consent requirements in child placement and adoption proceedings.

Read first time and referred to committee on **judiciary**.

**House File 507**, by Pelton and Fischer of Grundy, a bill for an act relating to sheriff's fees.

Read first time and referred to committee on **county government**.

**House File 508**, by Kreamer, a bill for an act relating to homicide by vehicle and providing penalties for violations.

Read first time and referred to committee on **law enforcement**.

**House File 509**, by Knoke, a bill for an act relating to workmen's compensation.

Read first time and referred to committee on **human and industrial relations**.

**House File 510**, by Doyle, Knoblauch, Middleswart, Dougherty, Taylor, Winkelman, Tieden, Mollett, Lawson, Clark, Stanley, Stromer, Mendenhall, Schwartz, Sargisson, Anania, Fischer of Grundy, Schroeder, Wirtz, Wells, Norpel, Edelen, Miller, Scott, Rex, McElroy, Husak, Wyckoff, Priebe, Monroe, McCormick and Rodgers, a bill for an act to authorize cities and towns to impose a tax on theaters.

Read first time and referred to committee on **ways and means**.

**House File 511**, by Bennett, a bill for an act relating to the term of labor commissioner.

Read first time and referred to committee on **state government**.

#### SENATE MESSAGE CONSIDERED

**Senate File 76**, a bill for an act relating to temporary registration of snowmobiles.

Read first time and referred to committee on **conservation and recreation**.

#### ANNOUNCEMENT BY THE SPEAKER

Pursuant to House Rule 8, the Speaker appointed the following members of the House to the House steering committee:

#### HOUSE STEERING COMMITTEE

March 24, 1971

Millen of Van Buren, Chairman  
 Kreamer of Polk, Ranking Member  
 Priebe of Kossuth, Ranking Minority Member  
 Bennett of Polk  
 Ellsworth of Dubuque  
 Freeman of Buena Vista  
 Goode of Davis  
 Hansen of Black Hawk  
 Kelly of Woodbury  
 Logemann of Worth  
 Mollett of Pottawattamie  
 Monroe of Des Moines  
 Patton of Buchanan  
 Rodgers of Dallas  
 Roorda of Jasper  
 Schwartz of Wapello  
 Shaw of Scott  
 Welden of Hardin

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of House Joint Resolution 66 authorizing persons aged eighteen and twenty the right to vote, which was adopted by the Commonwealth of Virginia House of Delegates.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

(Senate File 122 Pending)

## SENATE FILE 122 SUBSTITUTED FOR HOUSE FILE 157

Hansen of Black Hawk, District 37 asked and received unanimous consent to substitute **Senate File 122** for **House File 157**.

Senate File 122, a bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend Senate File 122, page 2, by striking all of section 1, lines 1 through 19, and renumbering the subsequent sections.

A non-record roll call was requested.

The ayes were 65, nays 20.

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend Senate File 122, page 3, by inserting after line 5 the following new section:

Section two hundred sixty-two A point two (262A.2), subsection six (6), Code 1971, is amended as follows:

6. "Institutional income" shall mean income received by an institution from sources other than (a) student fees and charges, (b) rates, fees, rental or charges imposed and collected under the provisions of (1) sections 262.35 through 262.42, (2) sections 262.44 through 262.53, and (3) sections 262.55 through 262.66, (c) state appropriations, (d) "hospital income", as that term is defined in subsection 5 of section 263A.1, and (e) *income from the treasurer's temporary investments*.

Roll call was requested by Schroeder of Pottawattamie, District 54, and Hansen of Black Hawk, District 37.

On the question "Shall the amendment be adopted?" (S.F. 122)



The ayes were, 31:

Camp	Husak	Radl	Strothman
Christensen	Knoblauch	Roorda	Taylor
Drake	Knoke	Schroeder	Tieden
Fischer, H. O.	Kruse	Sorg	Waugh
Freeman	Logemann	Stanley	Winkelman
Goode	Mendenhall	Stokes	Wyckoff
Grassley	Mollett	Strand	Mr. Speaker
Holden	Nielsen	Stromer	

The nays were, 60:

Alt	Ellsworth	Lipsky	Rex
Anania	Franklin	Mayberry	Rodgers
Andersen	Gluba	McCormick	Sargisson
Bennett	Hamilton	McElroy	Schwartz
Bergman	Hansen	Menefee	Schwieger
Blouin	Hill	Middleswart	Scott
Bray	Jesse	Miller	Shaw
Campbell	Johnston	Moffitt	Siglin
Clark	Kehe	Norpel	Small
Cochran	Kelly	Nystrom	Uban
Curtis	Kennedy	Patton	Varley
Dougherty	Kinley	Pellett	Welden
Doyle	Kreamer	Pelton	Wells
Dunton	Larson	Pierson	Willits
Egenes	Lawson	Priebe	Wirtz

Absent or not voting, 9:

Den Herder	Fisher, C. R.	Monroe	Skinner
Edelen	Millen	Schmeiser	Trowbridge
Ewell			

The amendment lost.

Willits of Polk, District 57, offered the following amendment from the floor and moved its adoption:

Amend Senate File 122 as follows:

Page 3 by inserting after line 5 the following new section:

“Student fees and charges used for the payment of debt service under this section shall be identified as fees or charges for the payment of debt service at the time the student fees or charges are levied.”

The amendment lost.

(Senate File 122 pending.)

#### HOUSE FILE 157 WITHDRAWN

Hansen of Black Hawk, District 37, asked and received unanimous consent to withdraw **House File 157** from further consideration by the House.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 82, 121, 231 and 346.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 82, 121, 231 and 346.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 24th day of March, 1971, sent to the Governor for his approval: House Files 82, 121, 231 and 346.

ELIZABETH R. MILLER, Chairman

Report adopted.

## REPORTS OF COMMITTEES

Hansen of Black Hawk, District 37, from the committee on higher education, submitted the following report:

MR. SPEAKER: Your committee on higher education, to whom was referred **House File 72**, a bill for an act relating to tuition rates set by the board of regents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

WILLARD HANSEN, Chairman

Goode of Davis-Wapello, District 98, from the committee on transportation, submitted the following report:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 319**, a bill for an act relating to flashing lights on vehicles, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be indefinitely postponed**.

DEWEY E. GOODE, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred Senate File 201, a bill for an act relating to the issuance of marriage licenses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred Senate File 202, a bill for an act relating to changing of names by individuals, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

CLYDE REX, Chairman

AMENDMENTS FILED

1 Amend the committee on transportation amendment  
2 to House File 46, found on page 521 of the March 3,  
3 1971, House Journal, by inserting after line 32 the  
4 following:

5 "Sec. 2. Section three hundred twenty-one  
6 point four hundred twenty-three (321.423),  
7 subsection six (6), Code 1971, is amended as follows:

8 6. Any farm tractor, implement of husbandry,  
9 road construction or maintenance vehicle, road  
10 grader, and any other vehicle principally designed  
11 for use off the highway which, when operated on  
12 [the highway] a primary or secondary road, is  
13 operated on the highway at a speed of twenty-five  
14 miles an hour or less, [may] shall be equipped with  
15 and display, after June 30, 1972, an amber  
16 flashing light visible from the rear at any time  
17 from sunset to sunrise. All vehicles specified  
18 in this subsection, which are manufactured for  
19 sale or sold in this state after the thirty-first  
20 of December, 1971, shall be equipped with the  
21 amber flashing light. The type, [color] number,  
22 dimensions, and method of mounting of the light  
23 shall be approved by the commissioner. The  
24 Commissioner, when approving the light, shall be  
25 guided as far as practicable by the standards of  
26 the American society of agricultural engineers."

- REX of Hamilton, District 31
- LOGEMANN of Worth, District 7
- HILL of Polk, District 62
- PIERSON of Mahaska, District 87
- WELDEN of Hardin, District 32
- ELLSWORTH of Dubuque, District 50
- CHRISTENSEN of Union, District 95
- BERGMAN of Osceola, District 3
- RODGERS of Dallas, District 85
- HANSEN of Black Hawk, District 37
- RADL of Linn, District 43

TAYLOR of Dubuque, District 51  
 MONROE of Des Moines, District 92  
 WYCKOFF of Benton, District 42  
 CLARK of Lee, District 100  
 SCHWIEGER of Black Hawk, District 40  
 COCHRAN of Webster, District 29

- 1 Amend House File 73 as follows:  
 2 1. Page 34, lines 27 and 28, by striking the words  
 3 "for its approval".  
 4 2. Page 39, line 35, by inserting after the word  
 5 "service" the words "or his designee".  
 6 3. Page 45, line 26, by inserting after the first  
 7 word "a" the words "written and signed".  
 8 4. Page 45, lines 26 and 27, by striking the words  
 9 " , either in writing or by a personal appearance  
 10 of the complainant,".

CAMPBELL of Washington, District 89

- 1 Amend the committee on environmental preservation  
 2 amendment to House File 73, filed March 5, 1971, line  
 3 24, by inserting after the word "terraces" the  
 4 following: " , or other permanent soil and water  
 5 practices approved by the state soil conservation  
 6 committee".

CAMPBELL of Washington, District 89

- 1 Amend the committee on environmental preservation  
 2 amendment to House File 73 as follows:  
 3 1. By striking lines 14 through 29, inclusive, and  
 4 renumbering the succeeding amendments accordingly.  
 5 2. By striking lines 35 through 58, inclusive, and  
 6 inserting in lieu thereof the following:  
 7 "8. Page 46, by striking from line 25 all after the  
 8 word 'funds', and striking lines 26 and 27 and all of line  
 9 28 before the period in that line, and inserting in lieu  
 10 thereof the following:  
 11 'are available for such practice in an amount estab-  
 12 lished by the state soil conservation committee. In  
 13 determining the amount of cost sharing for each approved  
 14 type of practice, the committee shall consider the extent  
 15 to which the practice contributes benefits to the public  
 16 in relation to the benefits that will accrue to the  
 17 individual owner or occupant.  
 18 The committee shall review the minimums established  
 19 for cost sharing once a year and may change them to conform  
 20 to changes in cost benefits or damages'."

COCHRAN of Webster, District 29  
 VARLEY of Adair, District 84

- 1 Amend House File 241 as follows:  
 2 1. Page 3, line 35, by inserting after the period the  
 3 following:  
 4 "*In addition to the tests for which the motor vehicle*  
 5 *operator is deemed to have given his consent under this*

6 *section, and as an aid in determining whether that person*  
 7 *has operated a motor vehicle while under the influence of*  
 8 *an alcoholic beverage, a peace officer may, prior to*  
 9 *arrest, require that person to submit to a breath test*  
 10 *administered by the peace officer. Such test shall be*  
 11 *used strictly as an aid by the peace officer in deter-*  
 12 *mining the likelihood of intoxication, and shall have no*  
 13 *further evidenciary value."*

14 2. Page 3, by striking the strike-throughs from lines  
 15 32 through 35, inclusive.

16 3. Page 4, by striking lines 16 through 35, inclusive,  
 17 and page 5, by striking line 1.

ANDERSEN of Woodbury, District 23

1 Amend House File 285 as follows:

2 1. Page 2, line 11, by inserting after the  
 3 word "without" the word "current".

4 2. Page 2, line 12, by striking the words  
 5 "or along a highway." and inserting in lieu thereof  
 6 "public or private property."

KNOKE of Pottawattamie, District 79

1 Amend the Schwieger amendment to House File  
 2 326, filed March 12, 1971, by striking all of lines  
 3 86 through 88.

SCHWIEGER of Black Hawk, District 40

1 Amend House File 391 as follows:

2 Page 2, line 31, by striking the word "twenty-five" and  
 3 inserting in lieu thereof the word "fifty".

4 Page 2, line 32, by striking the word "ten" and  
 5 inserting in lieu thereof the word "twenty".

COMMITTEE ON WAYS AND MEANS  
 ELMER H. DEN HERDER, Chairman

1 Amend House File 391, page 6, by striking lines  
 2 24 through 28, and by renumbering the subsequent  
 3 sections.

MOFFITT of Appanoose, District 96  
 HUSAK of Tama, District 41

1 Amend House File 409 by striking everything after the  
 2 enacting clause and inserting in lieu thereof the following:  
 3 "Section 1. Section six hundred four point eight (604.8),  
 4 subsection four (4), Code 1971, is amended as follows:  
 5 4. In those districts having more judges than the number  
 6 of judgeships specified by the formula set out in subsection  
 7 2 [hereof] of this section, vacancies shall [not] be filled in  
 8 those districts meeting either the case load or population  
 9 factor. This provision shall apply to all vacancies occur-  
 10 ring after June 30, 1967. The chief justice shall promptly  
 11 make the determination required to fill vacancies and shall  
 12 notify the nominating commission of the respective judicial  
 13 districts as well as the governor of any nominations and  
 14 appointments that may be required to be made as a result of  
 15 the determination.

16 Sec. 2. Section six hundred four point eight (604.8),  
17 Code 1971, is amended by striking subsection six (6).

18 Sec. 3. Section six hundred four point eight (604.8),  
19 Code 1971, is amended by striking subsection seven (7) and  
20 inserting in lieu thereof the following:

21 7. A new judge shall be appointed in any district which  
22 becomes entitled to an additional judgeship under subsection  
23 two (2) of this section.

24 Sec. 4. Section six hundred four point eight (604.8),  
25 subsection eight (8), Code 1971, is amended as follows:

26 8. On January 2 of each year, and at such other times as  
27 may be appropriate, the chief justice shall make the deter-  
28 minations required under this section, and shall notify the  
29 nominating commissions involved and the governor of any such  
30 appointments that may be required as a result [thereof] of the  
31 *determinations.*"

KELLY of Woodbury, District 22  
DOYLE of Woodbury, District 21  
ANDERSEN of Woodbury, District 23  
SARGISSON of Woodbury, District 24  
WAUGH of Monona, District 27

1 Amend Senate File 127, as passed by the Senate, page  
2 1, line 10, by striking the word "ten" and inserting  
3 in lieu thereof the word "twenty".

PELTON of Clinton, District 74

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Thursday, March 25, 1971.

# JOURNAL OF THE HOUSE

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Seventy-fourth Calendar Day—Forty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MARCH 25, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Landis Olson, pastor of the Morningside Lutheran Church, Sioux City, Iowa.

The Journal of Wednesday, March 24, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Rex of Hamilton, District 31, on request of Bergman of Osceola, District 3; Monroe of Des Moines, District 92, on request of Scott of Cerro Gordo, District 18.

## PRESENTATION OF VISITORS

McCormick of Delaware, District 48, presented to the House the Honorable Roy A. Miller, former member of the House in the Sixtieth, Sixtieth Extra, Sixty-second and Sixty-third General Assemblies representing Jones County.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five eighth grade Science Club members from Creston Junior High School, Creston, Iowa, accompanied by their teacher, Wayne Babberl. By Christensen of Union, District 95.

Twenty government class students from Amana High School, Amana Colonies, accompanied by their teacher, Bob Thomas. By Dunton of Keokuk, District 88.

One hundred eleven students from Urbandale Junior High School, Urbandale, Iowa, accompanied by their teachers, Dan Schmidt and Mary Oler. By Willits of Polk, District 57.

Forty-four senior government class students from Newell-Providence High School, Newell, Iowa, accompanied by their teachers, Mr. Campbell and Mr. Archer. By Freeman of Buena Vista, District 15.

Fifty-three government class students from Anita High School,

Anita, Iowa, accompanied by their teacher, Noel Wingate. By Pellett of Cass, District 83.

Forty-seven students from Marquette High School, Bellevue, Iowa, accompanied by Father Phillip Schmitt and Sister Marie Vincent Smith. By Norpel of Jackson, District 52.

#### PERSONAL PRIVILEGE

Millen of Van Buren, District 99, rose on a point of personal privilege and thanked the students from Marquette High School for the following presentation:

The Honorable Floyd Millen  
House of Representatives  
Iowa State Capitol  
Des Moines, Iowa

Dear Mr. Millen:

Our class is greatly disturbed by certain mishaps in the Iowa House. We noticed an article about UFO's in the Des Moines Register of March 24, 1971.

To avoid any such mishaps in the future, we are donating this gavel, made of steadfast Jackson County wood.

We hope that it will serve the House faithfully.

Respectfully yours,  
CLASS of 1971  
Marquette High School  
Bellevue, Iowa

#### PETITIONS FILED

The following petitions were received and placed on file:

By Grassley of Butler, District 10, from seven residents of Butler County opposing the use of drugs by the boys in the service of our country.

By Middleswart of Warren, District 93, from twenty-eight residents of Warren County opposing Senate File 351 and favoring continued support of the Iowa meat and poultry inspection law.

By Tieden of Clayton, District 14, from sixteen residents of Farmersburg, Iowa, favoring educational TV.

By Dougherty of Monroe, District 94, from twenty-five American Legion members of Lovilia, Iowa, opposing House File 126 relating to soldiers relief commission and opposing House File 185 relating to the soldiers home.

By Rodgers of Dallas, District 85, from three hundred ninety-three residents of Dallas County favoring pari-mutuel betting to be an excellent source of revenue for the State of Iowa.



By Shaw of Scott, District 78, from forty-eight residents of Cedar County and ninety-seven residents of Scott County favoring House File 345 relating to sales of liquor and beer on Sunday.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 72, 319, and Senate Files 201 and 202, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 512**, by Pelton and Fischer of Grundy, a bill for an act relating to vehicular homicide and providing a penalty.

Read first time and referred to committee on **law enforcement**.

**House File 513**, by Kreamer, Andersen, Fischer of Grundy, Bennett, Doyle, Kinley, Fisher of Greene, Ellsworth, Anania, Jesse, Dunton, Drake, Franklin, Christensen, Freeman, Radl, Middleswart, Tieden, Scott, Knoblauch, Willits, Mayberry, Kruse, Roorda, Stromer, Rodgers, Patton, Priebe, Schroeder, Alt, Kennedy, Rex, Skinner and Blouin (Tapscott, Potgeter, Smith, Gaudineer, Van Gilst, DeKoster, Walsh, Briles, Schaben, Robinson, Arbuckle, Griffin, Gilley, Coleman, Palmer, Kennedy, Shawver, Erskine, Balloun, Rhodes, Miller, Nicholson and Graham), a bill for an act to make an appropriation to the executive council for the college of osteopathic medicine and surgery, Polk County, Iowa.

Read first time and referred to committee on **appropriations**.

**House File 514**, by Alt, Tieden, Jesse, Willits, Kreamer, Hill, Kinley, Anania, Skinner, Kruse, Bennett, Middleswart and Franklin, a bill for an act relating to county conservation boards.

Read first time and referred to committee on **county government**.

**House File 515** by Skinner, a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Delaware Township of Polk County, Iowa, in connection with certain elections held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said elections and that bonds issued pursuant to said proceedings shall be enforceable obligations of said Township.

Read first time and referred to committee on **judiciary**.

**House File 516**, by Strothman, a bill for an act relating to the sale of certain land in Henry County, Iowa, legalizing such sale, and authorizing the issuance of a patent so as to provide clear title to such land.

Read first time and referred to committee on **judiciary**.

**House File 517**, by Cochran, Stromer, Dougherty, Middlewart, Schmeiser, Christensen, Knoblauch, Rodgers, Scott, Gluba and Priebe (Tapscott), a bill for an act relating to financing of aid to dependent children, blind assistance, and aid to the disabled.

Read first time and referred to committee on **ways and means**.

**House File 518**, by Den Herder, Skinner, Ellsworth and Wirtz (Brownlee, Riley, Smith, Tapscott, Davis and Palmer), 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.

Read first time and referred to committee on **social services**.

#### PROOF OF PUBLICATIONS

Published copy of House File 516 and verified proof of publication of said bill in The Mount Pleasant News, Mount Pleasant, Iowa, March 18, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

**WILLIAM R. KENDRICK**  
Chief Clerk, House of Representatives

Published copy of House File 515 and verified proof of publication of said bill in the Lee Town News, Des Moines, Iowa, March 5, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

**WILLIAM R. KENDRICK**  
Chief Clerk, House of Representatives

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate insists on Senate amendments 5 and 6 to House File 12, a bill for an act relating to motor vehicle fees collected by county treasurers, requests a conference committee, and that the President of the Senate has appointed as members of the conference committee, on the part of the Senate: The Senator from Black Hawk, Mr. Messerly, chairman; the Senator from Scott, Mr. Thordsen; the Senator from Washington, Mr. Stephens, and the Senator from Webster, Mr. Coleman.

**CARROLL A. LANE**, Secretary

#### CONFERENCE COMMITTEE APPOINTED (House File 12)

The Speaker announced the appointment of Drake of Muscatine, District 71, chairman; Fisher of Greene, District 56; Kehe of Bremer, District 12, and Wells of Linn, District 44, on the part of the House, as conferees concerning House File 12.

**COMMUNICATION FROM THE CHIEF CLERK**

There is on file in the office of the Chief Clerk the following communications from the General Assembly of Georgia:

House Resolution 146 adopted on February 25, 1971, urging the legislatures of other states to adopt a resolution urging the signatories of the last Geneva Convention to insist that the Government of North Vietnam live up to the rules concerning the treatment of prisoners of war.

House Resolution 147 adopted on February 25, 1971, urging the signatories of the last Geneva Convention to exert their influence in an effort to persuade the Government of North Vietnam to live up to the rules of the last Geneva Convention concerning prisoners of war.

**COMMUNICATIONS FROM THE CHIEF CLERK**

The following communications are on file in the office of the Chief Clerk:

**EXECUTIVE COUNCIL OF IOWA**

Office of the Secretary

Capitol Building

Des Moines, Iowa 50319

March 22, 1971

Hon. William H. Harbor  
Speaker of the House  
Building

Re: Terrace Hill, Des Moines, Iowa

Dear Sir:

Forwarded herewith is a copy of a letter received from Mr. James R. Austin of the law firm of Austin, McDonald, Myers and Peterson, representing the income beneficiaries of the Frederick M. Hubbell Estate in which is detailed the conditions under which the beneficiaries will donate 'Terrace Hill' to the State of Iowa.

The following is an excerpt from the minutes of the Executive Council meeting held March 8, 1971:

'The Space Committee announced to the Council members that they had been advised that the Hubbell Estate is petitioning the Court to release 'Terrace Hill' from the Hubbell Trust to the Heirs. As soon as the Space Committee has been advised that this procedure has been accomplished, the said Space Committee will be in a position to make a report to the General Assembly. The Secretary was directed to request of the President of the Senate and the Speaker of the House that the Space Committee be given an opportunity to meet with the appropriate Legislative Committees, following receipt of a letter from Attorney Ray Austin, representing the Hubbell Trust, to discuss the terms of this gift to the State of Iowa.'

This office, in compliance with the directive given in the aforementioned excerpt from Executive Council meeting minutes, respectfully requests receipt of advice from you and the Hon. Roger W. Jepsen, Lieutenant Governor, as to when the Space Committee members of the Executive Council can meet with the Legislative Committee appointed by the House.

**EXECUTIVE COUNCIL OF IOWA**  
W. C. WELLMAN, Secretary

Also:

Law Offices  
AUSTIN, McDONALD, MYERS & PETERSON  
Hubbell Building  
Des Moines, Iowa 50309

March 16, 1971

Executive Council  
State of Iowa  
State House  
Des Moines, Iowa

Re: Terrace Hill, Des Moines, Iowa

Gentlemen:

On behalf of Mr. James H. Windsor, Mr. Simpson P. Smith and Mr. James W. Hubbell, Jr., as Trustees of the Frederick M. Hubbell Estate; and Mr. Fredrik Wachtmeister of Warrenton, Virginia; Mrs. Frances H. Ingham, Mrs. Virginia H. Barshell and Mrs. Mary Belle H. Windsor, of Des Moines; Mrs. Helen H. Ingham, of Fort Lauderdale, Florida; Mr. James W. Hubbell, Jr., of Des Moines; Mrs. Mary H. Waterman, of Davenport, Iowa and Mr. Crawford C. Hubbell, of Des Moines, the present income beneficiaries of the trust, I am authorized to make the following proposal concerning the Hubbell property at 2300 Grand Avenue, Des Moines. The property, locally known as 'Terrace Hill', comprises approximately eight (8) acres, described as:

Lot One (1) of Polk and Hubbell Park, an addition to the City of Des Moines, Iowa;

and is improved with the 'Terrace Hill' mansion, the 'carriage house' and a concrete swimming pool.

Subject to approval of the Polk County District Court, the income beneficiaries of the Frederick M. Hubbell Estate will purchase the property from the Trustees and will donate it to the State of Iowa, subject only to the following conditions:

1. That the State agree to preserve the mansion for not less than 25 years;
2. That the mansion be designated and known as 'Terrace Hill';
3. That, if requested by the donors at the time of conveyance, an appropriate plaque, showing the name of the donors, be installed in the mansion;
4. That the State of Iowa signify its acceptance of this proposal by an appropriate written or printed document, subject only to the foregoing conditions.

Upon acceptance by the State as above, the Trustees of the Frederick M. Hubbell Estate will apply to the Court for authority to sell the property to the income beneficiaries of the trust.

While no specific time limit is placed on this proposal, we will appreciate the State's decision during the present legislative session.

Respectfully submitted,  
J. R. AUSTIN

#### SENATE AMENDMENT AND MESSAGE CONSIDERED

Drake of Muscatine, District 71, called up for consideration **House File 119**, a bill for an act relating to election precincts, in

which the Senate receded from divisions 1, 5, 6, 8 and 12 of its amendment to; concurred in the House amendment to the Senate amendment; and passed House File 119.

Drake of Muscatine, District 71, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On question "Shall the bill pass?" (H.F.119)

The ayes were, 77:

Alt	Hamilton	Millen	Scott
Anania	Hansen	Miller	Siglin
Andersen	Hill	Moffitt	Small
Bennett	Holden	Mollett	Sorg
Bergman	Kehe	Nielsen	Stanley
Camp	Kelly	Norpel	Stokes
Campbell	Knoblauch	Nystrom	Strand
Christensen	Knoke	Patton	Strothman
Cochran	Kreamer	Pellett	Taylor
Curtis	Kruse	Pelton	Tieden
Den Herder	Larson	Pierson	Trowbridge
Dougherty	Lipsky	Priebe	Uban
Drake	Logemann	Radl	Varley
Dunton	Mayberry	Rodgers	Waugh
Egenes	McCormick	Roorda	Wells
Ellsworth	McElroy	Sargisson	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wirtz
Fisher, C. R.	Menefee	Schwartz	Wyckoff
Franklin	Middleswart	Schwieger	Mr. Speaker
Goode			

The nays were, 8:

Blouin	Doyle	Husak	Lawson
Bray	Gluba	Jesse	Willits

Absent or not voting, 15:

Clark	Grassley	Monroe	Skinner
Edelen	Johnston	Rex	Stromer
Ewell	Kennedy	Schmeiser	Welden
Freeman	Kinley	Shaw	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### BUSINESS PENDING CALENDAR

The House resumed consideration of **Senate File 122**, a bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend Senate File 122 as follows:

1. Add as a new section:

"Sec. 3. The general assembly hereby declares a moratorium as of July 1, 1971, on any further expansion, purchase of land, sale of revenue bonds or letting of new contracts, under the provisions of chapter 262A, in regard to the institutions named in section 262A.2, subsection 2, until the legislature determines that further expansion is necessary."

2. Renumber the following section.

Roll call was requested by Schroeder of Pottawattamie, District 54, and Hanson of Black Hawk, District 37.

On the question "Shall the amendment be adopted?"

The ayes were, 35:

Camp	Knoblauch	Radl	Strothman
Christensen	Knoke	Roorda	Taylor
Fischer, H. O.	Kruse	Schroeder	Tieden
Fisher, C. R.	Lawson	Scott	Trowbridge
Freeman	Logemann	Sorg	Waugh
Goode	McElroy	Stanley	Winkelman
Holden	Mendenhall	Stokes	Wyckoff
Husak	Mollett	Strand	Mr. Speaker
Kehe	Nielsen	Stromer	

The nays were, 56:

Alt	Edelen	Larson	Priebe
Anania	Egenes	Lipsky	Rodgers
Andersen	Ellsworth	Mayberry	Sargisson
Bennett	Ewell	McCormick	Schwartz
Blouin	Franklin	Menefee	Schwieger
Campbell	Gluba	Middleswart	Shaw
Clark	Hamilton	Miller	Siglin
Cochran	Hansen	Moffitt	Small
Curtis	Hill	Norpel	Uban
Den Herder	Jesse	Nystrom	Varley
Dougherty	Johnston	Patton	Welden
Doyle	Kelly	Pellett	Wells
Drake	Kennedy	Pelton	Willits
Dunton	Kinley	Pierson	Wirtz

Absent or not voting, 9:

Bergman	Kreamer	Monroe	Schmeiser
Bray	Millen	Rex	Skinner
Grassley			

The amendment lost.

Hansen of Black Hawk, District 37, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 122)

The ayes were, 67:

Alt	Ewell	Lipsky	Schwartz
Anania	Gluba	Mayberry	Schwieger
Andersen	Hamilton	McCormick	Scott
Bennett	Hansen	McElroy	Shaw
Bergman	Hill	Menefee	Siglin
Blouin	Husak	Middleswart	Small
Bray	Jesse	Millen	Stromer
Clark	Johnston	Miller	Trowbridge
Cochran	Kehe	Moffitt	Uban
Curtis	Kelly	Norpel	Varley
Den Herder	Kennedy	Nystrom	Waugh
Dougherty	Kinley	Patton	Welden
Drake	Knoblauch	Pellett	Wells
Dunton	Knoke	Pelton	Willits
Edelen	Kreamer	Pierson	Wirtz
Egenes	Larson	Rodgers	Mr. Speaker
Ellsworth	Lawson	Sargisson	

The nays were, 26:

Camp	Grassley	Priebe	Stokes
Campbell	Holden	Radl	Strand
Christensen	Kruse	Roorda	Strothman
Fischer, H. O.	Logemann	Schroeder	Tieden
Fisher, C. R.	Kreidenhall	Sorg	Winkelman
Freeman	Mollett	Stanley	Wyckoff
Goode	Nielsen		

Absent or not voting, 7:

Doyle	Monroe	Schmeiser	Taylor
Franklin	Rex	Skinner	

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

### REGULAR CALENDAR

(House File 73 Referred to Committee on Appropriations)

**House File 73**, a bill for an act relating to conservation of soil and water resources of the state, and to control of water pollution, with report of committee recommending amendment and passage, was taken up for consideration.

Varley of Adair, District 84, asked and received unanimous consent that **House File 73** be referred to the committee on appropriations.

### CONSIDERATION OF BILLS

(House File 116 Deferred)

The House resumed consideration of **House File 116**, a bill for an act relating to the advertisement of meat and poultry products.

Strothman of Henry, District 90, offered the following amendment filed by him and moved its adoption:

Amend House File 116 by striking from lines 1, 6, 10 and 16 the words "meat and"; also, by striking from line 11 the words "meat or".

The amendment was adopted.

Rodgers of Dallas, District 85, asked and received unanimous consent to withdraw the amendment filed by him on March 10, 1971, and found on page 607 of the House Journal.

Rodgers of Dallas, District 85, offered the following amendment filed by him and moved its adoption :

Amend House File 116 as follows:

Page 1, by adding the following paragraph after line 13:

Any person violating this section shall be guilty of a misdemeanor and, upon conviction, shall be punished by imprisonment in a county jail not more than thirty days or by a fine not exceeding one hundred dollars.

The amendment was adopted.

Knoke of Pottawattamie, District 79, asked and received unanimous consent that **House File 116** be deferred.

(House File 116 deferred and retained on the calendar under unfinished business.)

#### SENATE AMENDMENT CONSIDERED

Schroeder of Pottawattamie, District 54, called up for consideration **House File 334**, a bill for an act relating to deposit and investment of public funds, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 334 as follows:

1. Page 2, line 22, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".

2. Page 3, line 18, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".

3. Page 4, line 5, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".

4. Page 4, line 19, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".

5. Page 4, line 32, by inserting after the letter "b" the words "*except that investment in common stocks shall not be permitted*".

6. Page 5, line 15, by adding after the word "Code" the words "*except that investment in common stocks shall not be permitted*".



7. Page 5, line 34, by adding after the word "Code" the words "except that investment in common stocks shall not be permitted".

Motion prevailed and the House concurred in the Senate amendment.

Schroeder of Pottawattamie, District 54, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 334)

The ayes were, 88:

Alt	Franklin	Mayberry	Shaw
Anania	Freeman	McElroy	Siglin
Andersen	Gluba	Mendenhall	Small
Bennett	Goode	Menefee	Sorg
Bergman	Grassley	Middleswart	Stanley
Blouin	Hamilton	Millen	Stokes
Bray	Hill	Miller	Strand
Camp	Holden	Moffitt	Stromer
Campbell	Husak	Norpel	Strothman
Clark	Jesse	Nystrom	Taylor
Cochran	Johnston	Patton	Tieden
Curtis	Kelly	Pellett	Trowbridge
Den Herder	Kennedy	Pelton	Urban
Dougherty	Kinley	Pierson	Varley
Doyle	Knoblauch	Priebe	Waugh
Drake	Knoke	Radl	Welden
Dunton	Kreamer	Rodgers	Wells
Edelen	Kruse	Roorda	Willits
Egenes	Larson	Sargisson	Winkelman
Ellsworth	Lawson	Schroeder	Wirtz
Fischer, H. O.	Lipsky	Schwartz	Wyckoff
Fisher, C. R.	Logemann	Scott	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Christensen	Kehe	Monroe	Schmeiser
Ewell	McCormick	Nielsen	Schwieger
Hansen	Mollett	Rex	Skinner

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

(Senate File 127 Pending)

**Senate File 127**, a bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property, with report of committee recommending passage, was taken up for consideration.

Varley of Adair, District 84, in the chair at 10:45 a.m.

Pelton of Clinton, District 74, offered the following amendment filed by him and moved its adoption:

Amend Senate File 127, as passed by the Senate, page 1, line 10, by striking the word "ten" and inserting in lieu thereof the word "twenty".

A non-record roll call was requested.

The ayes were 28, nays 56.

The amendment lost.

Speaker Harbor in the chair at 11:40 a.m.

Jesse of Polk, District 58, offered the following amendment filed by him from the floor and moved its adoption:

Amend Senate File 127, page 1, line 11, by inserting after the word "work" the words "or the discovery of the defect, whichever is later".

A non-record roll call was requested.

The ayes were 42, nays 42.

The amendment lost.

(Senate File 127 pending.)

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the House amendment to and passed the following bill: Senate File 170, a bill for an act relating to the appointment and tenure of the commissioner of public safety.

Also: That the Senate has concurred in House amendment to and passed the following bill:

Senate File 204, a bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 230, a bill for an act relating to election precincts.

Also: That the Senate has amended and adopted the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution 7, proposing an amendment to the Constitution of the State of Iowa relating to the terms of office of elected state officials.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE JOINT RESOLUTION 7

- 1 Amend House Joint Resolution 7, page 3, line 18, by striking
- 2 the word "amendment" and inserting in lieu thereof the word
- 3 "amendments".

## SENATE AMENDMENT TO HOUSE FILE 230

- 1 Amend House File 230 as follows:  
 2 1. Page 2, by striking lines 1 through 32, inclusive, and  
 3 renumbering the remaining sections.  
 4 2. Page 3, line 2, by inserting after the word "more" the  
 5 word "contiguous".  
 6 3. Page 3, line 11, by inserting after the word "more" the  
 7 word "contiguous".

MOTION TO RECONSIDER  
 (Amendments to House File 116)

I move to reconsider the vote by which the Mayberry amendment to House File 116 was adopted on March 9, 1971, and the Strothman amendment to House File 116 was adopted on March 25, 1971.

D. VINCENT MAYBERRY  
 CHARLES F. STROTHMAN

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 179.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

## BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: Senate File 179.

## REPORTS OF COMMITTEES

Hamilton of Cedar, District 72, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 306**, a bill for an act relating to wine licenses for commercial establishments whose principal business is the sale of food, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HOWARD A. HAMILTON, Chairman

Goode of Davis, District 98, from the committee on transportation, submitted the following reports:

MR. SPEAKER: Your committee on transportation, to whom was referred **House File 10**, a bill for an act relating to the maintenance of access roads, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 10 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred six point nine-teen (306.19), Code 1971, is amended by striking the section and inserting in lieu thereof the following:

**306.19 PURCHASE OR CONDEMNATION OF RIGHT-OF-WAY—PROCEDURE—CLOSING DRIVEWAY—ALTERNATIVE ACCESS.**

1. In the maintenance, relocation, establishment, or improvement of any road, including the extension of the road within cities and towns, the commission or board having jurisdiction and control of the road may purchase or institute and maintain proceedings for the condemnation of the necessary right-of-way for the road. The board or commission may also purchase or condemn land necessary for highway drainage, and borrow pits, for the improvement or maintenance of highways, together with the necessary road access thereto. Nothing herein shall be construed to permit the condemnation of gravel, stone or other mineral deposits.

2. Whenever the board or commission condemns or purchases property access rights or alters by lengthening any existing direct access to a road from abutting property, except during the time required for construction and maintenance of the road or highway, the board or commission shall:

a. By mutual agreement, provide the property owner with adequate compensation to privately construct an alternate access to a road and to maintain any additional length made necessary by the change; or

b. Establish and construct an alternate access facility from a point on the original access to a point on an existing public road and to maintain any additional length made necessary by the change; or

c. If no portion of the original access remains or connection with the original access would be impractical, establish and construct an alternate access facility from a point near the original access facility and acceptable to the property owner to a point on an existing public road and maintain the additional length made necessary by the change; or

d. If in the opinion of the board or commission it would be more economical to purchase the entire tract of the property owner than to provide and maintain the access required under the provisions of this section, proceed with the acquisition of the entire tract of land; or

e. If mutually agreeable, move buildings from an existing location to a location requiring an equal or lesser length of access and provide an adequate access to a public road.

3. None of the foregoing requirements shall prohibit the property owner and the board or commission from entering into any mutually acceptable agreement for the replacement, relocation, construction, or maintenance of an alternate access.

4. Compensation for any property rights taken in the establishment of any alternative temporary or permanent access shall be paid as in any other purchase or condemnation of property. Proceedings for the condemnation of land for any highway shall be under the provisions of chapter 471 and chapter 472 or as said chapters may be amended. Provided that, in the condemnation of right-of-way for secondary roads, the board of supervisors may proceed as provided in sections 306.28 to 306.37, both inclusive.

DEWEY GOODE, Chairman

Fischer of Grundy, District 35, from the committee on commerce, submitted the following report:

**MR. SPEAKER:** Your committee on commerce, to whom was referred **House File 128**, a bill for an act to prohibit the operation of mobile units by banks and other financial institutions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 128 as follows:

Page 2, by striking lines 5 through 17, inclusive, and inserting in lieu thereof the following:

"Section 1. No bank, savings and loan associations, or other financial institution shall commence or maintain the operation of a self-propelled or vehicular-towed mobile unit or facility which travels to different cities and towns, where moneys or credits are received as deposits, as payments on shares, as payments in exchange for obligations, or as payments for investments from members of the public. However, any such financial institution may arrange for messenger service by means of an armored car, or otherwise, provided that such messenger is the agent of the customer and that the service vehicle shall not bear any sign identifying it with the financial institutions. Such service may be provided within and between the corporate limits of the city or town where the principal place of business of the financial institution is located and contiguous cities or towns and may be extended to service points five miles outside of this area. The operation of such a messenger service shall not be considered branch banking. Transactions or communications or deliveries among or between banks wherever located shall also not be considered to be branch banking."

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 182**, a bill for an act relating to compensation for refinancing costs where property is acquired for a public use, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 249**, a bill for an act relating to federal share insurance for credit unions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 254**, a bill for an act relating to the rate of interest which may be paid by a real estate investment trust, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 263**, a bill for an act relating to the redemption of trading stamps, and providing penalties and injunctive relief for violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 401**, a bill for an act relating to motion pictures shown at certain theaters and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 424**, a bill for an act relating to the issuance of scale weight tickets and warehouse receipts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Also :

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 209**, a bill for an act relating to dissolution of credit unions, begs leave to report it has had the same under consideration and has in-

structed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following reports:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 384**, a bill for an act to change certain references in the Code from "poultry and hatchery association" to "poultry association, incorporated", begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

Also:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 400**, a bill for an act relating to licensing of purchasers and transporters of unprocessed grain, and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 28 as follows:
- 2 1. Page 2, by striking from lines 33 through 35 the
- 3 words "[Provided that, in the condemnation of right of way
- 4 for secondary roads, the board of supervisors may proceed
- 5 as provided in sections 306.28 to 306.37, both inclusive.]"
- 6 and inserting in lieu thereof the words "Provided that, in
- 7 the condemnation of right of way for secondary roads, the
- 8 board of supervisors may proceed as provided in sections
- 9 306.28 to 306.37, [both] inclusive, *if no more than two par-*
- 10 *celts of land will be acquired by purchase or condemnation*
- 11 *and the right of way to be acquired does not extend more*
- 12 *than one mile."*
- 13 2. Page 3, by striking lines 15 through 23, inclusive.

HOLDEN of Scott, District 75

- 1 Amend House File 116 as follows:
- 2 1. By striking all after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. Chapter one hundred ninety-one (191), Code
- 5 1971, is amended by adding the following new section:
- 6 All advertisements for the sale of poultry or poultry
- 7 products as defined in section one hundred eighty-nine A
- 8 point two (189A.2) of the Code must include the grade
- 9 given to the product by the United States department of
- 10 agriculture, livestock division, poultry grading
- 11 services. If the poultry or poultry product has not
- 12 been graded by a grading service, the advertisement must
- 13 state that the product in "ungraded".
- 14 Any person violating this section shall be guilty of

15 a misdemeanor and, upon conviction, shall be punished by  
 16 imprisonment in a county jail not more than thirty days  
 17 or by a fine not exceeding one hundred dollars.

18 2. Amend the title by striking all after the  
 19 word "advertisement" and inserting in lieu thereof the  
 20 following: "of poultry and poultry products and  
 21 providing penalties for violation thereof."

MAYBERRY of Webster, District 30  
 STROTHMAN of Henry, District 90

1 Amend House File 144 as follows:

2 1. Page 3, by striking lines 7 through 11, inclusive,  
 3 and inserting in lieu thereof the following:

- 4 "1. Professional.  
 5 2. Pre-professional.  
 6 3. Substitute.  
 7 4. Temporary."

8 2. Page 3, by striking lines 20 through 24,  
 9 inclusive, and inserting in lieu thereof the following:

- 10 "1. Professional—ten years.  
 11 2. Pre-professional—six years.  
 12 3. Substitute—six years.  
 13 4. Temporary—one year."

14 3. Page 3, by striking lines 29 through 35, inclusive.

15 4. Page 4, by striking lines 1 through 8, inclusive.

16 5. Page 4, by striking lines 13 and 14, and inserting  
 17 in lieu thereof the following:

18 "shall [be two] *not exceed ten* dollars."

19 6. Page 5, by striking line 25 and inserting in lieu  
 20 thereof the following:

21 "nine (260.9), two hundred sixty point twelve (260.12),  
 22 and two hundred sixty point thirteen (260.13),"

LIPSKY of Linn, District 46  
 WELDEN of Hardin, District 32  
 GRASSLEY of Butler, District 10

1 Amend House File 505 as follows:

2 1. Page 2, by striking lines 4 and 5 and inserting  
 3 in lieu thereof "*be, for agents for insurance other*  
 4 *than life, two dollars and fifty cents, and for life*  
 5 *insurance agents, five dollars. The.*"

6 2. By adding thereto the following new sections:  
 7 Section five hundred fifteen point one hundred twenty-  
 8 eight (515.128), subsections 6 and 7, Code 1971, are  
 9 amended as follows:

10 "6. For certificate of authority to agent of foreign  
 11 *or domestic company, two dollars and fifty cents*".

12 [7. For each certificate of authority to agent of  
 13 domestic company, fifty cents".]

14 3. Section five hundred eleven point twenty-four  
 15 (511.24), Code 1971, subsection 4, as follows:

16 "4. For each agent's certificate, [two] *five* dollars."

17 4. Section five hundred eleven point twenty-five  
 18 (511.25), Code 1971, subsection 3, as follows:



19 "3. For each agent's certificate, [fifty cents] *five*  
20 *dollars.*"

ELLSWORTH of Dubuque, District 50

1 Amend House File 518 as follows:

2 1. Page 2, line 3, by striking the words "an adult  
3 foster home," and inserting in lieu thereof the words  
4 "a hospital as defined in section one hundred thirty-five  
5 B point one (135B.1) of the Code; or a".

6 2. Page 2, by striking lines 11 and 12 and insert-  
7 ing in lieu thereof the following:

8 "3. 'Governmental unit' means the state, a polit-  
9 ical subdivision of the state, or a health care facility  
10 supported in whole or part by public funds."

11 3. Page 2, by striking lines 17 through 21,  
12 inclusive, and inserting in lieu thereof the following:

13 "thousand dollars or more, or which because of new  
14 construction increases the number of beds, or which  
15 increases services for the purpose of changing the classi-  
16 fication of existing licenses required. Capital expendi-  
17 ture is the actual building construc-".

18 4. Page 5, line 9, by adding after the word "under"  
19 the words "chapter one hundred thirty-five B (135B) or".

20 5. Page 5, by adding after line 16 the following  
21 new sections:

22 "Sec. 11. Section one hundred thirty-five B point  
23 six (135B.6), unnumbered paragraph one (1), Code 1971,  
24 is amended as follows:

25 The state department of health shall have the  
26 authority to deny, suspend or revoke a license in any  
27 case where it finds that there has been a substantial  
28 failure to comply with the provisions of this chapter  
29 or the rules, regulations or minimum standards promul-  
30 gated under this chapter *or where it finds that there*  
31 *has been a failure to comply with the provisions of this*  
32 *Act.*

33 Sec. 12. Section one hundred thirty-five C point  
34 ten (135C.10), Code 1971, is amended by adding the  
35 following new subsection:

36 '9. Violation of the provisions of this Act.'"

DEN HERDER of Sioux, District 1

1 Amend Senate File 120, as amended and passed by the  
2 Senate, as follows:

3 1. Page 2, line 15, by inserting after the period the  
4 following:

5 "Such procedure shall provide for adequate notice of  
6 violation, as well as sanction to be imposed, and shall  
7 allow an opportunity for hearing."

8 2. Page 2, line 20, by inserting after the period the  
9 following:

10 "When there is a written agreement between the institu-

11 tion and its students, faculty, or staff, the sanction  
12 shall be included in the agreement.”

HANSEN of Black Hawk, District 37

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Friday, March 26, 1971.

# JOURNAL OF THE HOUSE

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Seventy-fifth Calendar Day—Forty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MARCH 26, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Willam Cotton, Executive Secretary of the Cedar Rapids Human Rights Commission, Cedar Rapids, Iowa.

The Journal of Thursday, March 25, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schwieger of Black Hawk, District 40, on request of Hansen of Black Hawk, District 37; Waugh of Monona, District 27, on request of Patton of Buchanan, District 20; Lipsky of Linn, District 46, on request of Campbell of Washington, District 89; Tieden of Clayton, District 14, on request of Winkelman of Calhoun, District 26; Menefee of Fayette, District 19, on request of Middleswart of Warren, District 93.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eleven science students from Ottumwa High School, Ottumwa, Iowa, accompanied by their teacher, Mildred Wilson. By Schwartz of Wapello, District 97.

Twenty-eight eighth grade students from St. Paul's Lutheran School, Fort Dodge, Iowa, accompanied by their teacher, Don Wischmeyer. By Mayberry of Webster, District 30.

Seventy-six sixth grade students from Dunkerton Community School, Dunkerton, Iowa, accompanied by their teachers, Mrs. Patricia Sapp and Mrs. Mildred Herman. By Black Hawy County delegation.

Twenty-seven members of the Home Economics Club, Milford, Iowa, accompanied by their teacher, Iris Anderson. By Bergman of Osceola, District 3.

## PETITIONS FILED

The following petitions were received and placed on file:

By Stanley of Linn, District 45, from seventy-two residents of Linn County favoring pari-mutuel betting on horses and dogs in the state of Iowa.

By Andersen of Woodbury, District 23, from the nine residents Woodbury County supporting Iowa meat and poultry inspection.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 10, 128, 182, 254, 263, 306, 384, 400, 401 and 424 and Senate Files 209 and 249, under Rule 35.

## INTRODUCTION OF BILLS

**House File 519**, by Hill, Kinley, Bennett, Anania, Franklin, Jesse, Skinner, and Willits, a bill for an act relating to the tax levy for county public hospitals.

Read first time and referred to committee on **county government**.

**House File 520**, by Knoke, a bill for an act relating to eligibility for aid to dependent children.

Read first time and referred to committee on **social services**.

**House File 521**, by Kennedy, a bill for an act relating to tax exemptions allowed for veterans.

Read first time and referred to committee on **ways and means**.

**House File 522**, by committee on law enforcement, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report.

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

**House File 523**, by Priebe and Fischer of Grundy, a bill for an act relating to the state car dispatcher and state-owned airplanes.

Read first time and referred to committee on **state government**.

**House File 524**, by Freeman, Fischer of Grundy, Christensen, Doyle, Sorg, and Kreamer, a bill for an act relating to the definition and regulation of optometrists, establishing the state board of optometry, and providing penalties.

Read first time and referred to committee on **social services**.

INTRODUCTION OF JOINT RESOLUTION

**House Joint Resolution 14**, by committee on Iowa development, a joint resolution creating a committee to study the use of land and other related resources.

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

CONSIDERATION OF BILLS  
BUSINESS PENDING CALENDAR

The House resumed consideration of **Senate File 127**, a bill for an act relating to the limitation of certain damage actions arising out of improvements of work upon real property.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 127)

The ayes were, 49:

Alt	Edelen	Lawson	Sargisson
Anania	Egenes	Logemann	Schwartz
Andersen	Ellsworth	Mayberry	Shaw
Bennett	Fischer, H. O.	Mendenhall	Skinner
Bergman	Freeman	Middleswart	Sorg
Blouin	Goode	Millen	Stanley
Campbell	Grassley	Mollett	Stokes
Christensen	Hansen	Norpel	Strand
Clark	Holden	Nystrom	Stromer
Curtis	Kehe	Pellett	Taylor
Doyle	Kreamer	Radl	Welden
Drake	Kruse	Rodgers	Wirtz
Dunton			

The nays were, 40:

Bray	Hill	Miller	Scott
Camp	Husak	Moffitt	Siglin
Cochran	Jesse	Monroe	Small
Den Herder	Johnston	Nielsen	Strothman
Dougherty	Kelly	Patton	Trowbridge
Ewell	Kennedy	Pierson	Wells
Fisher, C. R.	Kinley	Priebe	Willits
Franklin	Larson	Rex	Winkelman
Gluba	McCormick	Roorda	Wyckoff
Hamilton	McElroy	Schroeder	Mr. Speaker

Absent or not voting, 11:

Knoblauch	Menefee	Schwieger	Varley
Knoke	Pelton	Tieden	Waugh
Lipsky	Schmeiser	Uban	

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## MOTION TO RECONSIDER

(Senate File 127)

I move to reconsider the vote by which Senate File 127 failed to pass the House on March 26, 1971.

LILLIAN McELROY  
CLYDE REX

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 109, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law.

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

Senate File 295, a bill for an act relating to nonprobate transfers.

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

Senate File 345, a bill for an act relating to the protection for officers at the Iowa security medical facility.

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

Senate File 353, a bill for an act relating to powers of local authorities to designate snow routes.

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

Senate File 363, a bill for an act relating to the salary of certain deputy sheriffs.

## REPORT OF STEERING COMMITTEE

MR. SPEAKER: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:

H. F. 396 To provide for this state to enter into the midwest nuclear compact. By Kehe, Stanley, et al.

H. F. 429 COMMITTEE BILL—Relating to preparation of ballots and voting machines for constitutional questions, amendments and public measures. By committee on constitutional amendments and reapportionment; Shaw, chairman.

H. F. 473 COMMITTEE BILL—Relating to part-time work in agriculture by minors. By committee on human and industrial relations; Millen, chairman.

FLOYD H. MILLEN, Chairman  
Steering Committee

REPORT OF COMMITTEE ON  
NON-CONTROVERSIAL BILLS

MR. SPEAKER: Your committee on non-controversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the non-controversial calendar:

- H. F. 268 Relating to the issuance and use of distress flags. By Dunton.
- H. F. 479 COMMITTEE BILL—Relating to the extension of operators' and chauffeurs' licenses for persons separated from military service. By committee on law enforcement; Hamilton, chairman.
- S. F. 129 To legalize and validate the proceedings of the City Council of Red Oak on purchase of land. By Bass.
- S. F. 201 Relating to the issuance of marriage licenses. By committee on county government.
- S. F. 202 Relating to changing of names by individuals. By committee on county government.
- H. F. 384 To change certain references in the Code to poultry association. By Rex.
- S. F. 209 Relating to dissolution of credit unions. By Van Drie, Rabedeaux, et al.
- S. F. 249 Relating to federal share insurance for credit unions. By Van Drie, Gaudineer, et al.

NATHAN F. SORG, Chairman  
Committee on Non-controversial Bills

REPORTS OF COMMITTEES

Kehe of Bremer, District 12, from the committee on environmental preservation, submitted the following report:

MR. SPEAKER: Your committee on environmental preservation, to whom was referred **House File 123**, a bill for an act to prohibit the discharge of sewage from residences into open ditches along the right-of-way of any highway or public road, and to provide penalties therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LUVERN W. KEHE, Chairman

Holden of Scott, District 75, from the committee on social services, submitted the following report:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 217**, a bill for an act relating to the board of parole, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

EDGAR H. HOLDEN, Chairman

Also:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 232**, a bill for an act relating to findings of the commission of hospitalization, begs leave to report it has had the same under consideration

and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

EDGAR H. HOLDEN, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 335**, a bill for an act relating to permits to sell seeds, begs leave to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 335 as follows:

Page 2, after line 23, by adding the following new section:

"Sec. 2. SPECIAL FUND. The fees paid for permit numbers shall be deposited in the office of the treasurer of state in a separate special fund established for the purpose of paying the costs of the department of agriculture for administering chapter one hundred ninety-nine (199) of the Code. The special fund is to be known as the seed inspection fund and is subject at all times to warrant by the state comptroller, upon the written requisition of the secretary of agriculture."

CHARLES F. STROTHMAN, Chairman

#### AMENDMENTS FILED

1 Amend House File 6 as follows:

2 1. Page 4, by striking lines 16 through 18, inclusive.

3 2. Page 4, by striking lines 19 through 22, inclusive,

4 and inserting in lieu thereof the following:

5 "Sec. 5. STATE BUILDING CODE. The commissioner shall  
6 prepare a model code relating to the construction of  
7 buildings and structures, which shall include reasonable  
8 provisions for the following:"

9 3. Page 4, by striking lines 33 and 34.

10 4. Page 5, by striking lines 22 through 35, inclusive,  
11 and inserting in lieu thereof the following:

12 "Sec. 7. EFFECT AND APPLICATION. The code prepared by  
13 the commissioner shall not apply to state buildings until  
14 it has been adopted by the general assembly, but it may  
15 be made applicable in each governmental subdivision if the  
16 governing body thereof adopts a resolution accepting the  
17 provisions of the code.

18 Sec. 8. PUBLIC HEARINGS. The commissioner shall hold  
19 public hearings on the proposed text of the code as the  
20 parts thereof are formulated. Notice of the hearings,  
21 together with a brief general description of the provisions,  
22 shall be provided by publication in at least five news-  
23 papers of general circulation in the state and such other  
24 means as the commissioner deems adequate. The notice shall  
25 be given at least seven days prior to the hearings."

26 5. Page 6, by striking lines 1 through 35, inclusive.

27 6. Page 7, by striking lines 1 through 3, inclusive.



28 7. By renumbering the sections to conform to this  
29 amendment.

SCHROEDER of Pottawattamie, District 54

1 Amend the Rex, et al., amendment to House File 46,  
2 filed March 24, 1971, line 8, by inserting after the  
3 first comma the following: "or tractor with towed  
4 equipment, self-propelled".

REX of Hamilton, District 31

1 Amend House File 287 as follows:  
2 1. Amend line 7 by inserting after the word  
3 "have" the words "shown on said container".  
4 2. Amend line 9 by striking the word "bushels"  
5 and inserting in lieu thereof the word "pounds".  
6 3. Amend line 9 by striking the words "or  
7 fraction thereof" and inserting in lieu thereof a  
8 period, and by striking all of lines 10 and 11.

REX of Hamilton, District 31

NYSTROM of Boone, District 55

PIERSON of Mahaska, District 87

1 Amend House File 523, page 2, lines 3 and 4, by  
2 striking the words "Upon the taking effect of this  
3 chapter, the" and inserting in lieu thereof the word  
4 "The".

PRIEBE of Kossuth, District 6

On motion by Kreamer of Polk, District 63, the House adjourned  
until 10:00 a.m., Monday, March 29, 1971.

# JOURNAL OF THE HOUSE

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Seventy-eighth Calendar Day—Fiftieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MARCH 29, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Walter Morz, pastor of the First Presbyterian Church, Algona, Iowa.

The Journal of Friday, March 26, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kehe of Bremer, District 12, by the Speaker; Blouin of Dubuque, District 49, on request of Ewell of Black Hawk, District 39; Gluba of Scott, District 76, on request of Small of Johnson, District 69; Schwieger of Black Hawk, District 40, on request of Hansen of Black Hawk, District 37.

## BIRTHDAY CONGRATULATIONS

Stanley of Linn, District 45, rose on a point of personal privilege and on behalf of the House extended to the Honorable Henry C. Mollett a "Happy Birthday."

## PRESENTATION OF VISITORS

Wells of Linn, District 44, presented to the House the Honorable Eldon L. Stroburg, former member of the House in the Sixty-third General Assembly representing Taylor and Ringgold Counties.

The Speaker announced that the following visitors were present in the House chamber:

Eight Boy Scouts from Walnut, Iowa, accompanied by their leaders, Orville Krueger and Dale Peterson. By Schroeder of Pottawattamie, District 54.

## PETITIONS FILED

The following petitions were received and placed on file:

By Bergman of Osceola, District 3, from forty-five residents of Dickinson County, Rodgers of Dallas, District 85, from seventeen

residents of Dallas and Boone Counties, and Priebe of Kossuth, District 6, from forty-five residents of Kossuth County supporting the Iowa meat and poultry inspection law and its continued funding.

By Stanley of Linn, District 45, from thirty-three residents of Linn County favoring pari-mutuel betting on horses and dogs in the state of Iowa.

By Ewell of Black Hawk, District 39, from twenty-one residents of Black Hawk County favoring improved unemployment benefits.

By Ewell of Black Hawk, District 39, from fifteen residents of Black Hawk County opposing House Joint Resolution 8, repealing the lottery prohibited in the Constitution.

By Shaw of Scott, District 78, from one hundred eighteen residents of Bremer County favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Bergman of Osceola, District 3, from fourteen residents of Osceola County opposing House File 126, relating to the soldiers relief commission.

By Bergman of Osceola, District 3, from twelve residents of Osceola County opposing House File 185, relating to the soldiers home, and House File 126, relating to the soldiers relief commission.

By Stromer of Hancock, District 8, from twenty-two members of the Hancock-Winnebago Association for Retarded Children opposing Senate File 339 and House File 416, relating to the support of mentally retarded children.

By Kennedy of Chickasaw, District 11, from two hundred residents of New Hampton, Iowa, favoring protection of the Upper Iowa River from pollution and to preserve it in its natural state.

By Camp of Clinton, District 73, from six residents of Butler County, and Kruse of O'Brien, District 4, from seventeen residents of O'Brien County favoring House File 212, relating to salaries of the highway commission and other state employees.

By Rodgers of Dallas, District 85, and Siglin of Lucas, District 86, from five hundred eighty-eight residents opposing the increasing property taxes and favoring a complete tax reform through the Tax Study Committee's proposals.

By Christensen of Union, District 95, from nineteen residents of Story County favoring substantial appropriations for the Upper Iowa Scenic Rivers Project.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 123, 217, 232 and 335, under Rule 35.

## BILL INDEFINITELY POSTPONED

The Chief Clerk announced the following bill indefinitely postponed under Rule 43: House File 319.

## INTRODUCTION OF BILLS

**House File 525**, by Schweiger, Den Herder, Holden, Pelton, Patton, Small, and Kennedy (Doderer and Messerly), a bill for an act to authorize and regulate nonprofit corporations which provide pre-paid comprehensive health care.

Read first time and referred to committee on **commerce**.

**House File 526**, by Bennett, a bill for an act relating to civil service employment in certain cities.

Read first time and referred to committee on **human and industrial relations**.

**House File 527**, by committee on agriculture, a bill for an act relating to inspection fees for weights and measures.

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

**House File 528**, by Priebe and Schmeiser, a bill for an act relating to powers of the board of review.

Read first time and referred to committee on **ways and means**.

**House File 529**, by Doyle, a bill for an act relating to the training of security guards.

Read first time and referred to committee on **law enforcement**.

**House File 530**, by committee on commerce, a bill for an act relating to the collection of premium taxes on insurance premiums collected by nonprofit hospital and medical service corporations.

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

**House File 531**, by Blouin, a bill for an act relating to the consolidation of counties and county officers.

Read first time and referred to committee on **county government**.

## SENATE MESSAGES CONSIDERED

**Senate File 109**, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law.

Read first time and referred to committee on **judiciary**.

**Senate File 295**, a bill for an act relating to nonprobate transfers.

Read first time and referred to committee on **judiciary**.

**Senate File 345**, a bill for an act to provide protection for the institutional officers at the Iowa security medical facility.

Read first time and referred to committee on **social services**.

**Senate File 353**, a bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon.

Read first time and referred to committee on **cities and towns**.

**Senate File 363**, a bill for an act relating to the salary of deputy sheriffs in counties having a population of over two hundred fifty thousand.

Read first time and referred to committee on **law enforcement**.

**Senate File 365**, a bill for an act to provide for this state to enter into the midwest nuclear compact.

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

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 28

Dougherty of Monroe, District 94, asked and received unanimous consent to take up for immediate consideration **House Concurrent Resolution 28** and moved its adoption:

## HOUSE CONCURRENT RESOLUTION 28

By Dougherty

*Whereas*, March 29, 1921, is the date on which the Iowa General Assembly officially adopted the design of Dixie Cornell Gebhardt of Knoxville, Iowa, as the official state flag; and

*Whereas*, March 29, 1971, is the Fiftieth Anniversary of the official adoption of the design for the state flag, and

*Whereas*, the efforts of Dixie Cornell Gebhardt of Knoxville, Iowa, in advocating and designing the official state flag of Iowa are well documented and her accomplishments were not successfully completed without great effort on her part; and

*Whereas*, the story of the official adoption of the Iowa state flag and the tireless and unselfish efforts of Dixie Cornell Gebhardt are the subject of a newspaper article in the Saturday, March 27, 1971, edition of the Des Moines Tribune; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring,* That the Sixty-fourth General Assembly pay tribute to the memory of Dixie Cornell Gebhardt for her great contribution to the State of Iowa and its history on the Fiftieth Anniversary of the official adoption of the design of the Iowa state flag.

Motion prevailed and the resolution was adopted.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 130, a bill for an act relating to brucellosis tests.

Also: That the Senate has concurred in House amendment to and passed Senate File 122, a bill for an act relating to academic and administrative buildings and facilities.

Also: That the Senate has concurred in House amendment to and passed Senate File 133, a bill for an act relating to the establishment of a second grand jury.

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

Senate File 155, a bill for an act relating to findings of the commission of hospitalization.

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

Senate File 365, a bill for an act to provide for this state to enter into the midwest nuclear compact.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 28, paying tribute to the memory of Dixie Cornell Gebhardt on the Fiftieth Anniversary of the official adoption of the design of the Iowa state flag.

CARROLL A. LANE, Secretary

#### MOTION TO RECONSIDER WITHDRAWN (House File 6)

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw his motion to reconsider House File 6, filed on March 4, 1971, and found on page 532 of the House Journal.

#### AMENDMENTS WITHDRAWN (House File 6)

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw his amendment to House File 6, filed March 4, 1971, and found on page 534 of the House Journal, and his amendment filed March 26, 1971, found on pages 728 and 729 of the House Journal.

CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 268**, a bill for an act relating to the issuance and use of distress flags by handicapped persons and providing penalties for violations thereof, with report of committee recommending amendment and passage, was taken up for consideration.

Hamilton of Cedar, District 72, offered the following amendment filed by the committee on law enforcement and moved its adoption:

Amend House File 268, page 2, by inserting after line 24 the following: "a physician's signature attesting to the disability and".

The amendment was adopted.

Dunton of Keokuk, District 88, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 268)

The ayes were, 83:

Alt	Fisher, C. R.	McCormick	Scott
Anania	Franklin	McElroy	Shaw
Andersen	Freeman	Mendenhall	Siglin
Bennett	Goode	Menefee	Skinner
Bergman	Grassley	Middleswart	Small
Bray	Hamilton	Miller	Sorg
Camp	Hansen	Moffitt	Stanley
Campbell	Hill	Mollett	Strand
Christensen	Holden	Monroe	Stromer
Cochran	Husak	Nielsen	Strothman
Curtis	Johnston	Nystrom	Taylor
Den Herder	Kelly	Patton	Tieden
Dougherty	Kinley	Pelton	Trowbridge
Doyle	Knoblauch	Pierson	Waugh
Drake	Knoke	Priebe	Welden
Dunton	Kreamer	Rex	Wells
Edelen	Kruse	Rodgers	Willits
Egenes	Larson	Roorda	Winkelman
Ellsworth	Lawson	Sargisson	Wyckoff
Ewell	Logemann	Schroeder	Mr. Speaker
Fischer, H. O.	Mayberry	Schwartz	

The nays were, 1:

Stokes

Absent or not voting, 16:

Blouin	Kehe	Norpel	Schwieger
Clark	Kennedy	Pellett	Uban
Gluba	Lipsky	Radl	Varley
Jesse	Millen	Schmeiser	Wirtz

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

**House File 479**, a bill for an act relating to the extension of operators' and chauffeurs' licenses for persons separated from military service, was taken up for consideration.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 479)

The ayes were, 85:

Alt	Goode	Middleswart	Siglin
Anania	Grassley	Miller	Skinner
Andersen	Hamilton	Moffitt	Small
Bennett	Hansen	Mollett	Sorg
Bergman	Hill	Monroe	Stanley
Bray	Holden	Nielsen	Stokes
Camp	Husak	Norpel	Strand
Campbell	Johnston	Nystrom	Stromer
Christensen	Kelly	Patton	Strothman
Cochran	Kinley	Pellett	Taylor
Curtis	Knoblauch	Pelton	Tieden
Den Herder	Knoke	Pierson	Trowbridge
Dougherty	Kruse	Priebe	Uban
Doyle	Larson	Rex	Varley
Drake	Lawson	Rodgers	Waugh
Dunton	Logemann	Roorda	Welden
Edelen	Mayberry	Sargisson	Wells
Egenes	McCormick	Schroeder	Willits
Ellsworth	McElroy	Schwartz	Winkelman
Ewell	Mendenhall	Scott	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 15:

Blouin	Gluba	Kreamer	Schmeiser
Clark	Jesse	Lipsky	Schwieger
Fischer, H. O.	Kehe	Millen	Wirtz
Franklin	Kennedy	Radl	

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

**Senate File 129**, a bill for an act to legalize and validate the proceedings of the City Council of Red Oak, in the County of Montgomery, Iowa, in the purchase of Lot No 6 and the West Half of Lot No 5 in Block No 28 in the City of Red Oak for the purpose of constructing off-street parking facilities in accordance with chapter 390 of the 1966 Code of Iowa, with report of committee recommending passage, was taken up for consideration.

Kelly of Woodbury, District 22, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.



On the question "Shall the bill pass?" (S.F. 129)

The ayes were, 85:

Alt	Franklin	Mendenhall	Siglin
Anania	Freeman	Menefee	Skinner
Andersen	Goode	Middleswart	Small
Bennett	Grassley	Miller	Sorg
Bergman	Hamilton	Moffitt	Stanley
Bray	Hansen	Monroe	Stokes
Camp	Hill	Nielsen	Strand
Campbell	Holden	Norpel	Stromer
Christensen	Husak	Nystrom	Strothman
Clark	Johnston	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kinley	Pelton	Trowbridge
Den Herder	Knoblauch	Pierson	Urban
Dougherty	Knoke	Priebe	Varley
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lawson	Sargisson	Wells
Edelen	Logemann	Schroeder	Willits
Egenes	Mayberry	Schwartz	Winkelman
Ellsworth	McCormick	Scott	Wyckoff
Ewell	McElroy	Shaw	Mr. Speaker
Fisher, C. R.			

The nays were, none.

Absent or not voting, 15:

Blouin	Kehe	Millen	Schmeiser
Fischer, H. O.	Kennedy	Mollett	Schwieger
Gluba	Kreamer	Radl	Wirtz
Jesse	Lipsky	Roorda	

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

**House File 384**, a bill for an act to change certain references in the Code from "poultry and hatchery association" to "poultry association, incorporated", with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 384)

The ayes were, 82:

Alt	Clark	Ellsworth	Hill
Anania	Cochran	Fischer, H. O.	Holden
Andersen	Curtis	Fisher, C. R.	Husak
Bennett	Den Herder	Franklin	Johnston
Bergman	Dougherty	Freeman	Kelly
Bray	Doyle	Goode	Kinley
Camp	Drake	Grassley	Knoblauch
Campbell	Dunton	Hamilton	Knoke
Christensen	Edelen	Hansen	Kruse

Lawson	Norpel	Scott	Tieden
Logemann	Nystrom	Shaw	Trowbridge
McCormick	Patton	Siglin	Uban
McElroy	Pellett	Skinner	Varley
Mendenhall	Pelton	Small	Waugh
Menefee	Pierson	Sorg	Welden
Middleswart	Priebe	Stanley	Wells
Miller	Rex	Stokes	Willits
Moffitt	Rodgers	Strand	Winkelman
Mollett	Sargisson	Strothman	Wyckoff
Monroe	Schroeder	Taylor	Mr. Speaker
Nielsen	Schwartz		

The nays were, 2:

Larson                      Mayberry

Absent or not voting, 16:

Blouin	Jesse	Lipsky	Schmeiser
Egenes	Kehe	Millen	Schwieger
Ewell	Kennedy	Radl	Stromer
Gluba	Kreamer	Roorda	Wirtz

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

**Senate File 249**, a bill for an act relating to federal share insurance for credit unions, with report of committee recommending passage, was taken up for consideration.

Curtis of Cherokee, District 25, moved that the bill be read a last time now and placed its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 249)

The ayes were, 83:

Anania	Goode	Mendenhall	Siglin
Andersen	Grassley	Menefee	Skinner
Bennett	Hamilton	Middleswart	Small
Bergman	Hansen	Miller	Sorg
Camp	Hill	Moffitt	Stanley
Campbell	Holden	Monroe	Stokes
Christensen	Husak	Nielsen	Strand
Clark	Johnston	Norpel	Stromer
Cochran	Kelly	Nystrom	Strothman
Curtis	Kennedy	Patton	Taylor
Den Herder	Kinley	Pellett	Tieden
Dougherty	Knoblauch	Pelton	Varley
Doyle	Knoke	Pierson	Waugh
Drake	Kreamer	Priebe	Welden
Dunton	Kruse	Rex	Wells
Egenes	Larson	Rodgers	Willits
Ellsworth	Lawson	Sargisson	Winkelman
Fischer, H. O.	Logemann	Schroeder	Wirtz
Fisher, C. R.	Mayberry	Schwartz	Wyckoff
Franklin	McCormick	Scott	Mr. Speaker
Freeman	McElroy	Shaw	

The nays were, none.

Absent or not voting, 17:

Alt	Gluba	Millen	Schmeiser
Blouin	Jesse	Mollett	Schwieger
Bray	Kehe	Radl	Trowbridge
Edelen	Lipsky	Roorda	Uban
Ewell			

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

HOUSE FILE 377 WITHDRAWN

Curtis of Cherokee, District 25, asked and received unanimous consent to withdraw **House File 377** from further consideration of the House.

**Senate File 201**, a bill for an act relating to the issuance of marriage licenses, with report of committee recommending passage, was taken up for consideration.

Clark of Lee, District 100, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 201)

The ayes were, 68:

Anania	Franklin	Miller	Skinner
Andersen	Goode	Monroe	Small
Bennett	Hamilton	Nielsen	Sorg
Bergman	Hansen	Norpel	Stokes
Bray	Hill	Nystrom	Strand
Christensen	Holden	Patton	Stromer
Clark	Johnston	Pellett	Strothman
Cochran	Kelly	Pierson	Taylor
Curtis	Knoblauch	Radl	Tieden
Den Herder	Kruse	Rex	Uban
Dougherty	Larson	Rodgers	Varley
Doyle	Lawson	Roorda	Waugh
Drake	Logemann	Sargisson	Willits
Dunton	Mayberry	Schwartz	Winkelman
Egenes	McElroy	Scott	Wirtz
Ellsworth	Mendenhall	Shaw	Wyckoff
Fisher, C. R.	Menefee	Siglin	Mr. Speaker

The nays were, 20:

Camp	Grassley	Kreamer	Priebe
Campbell	Husak	McCormick	Schroeder
Ewell	Kennedy	Middleswart	Stanley
Fischer, H. O.	Kinley	Moffitt	Welden
Freeman	Knoke	Pelton	Wells

Absent or not voting, 12:

Alt	Gluba	Lipsky	Schmeiser
Blouin	Jesse	Millen	Schwieger
Edelen	Kehe	Mollett	Trowbridge

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

#### SENATE AMENDMENTS CONSIDERED

Shaw of Scott, District 78, called up for consideration **House Joint Resolution 7**, a joint resolution proposing an amendment to the constitution of the state of Iowa relating to the terms of office of elected state officials, amended by the Senate, and moved that the House concur in the following Senate amendment:

- 1 Amend House Joint Resolution 7, page 3, line 18, by striking
- 2 the word "amendment" and inserting in lieu thereof the word
- 3 "amendments".

Motion prevailed and the House concurred in the Senate amendment.

Shaw of Scott, District 78, moved that the joint resolution, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the joint resolution was read a last time.

House Joint Resolution 7, a joint resolution proposing an amendment to the constitution of the state of Iowa relating to the terms of office of elected state officials.

*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 proposed for the election and terms of state officers beginning with the general election in the year nineteen hundred seventy-four (1974):

Section two (2) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

"Sec. 2. The Governor shall be elected by the qualified electors at the time and place of voting for members of the General Assembly, and shall hold his office for four years from the time of his installation, and until his successor is elected and qualifies."

Section three (3) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

"Sec. 3. There shall be a Lieutenant Governor who shall hold his office for the same term, and be elected at the same time as the Governor. In voting for Governor and Lieutenant Governor, the electors shall designate for whom they vote as Governor, and for whom as Lieutenant Governor. The returns of every election for Governor,

and Lieutenant Governor, shall be sealed up and transmitted to the seat of government of the State, directed to the Speaker of the House of Representatives, who shall open and publish them in the presence of both Houses of the General Assembly.”

Section fifteen (15) of Article four (IV) of the Constitution of the State of Iowa is hereby repealed and the following adopted in lieu thereof:

“Sec. 15. The official term of the Governor, and Lieutenant Governor, shall commence on the second Monday of January next after their election, and continue until their successors are elected and qualify. The Lieutenant Governor, while acting as Governor, shall receive the same compensation as provided for Governor; and while presiding in the Senate, and between sessions such compensation and expenses as provided by law.”

Section twenty-two (22) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 22. A Secretary of State, an Auditor of State and a Treasurer of State shall be elected by the qualified electors at the same time that the governor is elected and for a four-year term commencing on the first day of January next after their election, and they shall perform such duties as may be provided by law.”

Section twelve (12) of Article five (V) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

“Sec. 12. The General Assembly shall provide, by law, for the election of an Attorney General by the people, whose term of office shall be four years, and until his successor is elected and qualifies.”

Sec. 2. The foregoing proposed amendments, having been adopted and agreed to by the Sixty-third General Assembly, thereafter duly published, and now adopted and agreed to by the Sixty-fourth 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-two (1972) 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 joint resolution be adopted and agreed to?” (H.J.R. 7)

The ayes were, 67:

Alt	Campbell	Den Herder	Egenes
Andersen	Christensen	Drake	Ellsworth
Bergman	Clark	Dunton	Fischer, H. O.
Camp	Curtis	Edelen	Fisher, C. R.

Freeman	Logemann	Pelton	Stokes
Goode	McElroy	Pierson	Strand
Grassley	Mendenhall	Priebe	Strothman
Hamilton	Menefee	Radl	Taylor
Hansen	Middleswart	Rex	Tieden
Hill	Miller	Rooda	Trowbridge
Holden	Moffitt	Sargisson	Varley
Kelly	Mollett	Schroeder	Waugh
Knoke	Niesen	Scott	Welden
Kreamer	Norpel	Shaw	Winkelman
Kruse	Nystrom	Siglin	Wirtz
Lawson	Patton	Sorg	Mr. Speaker
Lipsky	Pellett	Stanley	

The nays were, 24:

Anania	Franklin	Knoblauch	Schwartz
Bennett	Husak	Larson	Small
Bray	Jesse	Mayberry	Uban
Cochran	Johnston	McCormick	Wells
Dougherty	Kennedy	Monroe	Willits
Doyle	Kinley	Rodgers	Wyckoff

Absent or not voting, 9:

Blouin	Kehe	Schmeiser	Skinner
Ewell	Millen	Schwieger	Stromer
Gluba			

The joint resolution having received a constitutional majority was declared to have been readopted and agreed to by the House.

Rex of Hamilton, District 31, called up for consideration **House File 230**, a bill for an act relating to election precincts, amended by the Senate, and moved that the House concur in the following Senate amendment:

- 1 Amend House File 230 as follows:
- 2 1. Page 2, by striking lines 1 through 32, inclusive, and
- 3 renumbering the remaining sections.
- 4 2. Page 3, line 2, by inserting after the word "more" the
- 5 word "contiguous".
- 6 3. Page 3, line 11, by inserting after the word "more" the
- 7 word "contiguous".

Motion prevailed and the House concurred in the Senate amendment.

Rex of Hamilton, District 31, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 230)

The ayes were, 79:

Alt	Bray	Cochran	Doyle
Anania	Camp	Curtis	Drake
Andersen	Christensen	Den Herder	Dunton
Bergman	Clark	Dougherty	Edelen

Ellsworth	Lawson	Pellett	Strand
Fischer, H. O.	Lipsky	Pierson	Strothman
Fisher, C. R.	Logemann	Priebe	Taylor
Freeman	McCormick	Radl	Tieden
Goode	McElroy	Rex	Trowbridge
Grassley	Mendenhall	Rodgers	Uban
Hamilton	Menefee	Roorda	Varley
Hansen	Middleswart	Sargisson	Waugh
Hill	Miller	Schroeder	Welden
Holden	Moffitt	Schwartz	Wells
Kelly	Mollett	Scott	Willits
Knoblauch	Monroe	Shaw	Winkelman
Knoke	Nielsen	Siglin	Wirtz
Kreamer	Norpel	Sorg	Wyckoff
Kruse	Nystrom	Stanley	Mr. Speaker
Larson	Patton	Stokes	

The nays were, 9:

Bennett	Jesse	Kennedy	Skinner
Franklin	Johnston	Mayberry	Small
Husak			

Absent or not voting, 12:

Blouin	Ewell	Kinley	Schmeiser
Campbell	Gluba	Millen	Schwieger
Egenes	Kehe	Pelton	Stromer

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### STEERING COMMITTEE CALENDAR

**House File 429**, a bill for an act relating to preparation of ballots and voting machines for constitutional questions, amendments and public measures, was taken up for consideration.

Goode of Davis, District 98, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 429)

The ayes were, 91:

Alt	Drake	Jesse	McElroy
Anania	Dunton	Johnston	Mendenhall
Andersen	Edelen	Kelly	Menefee
Bennett	Ellsworth	Kennedy	Middleswart
Bergman	Fischer, H. O.	Kinley	Millen
Bray	Fisher, C. R.	Knoblauch	Miller
Camp	Franklin	Knoke	Moffitt
Campbell	Freeman	Kreamer	Mollett
Christensen	Goode	Kruse	Monroe
Clark	Grassley	Larson	Nielsen
Cochran	Hamilton	Lawson	Norpel
Curtis	Hansen	Lipsky	Nystrom
Den Herder	Hill	Logemann	Patton
Dougherty	Holden	Mayberry	Pellett
Doyle	Husak	McCormick	Pierson

Priebe	Scott	Strand	Welden
Radl	Shaw	Strothman	Wells
Rex	Siglin	Taylor	Willits
Rodgers	Skinner	Tieden	Winkelman
Roorda	Small	Trowbridge	Wirtz
Sargisson	Sorg	Uban	Wyckoff
Schroeder	Stanley	Varley	Mr. Speaker
Schwartz	Stokes	Waugh	

The nays were, none.

Absent or not voting, 9:

Blouin	Gluba	Pelton	Schwieger
Egenes	Kehe	Schmeiser	Stromer
Ewell			

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

#### HOUSE FILE 473 PENDING

**House File 473**, a bill for an act relating to part-time work in agriculture by minors, was taken up for consideration.

Winkelman of Calhoun, District 26, moved that House File 473 be deferred and that the bill retain its place on the calendar.

The motion lost.

Winkelman of Calhoun, District 26, offered the following amendment from the floor:

- 1 Amend House File 473 page 1, by striking all after the
- 2 period in line 9, and all of lines 10 and 11.

(House File 473 and the Winkelman amendment pending at recess.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

The House resumed consideration of House File 473 and the Winkelman amendment.

Winkelman of Calhoun, District 26, moved the adoption of his amendment.

Roll call was requested by Winkelman of Calhoun, District 26, and Kreamer of Polk, District 63.

On the question "Shall the amendment be adopted?"



## The ayes were, 43:

Alt	Logemann	Radl	Stromer
Bergman	Mayberry	Rex	Taylor
Camp	McCormick	Rodgers	Tieden
Christensen	McElroy	Roorda	Trowbridge
Den Herder	Moffitt	Sargisson	Varley
Egenes	Monroe	Schroeder	Waugh
Fisher, C. R.	Nielsen	Schwartz	Welden
Goode	Norpel	Scott	Winkelman
Grassley	Pellett	Sorg	Wirtz
Harbor	Pelton	Stanley	Wyckoff
Holden	Priebe	Strand	

## The nays were, 42:

Anania	Hamilton	Kruse	Siglin
Bennett	Hansen	Larson	Skinner
Bray	Hill	Lipsky	Small
Campbell	Husak	Mendenhall	Stokes
Clark	Jesse	Menefee	Strothman
Cochran	Johnston	Middleswart	Uban
Dougherty	Kennedy	Miller	Wells
Edelen	Kinley	Mollett	Willits
Ellsworth	Knoblauch	Nystrom	Speaker
Ewell	Knoke	Pierson	pro tempore
Franklin	Kreamer	Shaw	

## Absent or not voting, 15:

Andersen	Drake	Gluba	Patton
Blouin	Dunton	Kehe	Schmeiser
Curtis	Fischer, H. O.	Kelly	Schwieger
Doyle	Freeman	Lawson	

The amendment was adopted.

(House File 473 pending at adjournment)

**MOTION TO RECONSIDER**  
(Winkelman Amendment to House File 473)

I move to reconsider the vote by which the Winkelman amendment to House File 473 passed the House on March 29, 1971.

D. VINCENT MAYBERRY

**EXPLANATION OF ABSENCE**

Monday, March 29, I was absent from the House Chamber due to official state business. I was in Cleveland, Ohio, attending a meeting of the Midwest Legislative Council on The Environment as one of two representatives from the House. If I had been present, I would have voted "aye" on House Files 268, 384, 429, and 479 and Senate Files 129, 201, and 249; and "no" on House Joint Resolution 7, House File 230, and the Winkelman amendment to House File 473.

MICHAEL T. BLOUIN

### REPORT OF STEERING COMMITTEE

MR. SPEAKER: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:

- H. F. 522 COMMITTEE BILL—Relating to the regulation of explosive materials. By committee on law enforcement; Hamilton, chairman.
- H. F. 490 COMMITTEE BILL—Relating to hearings of the revocation or denial of driving privileges. By committee on law enforcement; Hamilton, chairman.
- H. F. 144 Relating to the board of educational examiners. By Shaw, Drake, and Fisher of Greene.
- H. F. 327 Relating to the election of officers in school districts. By Kreamer.
- S. F. 78 To establish a program to permit doctors' assistants to work under a doctor's supervision. By Tapscott, Walsh, et al.  
**FLOYD H. MILLEN**  
 Chairman, Steering Committee

### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 40, 156, 160, 170 and 204.

**ELIZABETH R. MILLER**  
 Chairman, House Committee  
**JOHN C. RHODES**  
 Chairman, Senate Committee

### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 40, 156, 160, 170 and 204.

### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 26, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 82, an act providing a penalty for the unlawful use of temporary and instructional driving permits.

House File 121, an act to provide limitations on the property tax levy for the general fund budget of school districts, county boards of education, and joint county boards of education and to make an appropriation to the Department of Public Instruction for allocation to school districts.

House File 231, an act relating to incentive awards for state employees.

House File 346, an act relating to refunding of motor fuel tax.

## REPORT OF COMMITTEE

Holden of Scott, District 75, from the committee on social services, submitted the following report:

**MR. SPEAKER:** Your committee on social services, to whom was referred **House File 495**, a bill for an act relating to aid to dependent children and providing penalties for violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 495, pages 2 and 3, by striking section 3.

EDGAR H. HOLDEN, Chairman

## AMENDMENTS FILED

1 Amend House File 45 as follows:

2 1. Page 1, by striking lines 14 and 15 and inserting

3 in lieu thereof the following:

4 "removal. The person called upon to remove the vehicle

5 shall not be liable for damages to the vehicle resulting

6 from action necessary to cause the removal. Costs incurred

7 in connection with the removal of the vehicle must be borne

8 by the titleholder of the vehicle.

9 A violation of this subsection is a misdemeanor."

10 2. Page 1, line 1, by adding after the word "property"

11 the words "and to provide a penalty".

DOYLE of Woodbury, District 21

1 Amend House File 144, page 4, line 13, by

2 striking the word "*ten*" and inserting in lieu

3 thereof the word "*fifteen*".

MOLLETT of Pottawattamie, District 80

1 Amend House File 164 as follows:

2 Page 3, line 7, by striking the words "adopted

3 child" and inserting in lieu thereof the words

4 "child to be adopted".

BRAY of Scott, District 77

FRANKLIN of Polk, District 64

MENDENHALL of Allamakee, District 13

1 Amend House File 188, page 2, by striking from

2 line 9 the words "*Mentally ill*", and by striking

3 all of lines 10 through 15, and from line 16 the

4 following "*this state*."

REX of Hamilton, District 31

1 Amend House File 226 as follows:

2 1. Page 1, line 7, by striking the word "six" and

3 inserting in lieu thereof the words "[six] *twelve*".

4 2. Page 1, by striking from lines 7 through 9 the

5 words "and in the case of police patrolmen in cities

6 [operating a police academy,] a probation period not to

7 exceed twelve months," and inserting in lieu thereof the

8 words "[and in the case of police patrolmen in cities

9 operating a police academy, a probation period not to  
10 exceed twelve months,]”.

SHAW of Scott, District 78

1 Amend House File 343, line 8 by inserting after  
2 the words “behalf of”, the words “the taxpayer, or”.

BRAY of Scott, District 77

1 Amend House File 495 as follows:

2 1. Page 3, line 13 by striking the word “*evidence*” and  
3 inserting in lieu thereof the words “*a judicial deter-*  
4 *mination*”.

KNOKE of Pottawattamie, District 79

1 Amend House File 505 as follows:

2 1. Page 2, by striking lines 4 and 5 and inserting  
3 in lieu thereof the following “*be, for agents for*  
4 *insurance other than life, two dollars and fifty cents,*  
5 *and for life insurance agents, five dollars. The*”.

6 2. By adding thereto the following new sections:

7 (1) Section five hundred fifteen point one  
8 hundred twenty-eight (515.128), subsections six (6) and  
9 seven (7), Code 1971, are amended as follows:

10 “6. For certificate of authority to agent of  
11 foreign or domestic company, two dollars and fifty  
12 cents.

13 [7. For each certificate of authority to agent of  
14 domestic company, fifty cents.]”

15 (2) Section five hundred eleven point twenty-four  
16 (511.24), subsection four (4), Code 1971, is amended as  
17 follows:

18 “4. For each agent’s certificate, [two] *five* dollars.”

19 (3) Section five hundred eleven point twenty-five  
20 (511.25), Code 1971, subsection three (3), is amended  
21 as follows:

22 “3. For each agent’s certificate, [fifty cents] *five*  
23 *dollars.*”

ELLSWORTH of Dubuque, District 50

1 Amend Senate File 78, as passed by the Senate  
2 and reprinted, as follows:

3 Page 3, by inserting after line 19 the following:

4 “No medical services may be performed under this  
5 Chapter in any of the following areas:

6 The measurement of visual power and visual  
7 efficiency of the human eye; prescribing or adapting  
8 of lenses; prisms and contact lenses; the using or  
9 employing of visual training or ocular exercises,  
10 for the aid, relief or correction of vision.”

FREEMAN of Buena Vista, District 15

CHRISTENSEN of Union, District 95

PELTON of Clinton, District 74

CAMP of Clinton, District 73

DEN HERDER of Sioux, District 1

KRUSE of O’Brien, District 4

1 Amend Senate File 127 as passed by the Senate by  
2 striking everything after the enacting clause and insert-  
3 ing in lieu thereof the following:

4 Section 1. The commissioner of insurance shall  
5 refuse to authorize a company to do business in this  
6 state or renew its permission to do business when the  
7 form of policy issued or proposed to be issued to insure  
8 against legal liability to economic interests for certain  
9 damage actions arising out of a deficiency or defect in  
10 the design, planning or construction of an improvement  
11 to work upon real property unless such policy insures  
12 against legal liability for errors or omissions which  
13 occur while the policy is in force without regard to  
14 the time a claim is made on account thereof.

JESSE of Polk, District 58

1 Amend Senate File 202, page 2, by striking  
2 from line 5 the words " and is unmarried if a  
3 female,".

SHAW of Scott, District 78

1 Amend Senate File 202, as passed by the Senate, as  
2 follows:

3 1. By adding thereto the following new section  
4 after section 12:

5 "The surname of such new name shall become the  
6 legal surname of the wife and minor children of such  
7 person."

8 2. By renumbering the subsequent sections.

JOHNSTON of Johnson, District 70

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuseday, March 30, 1971.

# JOURNAL OF THE HOUSE

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Seventy-ninth Calendar Day—Fifty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MARCH 30, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Lavern Hanson, pastor of the Trinity Lutheran Church, Mason City, Iowa.

The Journal of Monday, March 29, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fifty eleventh grade students from Prairie City High School, Prairie City, Iowa, accompanied by their teacher, Howard Pothoven. By Roorda of Jasper, District 67.

Forty-five students from Starmont Community Junior High School, accompanied by their teacher, Mr. Jones. By Menefee of Fayette, District 19, Tieden of Clayton, District 14, and Patton of Buchanan, District 20.

Sixty eighth grade students from Pekin Community School, Packwood, Iowa, accompanied by their teachers, Jim Brouwer and Frosty Van Voorst. By Dunton of Keokuk, District 88.

One hundred twenty-four students from Urbandale Junior High School, Urbandale, Iowa, accompanied by their teachers, Mrs. Oler, Mrs. Wilke, Mrs. Bell, Mr. Schmidt and Mr. Hatch. By Willits of Polk, District 57.

Eighty eighth grade students from St. Edwards School, Waterloo, Iowa, accompanied by their teachers, Tom Renze, Terri Lutgen, Sister Catherine, Sister LouAnn and Dave Sale. By Schwieger of Black Hawk, District 40.

Fourteen junior students from West Dubuque High School, Dubuque, Iowa, accompanied by their teachers, Paul Vaassen and Dave Deluhery. By Taylor of Dubuque, District 51.

Thirty-five senior students from the Iowa School for the Deaf, Council Bluffs, Iowa, accompanied by their principal, Walter

Hines, and teachers, Robert Giffin and Eugene Stewart. By Pottawattamie Delegation.

Sixty-six eighth grade students from Lake City Community School, Lake City, Iowa, accompanied by their teachers, Bob Core and LeRoy Wunderly. By Winkelman of Calhoun, District 26.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Kelly of Woodbury, District 22, from eleven residents of Woodbury County favoring House Concurrent Resolution 12, relating to the removal of American troops from Indo-China.

By Radl of Linn, District 43, from thirty-nine residents of Linn County opposing House File 116, relating to the meat and poultry inspection law.

By Husak of Tama, District 41, from eighty-seven members of the American Legion Auxiliary opposing House File 126, relating to the soldiers relief commission.

By McElroy of Fremont, District 82, from thirty-nine residents of Fremont County favoring legislation to relieve the oppressive burden of property taxes.

By Blouin of Dubuque, District 49; Ellsworth of Dubuque, District 50; and Taylor of Dubuque, District 51, from five hundred residents of Dubuque County opposing House File 390, relating to eighteen-year-old voting.

By Hansen of Black Hawk, District 37, from twenty-four residents of Black Hawk County opposing registration fees for motor boats in lieu of personal property tax.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 495, under Rule 35.

#### PROOF OF PUBLICATION

Published copy of Senate File 426 and verified proof of publication of said bill in *The Des Moines Register*, Des Moines, Iowa, on March 18, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

## HOUSE FILE 519 RE-REFERRED

The Speaker announced that **House File 519** previously referred to the committee on **county government** is re-referred to the committee on **ways and means**.

## HOUSE FILE 494 RE-REFERRED

Rex of Hamilton, District 31, asked and received unanimous consent that **House File 494** be re-referred to the committee on **county government**.

## COMMUNICATION FROM THE CHIEF CLERK

The following communication is on file in the office of the Chief Clerk together with a schedule of tuition and fees:

March 26, 1971

William H. Harbor, Speaker of the House  
Capitol Building  
Local

Dear Speaker Harbor:

Chapter 1205, Section 16, Acts of the Sixty-third General Assembly, Second Session, requires that the Board of Regents submit to the General Assembly, not later than April 1, 1971, an enumeration for each state university of the anticipated charges to be made to students, whether in the form of fees or tuition, for the biennium commencing July 1, 1971, and ending June 30, 1973.

In accordance with this mandate the Board voted at its March 11, 1971, meeting to transmit to the General Assembly the current schedule of tuition and fees at the state universities as being those which the Board now estimates will be charged during the biennium commencing July 1, 1971.

That schedule of tuition and fees is attached.

Sincerely,  
R. WAYNE RICHEY  
Executive Secretary

## INTRODUCTION OF BILLS

**House File 532**, by Priebe, a bill for an act relating to the storage of dynamite and dynamite caps and providing a penalty for the violation of the provisions of this act.

Read first time and referred to committee on **law enforcement**.

**House File 533**, by Kelly, a bill for an act relating to inspection of patients' records.

Read first time and referred to committee on **social services**.

**House File 534**, by Doyle, a bill for an act relating to renewal of licenses for real estate salesmen and brokers.



Read first time and referred to committee on **commerce**.

**House File 535**, by Lawson, a bill for an act to allow employees of certain nonprofit corporations to be covered under the Iowa public employees' retirement system.

Read first time and referred to committee on **commerce**.

**House File 536**, by Gluba, Small, Larson and Willits, a bill for an act relating to the homestead tax credit for persons sixty-five years of age or over or totally disabled, and providing penalties for violating the provisions of this Act.

Read first time and referred to committee on **ways and means**.

**House File 537**, by Kelly, a bill for an act relating to the age requirement for marriage.

Read first time and referred to committee on **judiciary**.

**House File 538**, by Trowbridge, a bill for an act relating to operators' and chauffeurs' licenses.

Read first time and referred to committee on **transportation**.

**House File 539**, by Grassley and Shaw, a bill for an act to define administrative rules.

Read first time and referred to committee on **state government**.

**House File 540**, by Christensen, Tieden, Freeman, Mayberry, and Dunton (Van Drie, Griffin, and Riley), a bill for an act relating to cosmetology and to require the licensing of beauty salons.

Read first time and referred to committee on **social services**.

**House File 541**, by Freeman, Ellsworth, and Hansen, a bill for an act relating to assignment of group life insurance.

Read first time and referred to committee on **commerce**.

**House File 542**, by Jesse, a bill for an act providing for the inspection of elevators, dumbwaiters, escalators, moving walks, and manlifts, creating the elevator safety division of the bureau of labor, prescribing methods of enforcement, and providing for fees and penalties.

Read first time and referred to committee on **human and industrial relations**.

**House File 543**, by Schwieger, a bill for an act relating to acts which threaten violence toward another and providing penalties for the commission of such acts.

Read first time and referred to committee on law enforcement.

#### INTRODUCTION OF HOUSE JOINT RESOLUTION

**House Joint Resolution 15**, by committee on constitutional amendments and reapportionment, a joint resolution ratifying a proposed amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older.

Read first time and passed on file.

#### SENATE MESSAGES CONSIDERED

**Senate File 155**, a bill for an act relating to findings of the commission of hospitalization.

Read first time and passed on file.

#### REMOVED FROM NONCONTROVERSIAL CALENDAR

(Senate File 202)

We the undersigned request that Senate File 202 be removed from the noncontroversial calendar, under the provisions of Rule 9 of the rules of the committee on noncontroversial bills.

CLYDE REX  
MAYNARD MENELEE  
GEORGE KNOKE  
JAMES WIRTZ  
LAVERNE SCHROEDER

#### UNFINISHED BUSINESS CALENDAR

(House File 473)

The House resumed consideration of House File 473, a bill for an act relating to part-time work in agriculture by minors.

Mayberry of Webster, District 30, called up for consideration his motion to reconsider and moved to reconsider the vote by which the Winkelman amendment was adopted on March 29, 1971.

A non-record roll call was requested.

The ayes were 38, nays 56.

The motion lost.

Pierson of Mahaska, District 87, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 473)

The ayes were, 80:

Alt	Grassley	Millen	Shaw
Andersen	Hamilton	Miller	Siglin
Bergman	Hansen	Moffitt	Sorg
Camp	Hill	Mollett	Stanley
Campbell	Holden	Nielsen	Stokes
Christensen	Husak	Norpel	Strand
Clark	Kehe	Nystrom	Stromer
Cochran	Kelly	Pellett	Strothman
Curtis	Knoblauch	Pelton	Taylor
Den Herder	Knoke	Pierson	Tieden
Dougherty	Kreamer	Radl	Trowbridge
Drake	Larson	Rex	Varley
Dunton	Lawson	Rodgers	Waugh
Edelen	Lipsky	Roorda	Welden
Egenes	Logemann	Sargisson	Wells
Ellsworth	McCormick	Schmeiser	Willits
Fischer, H. O.	McElroy	Schroeder	Winkelman
Fisher, C. R.	Mendenhall	Schwartz	Wirtz
Freeman	Menefee	Schwieger	Wyckoff
Goode	Middleswart	Scott	Mr. Speaker

The nays were, 17:

Anania	Ewell	Johnston	Patton
Bennett	Franklin	Kennedy	Skinner
Blouin	Gluba	Mayberry	Small
Bray	Jesse	Monroe	Uban
Doyle			

Absent or not voting, 3:

Kinley	Kruse	Priebe
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### CONSIDERATION OF JOINT RESOLUTION

Varley of Adair, District 84, moved that the rules be suspended for the immediate consideration of House Joint Resolution 15.

A non-record roll call was requested.

The ayes were 94, nays 0.

The motion having received a three-fifths majority, prevailed.

**House Joint Resolution 15**, a joint resolution ratifying a proposed amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older, was taken up for consideration.

Shaw of Scott, District 78, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

House Joint Resolution 15, a joint resolution ratifying a proposed amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older.

WHEREAS, The Ninety-second (92nd) Congress of the United States has passed a Joint Resolution proposing an amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older; and

WHEREAS, This Joint Resolution passed the Senate of the United States on March 10, 1971, passed the House of Representatives of the United States on March 23, 1971, and now has been submitted to a vote of the States and reads:

#### “JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress:

#### “ARTICLE .....

“Section 1. The right of citizens of the United States, who are eighteen years of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

“Sec. 2. The Congress shall have power to enforce this article by appropriate legislation.”

*Be It Resolved by the General Assembly of the State of Iowa:*

That the foregoing proposed amendment to the Constitution of the United States is hereby ratified and consented to by the State of Iowa and the General Assembly thereof; and

Be It Further Resolved that the Governor of the State of Iowa forward certified copies of this resolution over the Seal of the State of Iowa to the Secretary of State of the United States, to the Presiding Officer of the Senate of the United States, to the Speaker of the House of Representatives of the United States, and to the administrator of the United States General Services Administration.

On the question “Shall the joint resolution be adopted and agreed to?” (H.J.R. 15)

Rule 70 was invoked.

The ayes were, 94:

Alt	Freeman	Mendenhall	Schwieger
Anania	Gluba	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bennett	Hamilton	Millen	Siglin
Bergman	Hansen	Miller	Skinner
Blouin	Hill	Moffitt	Small
Bray	Holden	Mollett	Sorg
Camp	Husak	Monroe	Stanley
Campbell	Jesse	Nielsen	Stokes
Christensen	Johnston	Norpel	Strand
Clark	Kelly	Nystrom	Stromer
Cochran	Kennedy	Patton	Strothman
Curtis	Kinley	Pellett	Taylor
Den Herder	Knoblauch	Pelton	Tieden
Dougherty	Knoke	Pierson	Trowbridge
Doyle	Kreamer	Priebe	Uban
Drake	Kruse	Rex	Varley
Dunton	Larson	Rodgers	Waugh
Edelen	Lawson	Roorda	Welden
Egenes	Lipsky	Sargisson	Wells
Ellsworth	Logemann	Schmeiser	Willits
Ewell	Mayberry	Schroeder	Wirtz
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker
Franklin	McElroy		

The nays were, 6:

Fischer, H. O.	Kehe	Winkelman	Wyckoff
Grassley	Radl		

Absent or not voting, none.

The joint resolution having received a constitutional majority was adopted and agreed to and the foregoing proposed amendment to the Constitution of the United States is hereby declared ratified and consented to by the House of Representatives.

The House was recessed until 1:15 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 116**, a bill for an act relating to the advertisement of meat and poultry products.

Mayberry of Webster, District 30, called up for consideration the motion to reconsider the Mayberry and Strothman amendments, filed on March 25, 1971 and found on page 715 of the House Journal.

Mayberry of Webster, District 30, moved to reconsider the vote by which the Mayberry amendment was adopted on March 9, 1971, and found on page 582 of the House Journal.

The motion prevailed.

Mayberry of Webster, District 30, asked and received unanimous consent to withdraw the amendment.

Mayberry of Webster, District 30, moved to reconsider the vote by which the Strothman amendment to House File 116 was adopted on March 25, 1971 and found on page 712 of the House Journal.

The motion prevailed.

Strothman of Henry, District 90, asked and received unanimous consent to withdraw the amendment.

Rodgers of Dallas, District 85, moved to reconsider the vote by which the Rodgers amendment was adopted on March 25, 1971, and found on page 712 of the House Journal.

The motion prevailed.

Rodgers of Dallas, District 85, asked and received unanimous consent to withdraw the amendment.

Strothman of Henry, District 90, offered the following amendment filed by him and Mayberry of Webster, District 30, and moved its adoption:

Amend House File 116 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter one hundred ninety-one (191), Code 1971, is amended by adding the following new section:

All advertisements for the sale of poultry or poultry products as defined in section one hundred eighty-nine A point two (189A.2) of the Code must include the grade given to the product by the United States department of agriculture, livestock division, poultry grading services. If the poultry or poultry product has not been graded by a grading service, the advertisement must state that the product is "ungraded".

Any person violating this section shall be guilty of a misdemeanor and, upon conviction, shall be punished by imprisonment in a county jail not more than thirty days or by a fine not exceeding one hundred dollars.

2. Amend the title by striking all after the word "advertisement" and inserting in lieu thereof the following: "of poultry and poultry products and providing penalties for violation thereof."

The amendment was adopted.

Mayberry of Webster, District 30, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On question "Shall the bill pass?" (H.F. 116)

The ayes were, 89:

Alt	Freeman	McCormick	Schwieger
Anania	Goode	McElroy	Scott
Andersen	Grassley	Mendenhall	Siglin
Bennett	Hamilton	Menefee	Skinner
Bergman	Hansen	Middleswart	Sorg
Blouin	Hill	Millen	Stanley
Bray	Holden	Miller	Stokes
Camp	Husak	Moffitt	Strand
Campbell	Jesse	Monroe	Stromer
Christensen	Johnston	Nielsen	Strothman
Clark	Kehe	Norpel	Taylor
Cochran	Kelly	Nystrom	Tieden
Curtis	Kennedy	Patton	Trowbridge
Den Herder	Kinley	Pellett	Uban
Dougherty	Knoblauch	Pierson	Varley
Doyle	Knoke	Priebe	Waugh
Drake	Kreamer	Rex	Wells
Dunton	Kruse	Rodgers	Willits
Edelen	Larson	Roorda	Winkelman
Egenes	Lawson	Sargisson	Wirtz
Ellsworth	Logemann	Schmeiser	Wyckoff
Fisher, C. R.	Mavberry	Schroeder	Mr. Speaker
Franklin			

The nays were, 1:

Welden

Absent or not voting, 10:

Ewell	Lipsky	Radl	Shaw
Fischer, H. O.	Mollett	Schwartz	Small
Gluba	Pelton		

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

## CONSIDERATION OF BILLS

### STEERING COMMITTEE CALENDAR

#### SENATE FILE 365 SUBSTITUTED FOR HOUSE FILE 396

Kehe of Bremer, District 12, asked and received unanimous consent to substitute Senate File 365 for House File 396.

**Senate File 365**, a bill for an act to provide for this state to enter into the midwest nuclear compact, was taken up for consideration.

Kehe of Bremer, District 12, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 365)

The ayes were, 96:

Alt	Freeman	Mendenhall	Scott
Anania	Goode	Menefee	Shaw
Andersen	Hamilton	Middleswart	Siglin
Bennett	Hansen	Millen	Skinner
Bergman	Hill	Miller	Small
Blouin	Holden	Moffitt	Sorg
Bray	Husak	Monroe	Stanley
Camp	Jesse	Nielsen	Stokes
Campbell	Johnston	Norpel	Strand
Christensen	Kehe	Nystrom	Stromer
Clark	Kelly	Patton	Strothman
Cochran	Kennedy	Pellett	Taylor
Curtis	Kinley	Pelton	Tieden
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Priebe	Uban
Doyle	Kreamer	Radl	Varley
Drake	Kruse	Rex	Waugh
Dunton	Larson	Rodgers	Welden
Edelen	Lawson	Roorda	Wells
Egenes	Lipsky	Sargisson	Willits
Ellsworth	Logemann	Schmeiser	Winkelman
Ewell	Mayberry	Schroeder	Wirtz
Fisher, C. R.	McCormick	Schwartz	Wyckoff
Franklin	McElroy	Schwieger	Mr. Speaker

The nays were, none.

Absent or not voting, 4:

Fischer, H. O.	Gluba	Grassley	Mollett
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### HOUSE FILE 396 WITHDRAWN

Kehe of Bremer, District 12, asked and received unanimous consent to withdraw House File 396 from further consideration by the House.

#### HOUSE FILE 522 PENDING

**House File 522**, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report, with report of committee recommending passage, was taken up for consideration.



Campbell of Washington, District 89, offered the following amendment filed by him from the floor and moved its adoption:

- 1 Amend House File 522 as follows:
- 2 Page 8, line 25, by inserting after the word "be" the
- 3 words "deposited in a special fund in the state treasury
- 4 to be".

The amendment was adopted.

(House File 522 pending at adjournment)

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 361, a bill for an act relating to taxation of private and professional libraries.

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

Senate File 386, a bill for an act relating to assignment of group life insurance.

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

Senate File 417, a bill for an act relating to judicial redistricting and judicial nomination commissions.

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

House Joint Resolution 15, ratifying a proposed amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older.

CARROLL A. LANE, Secretary

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 15, 25, 31, 140 and 141.

ELIZABETH R. MILLER  
Chairman, House Committee.  
JOHN C. RHODES  
Chairman, Senate Committee.

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 15, 25, 31, 140 and 141.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 30th day of March, 1971, sent to the governor for his approval: House Files 15, 25, 31, 140, and 141.

ELIZABETH R. MILLER, Chairman

Report adopted.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 29, 1971, he approved and transmitted to the Secretary of State the following bill:

Senate File 179, an act relating to the expenditure and appropriation of state funds.

## AMENDMENTS FILED

1 Amend House File 144 as follows:

2 1. Page 4, line 13, by striking the word "ten"  
3 and inserting in lieu thereof the word "fifteen".

4 2. Page 4, line 24, by inserting after the word  
5 "fund" the following: "except that twenty-five  
6 thousand dollars collected each year shall be credited  
7 to the professional teaching practices commission  
8 created under chapter two hundred seventy-two A (272A)  
9 of the Code. Any unexpended portion of the twenty-  
10 five thousand dollars remaining at the end of each  
11 fiscal year shall revert to the general fund."

EWELL of Black Hawk, District 39

WILLITS of Polk, District 57

1 Amend House File 144, page 4, line 14, by  
2 inserting after the period the following:

3 "A fee of two dollars shall be charged for the  
4 issuance of a duplicate certificate."

EWELL of Black Hawk, District 39

1 Amend House File 144, page 5, line 1, by  
2 striking the word "Iowa".

EWELL of Black Hawk, District 39

1 Amend House File 315 as follows:

2 1. Page 3, line 22, by inserting after the word  
3 "recorder" the words "a sales tax receipt or".

- 4 2. Page 3, by striking lines 28 to 35, inclusive, and  
5 inserting in lieu thereof the following:  
6 "the length of motorboat or sailboat and the horse-  
7 power rating of any motor used to propel the motorboat or  
8 sailboat. The annual fee shall be computed as follows:  
9 1. For open cockpit boats having a length of:  
10 a. Twelve feet or less, the fee is four dollars.  
11 b. More than twelve feet but not more than four-  
12 teen feet, the fee is six dollars.  
13 c. More than fourteen feet but not more than six-  
14 teen feet, the fee is eight dollars.  
15 d. More than sixteen feet but not more than eigh-  
16 teen feet, the fee is ten dollars.  
17 e. More than eighteen feet, the fee is twelve  
18 dollars.  
19 2. For enclosed cockpit boats and cabin cruisers having  
20 a length of:  
21 a. Fourteen feet or less, the fee is eight dollars.  
22 b. More than fourteen feet but not more than six-  
23 teen feet, the fee is ten dollars.  
24 c. More than sixteen feet but not more than eigh-  
25 teen feet, the fee is twelve dollars.  
26 d. More than eighteen feet but not more than twenty  
27 feet, the fee is fifteen dollars.  
28 e. More than twenty feet but not more than twenty-  
29 two feet, the fee is eighteen dollars.  
30 f. More than twenty-two feet but not more than  
31 twenty-four feet, the fee is twenty-one dollars.  
32 g. More than twenty-four feet but not more than  
33 twenty-six feet, the fee is twenty-five dollars.  
34 h. More than twenty-six feet but not more than  
35 twenty-eight feet, the fee is thirty dollars.  
36 i. More than twenty-eight feet but not more than  
37 thirty feet, the fee is thirty-five dollars.  
38 j. More than thirty feet, the fee is forty dollars.  
39 3. In addition to the fee based on their length, for  
40 boats propelled by outboard motors having a horsepower  
41 rating of:  
42 a. Five horsepower or less, the fee is two dollars.  
43 b. More than five horsepower but not more than  
44 ten horsepower, the fee is four dollars.  
45 c. More than ten horsepower but not more than  
46 twenty horsepower, the fee is eight dollars.  
47 d. More than twenty horsepower but not more than  
48 thirty-five horsepower, the fee is twelve dollars.  
49 e. More than thirty-five horsepower but not more  
50 than sixty horsepower, the fee is sixteen dollars.  
51 f. More than sixty horsepower, the fee is eighteen  
52 dollars.  
53 4. In addition to the fee based on their length, for  
54 boats propelled by inboard motors having a horsepower  
55 rating of:  
56 a. One hundred horsepower or less, the fee is eigh-  
57 teen dollars.

58 b. More than one hundred horsepower but not more  
59 than one hundred fifty horsepower, the fee is twenty-two  
60 dollars.

61 c. More than one hundred fifty horsepower but not  
62 more than two hundred horsepower, the fee is twenty-six  
63 dollars.

64 d. More than two hundred horsepower, the fee is  
65 thirty dollars.

66 If different motors are used to propel a boat at different  
67 times, the registration fee shall be based on the motor  
68 with the highest horsepower rating. If more than one  
69 motor is used to propel a boat simultaneously, the  
70 combined horsepower ratings of the motors shall be used to  
71 determine the registration fee.

72 After the motorboat or sailboat has been registered  
73 five years or upon a sworn statement of the registrant that  
74 the motorboat or sailboat has been listed for personal  
75 property tax purposes for five years, the annual  
76 registration fee shall be reduced by twenty-five percent of  
77 fee determined in section five (5) of this Act."

78 3. Page 4, by striking lines 1 to 11, inclusive.

79 4. Page 4, line 26, by striking the word "fifty" and  
80 inserting in lieu thereof the word "twenty".

81 5. Page 4, lines 27 and 28, by striking the words  
82 " , but not less than four dollars per registration,".

83 6. Page 5, by striking lines 2 to 4, inclusive, and  
84 inserting in lieu thereof the words "treasurer shall  
85 allocate those funds to the general fund of the county."

86 7. Page 5, by striking lines 9 to 21, inclusive.

87 8. Page 5, line 27, by striking the word "sixty" and  
88 inserting in lieu thereof the word "ninety".

89 9. Page 6, line 15, by striking the word "thirty" and  
90 inserting in lieu thereof the word "ninety".

91 10. By renumbering the sections and subsections to  
92 conform to this amendment.

UBAN of Black Hawk, District 38

1 Amend House File 327 as follows:

2 1. Page 1, line 8, by striking the word "forty-  
3 five" and inserting in lieu thereof the word "forty".

4 2. Page 1, line 14, by striking the word "forty-  
5 five" and inserting in lieu thereof the word "forty".

KREAMER of Polk, District 63

1 Amend House File 409 as follows:

2 1. Page 2, line 6, by inserting before the word  
3 "Dubuque" the word "Howard,".

4 2. Page 2, line 8, by striking the words "Grundy, and  
5 Hardin" and inserting in lieu thereof the words "and  
6 Grundy".

7 3. Page 2, line 9, by striking the word "Howard,".

8 4. Page 2, line 11, by inserting after the word  
9 "Franklin," the words "Boone, Story, Marshall, Hardin,".

10 5. Page 2, lines 20 and 21, by striking the words  
11 "Boone, Story,".

- 12 6. Page 2, line 25, by striking the word "Marshall,"
- 13 7. Page 3, line 4, by inserting after the words
- 14 "counties of" the word "Howard,"
- 15 8. Page 3, line 7, by striking the words "Grundy, and
- 16 Hardin" and inserting in lieu thereof the words "and
- 17 Grundy".
- 18 9. Page 3, line 9, by striking the word "Howard,".
- 19 10. Page 3, line 11, by inserting after the words
- 20 "counties of" the words "Boone, Story, Marshall, Hardin,".
- 21 11. Page 3, line 19, by striking the words "Boone,
- 22 Story,".

KENNEDY of Chickasaw, District 11  
 NYSTROM of Boone, District 55  
 WELDEN of Hardin, District 32  
 EGENES of Story, District 33  
 MILLER of Marshall, District 36

1 Amend House File 432 as follows:

2 1. By striking lines 26 through 35, inclusive,  
 3 page 3, all of pages 4 through 9, inclusive, and lines  
 4 1 through 19, inclusive, page 10, and inserting in  
 5 lieu thereof the following:

6 "1. Subject to section four (4) of this Act, an  
 7 Iowa income tax determined in accordance with the  
 8 following table is imposed on the taxable income of  
 9 every married individual who makes a single return  
 10 jointly with his spouse and every surviving spouse:

11 If the taxable income in a taxable	12 year is:	The tax is:
13 Not over \$1,000.....		2.8% of the tax-
14 able income.		
15 Over \$1,000 but not over \$2,000.....	\$28, plus 3%	
16 of excess over \$1,000.		
17 Over \$2,000 but not over \$3,000.....	\$58, plus 3.2%	
18 of excess over \$2,000.		
19 Over \$3,000 but not over \$4,000.....	\$90, plus 3.4%	
20 of excess over \$3,000.		
21 Over \$4,000 but not over \$8,000.....	\$124, plus 3.8%	
22 of excess over \$4,000.		
23 Over \$8,000 but not over \$12,000.....	\$276, plus 4.4%	
24 of excess over \$8,000.		
25 Over \$12,000 but not over \$16,000.....	\$452, plus 5%	
26 of excess over \$12,000.		
27 Over \$16,000 but not over \$20,000.....	\$652, plus 5.6%	
28 of excess over \$16,000.		
29 Over \$20,000 but not over \$24,000.....	\$876, plus 6.4%	
30 of excess over \$20,000.		
31 Over \$24,000 but not over \$28,000.....	\$1,132, plus 7.2%	
32 of excess over \$24,000.		
33 Over \$28,000 but not over \$32,000.....	\$1,420, plus 7.8%	
34 of excess over \$28,000.		
35 Over \$32,000 but not over \$36,000.....	\$1,732, plus 8.4%	
36 of excess over \$32,000.		
37 Over \$36,000 but not over \$40,000.....	\$2,068, plus 9%	

38	of excess over \$36,000.	
39	Over \$40,000 but not over \$44,000.....	\$2,428, plus 9.6%
40	of excess over \$40,000.	
41	Over \$44,000 but not over \$52,000.....	\$2,812, plus 10%
42	of excess over \$44,000.	
43	Over \$52,000 but not over \$64,000.....	\$3,612, plus 10.6%
44	of excess over \$52,000.	
45	Over \$64,000 but not over \$76,000.....	\$4,884, plus 11%
46	of excess over \$64,000.	
47	Over \$76,000 but not over \$88,000.....	\$6,204, plus 11.6%
48	of excess over \$76,000.	
49	Over \$88,000 but not over \$100,000.....	\$7,596, plus 12%
50	of excess over \$88,000.	
51	Over \$100,000 but not over \$120,000....	\$9,036, plus 12.4%
52	of excess over \$100,000.	
53	Over \$120,000 but not over \$140,000....	\$11,516, plus 12.8%
54	of excess over \$120,000.	
55	Over \$140,000 but not over \$160,000....	\$14,076, plus 13.2%
56	of excess over \$140,000.	
57	Over \$160,000 but not over \$180,000....	\$16,716, plus 13.6%
58	of excess over \$160,000.	
59	Over \$180,000 but not over \$200,000....	\$19,436, plus 13.8%
60	of excess over \$180,000.	
61	Over \$200,000.....	\$22,196, plus 14%
62	of excess over \$200,000.	
63	2. Subject to section four (4) of this Act, an	
64	Iowa income tax determined in accordance with the	
65	following table is imposed on the taxable income of	
66	every individual who is the head of a household:	
67	If the taxable income in a taxable	
68	year is:	The tax is:
69	Not over \$1,000.....	2.8% of the tax-
70	able income.	
71	Over \$1,000 but not over \$2,000.....	\$28, plus 3.2%
72	of excess over \$1,000.	
73	Over \$2,000 but not over \$4,000.....	\$60, plus 3.6%
74	of excess over \$2,000.	
75	Over \$4,000 but not over \$6,000.....	\$132, plus 3.8%
76	of excess over \$4,000.	
77	Over \$6,000 but not over \$8,000.....	\$208, plus 4.4%
78	of excess over \$6,000.	
79	Over \$8,000 but not over \$10,000.....	\$296, plus 4.6%
80	of excess over \$8,000.	
81	Over \$10,000 but not over \$12,000.....	\$388, plus 5%
82	of excess over \$10,000.	
83	Over \$12,000 but not over \$14,000.....	\$488, plus 5.4%
84	of excess over \$12,000.	
85	Over \$14,000 but not over \$16,000.....	\$596, plus 5.6%
86	of excess over \$14,000.	
87	Over \$16,000 but not over \$18,000.....	\$708, plus 6.2%
88	of excess over \$16,000.	
89	Over \$18,000 but not over \$20,000.....	\$832, plus 6.4%
90	of excess over \$18,000.	
91	Over \$20,000 but not over \$22,000.....	\$960, plus 7%

92	of excess over \$20,000.
93	Over \$22,000 but not over \$24,000.....\$1,100, plus 7.2%
94	of excess over \$22,000.
95	Over \$24,000 but not over \$26,000.....\$1,244, plus 7.6%
96	of excess over \$24,000.
97	Over \$26,000 but not over \$28,000.....\$1,396, plus 8.2%
98	of excess over \$26,000.
99	Over \$28,000 but not over \$32,000.....\$1,560, plus 8.4%
100	of excess over \$28,000.
101	Over \$32,000 but not over \$36,000.....\$1,896, plus 9%
102	of excess over \$32,000.
103	Over \$36,000 but not over \$38,000.....\$2,256, plus 9.6%
104	of excess over \$36,000.
105	Over \$38,000 but not over \$40,000.....\$2,448, plus 10.2%
106	of excess over \$38,000.
107	Over \$40,000 but not over \$44,000.....\$2,652, plus 10.4%
108	of excess over \$40,000.
109	Over \$44,000 but not over \$50,000.....\$3,068, plus 11%
110	of excess over \$44,000.
111	Over \$50,000 but not over \$52,000.....\$3,728, plus 11.2%
112	of excess over \$50,000.
113	Over \$52,000 but not over \$64,000.....\$3,952, plus 11.6%
114	of excess over \$52,000.
115	Over \$64,000 but not over \$70,000.....\$5,344, plus 11.8%
116	of excess over \$64,000.
117	Over \$70,000 but not over \$76,000.....\$6,052, plus 12.2%
118	of excess over \$70,000.
119	Over \$76,000 but not over \$80,000.....\$6,784, plus 12.4%
120	of excess over \$76,000.
121	Over \$80,000 but not over \$88,000.....\$7,280, plus 12.6%
122	of excess over \$80,000.
123	Over \$88,000 but not over \$100,000.....\$8,288, plus 12.8%
124	of excess over \$88,000.
125	Over \$100,000 but not over \$120,000....\$9,824, plus 13.2%
126	of excess over \$100,000.
127	Over \$120,000 but not over \$140,000....\$12,464, plus 13.4%
128	of excess over \$120,000.
129	Over \$140,000 but not over \$160,000....\$15,144, plus 13.6%
130	of excess over \$140,000.
131	Over \$160,000 but not over \$180,000....\$17,864, plus 13.8%
132	of excess over \$160,000.
133	Over \$180,000.....\$20,624, plus 14%
134	of excess over \$180,000.
135	3. Subject to section four (4) of this Act, an
136	Iowa income tax determined in accordance with the
137	following table is imposed on the taxable income of
138	every individual who is not a married individual,
139	a surviving spouse, or the head of a household:
140	If the taxable income in a taxable
141	year is:
142	Not over \$500 .....The tax is:
143	2.8% of the tax-
144	able income.
144	Over \$500 but not over \$1,000 .....\$14, plus 3%
145	of excess over \$500.

146	Over \$1,000 but not over \$1,500.....	\$29, plus 3.2%
147	of excess over \$1,000.	
148	Over \$1,500 but not over \$2,000.....	\$45, plus 3.4%
149	of excess over \$1,500.	
150	Over \$2,000 but not over \$4,000.....	\$62, plus 3.8%
151	of excess over \$2,000.	
152	Over \$4,000 but not over \$6,000.....	\$138, plus 4.2%
153	of excess over \$4,000.	
154	Over \$6,000 but not over \$8,000.....	\$222, plus 4.8%
155	of excess over \$6,000.	
156	Over \$8,000 but not over \$10,000.....	\$318, plus 5%
157	of excess over \$8,000.	
158	Over \$10,000 but not over \$12,000.....	\$418, plus 5.4%
159	of excess over \$10,000.	
160	Over \$12,000 but not over \$14,000.....	\$526, plus 5.8%
161	of excess over \$12,000.	
162	Over \$14,000 but not over \$16,000.....	\$642, plus 6.2%
163	of excess over \$14,000.	
164	Over \$16,000 but not over \$18,000.....	\$766, plus 6.8%
165	of excess over \$16,000.	
166	Over \$18,000 but not over \$20,000.....	\$902, plus 7.2%
167	of excess over \$18,000.	
168	Over \$20,000 but not over \$22,000.....	\$1,046, plus 7.6%
169	of excess over \$20,000.	
170	Over \$22,000 but not over \$26,000.....	\$1,198, plus 8%
171	of excess over \$22,000.	
172	Over \$26,000 but not over \$32,000.....	\$1,518, plus 9%
173	of excess over \$26,000.	
174	Over \$32,000 but not over \$38,000.....	\$2,058, plus 10%
175	of excess over \$32,000.	
176	Over \$38,000 but not over \$44,000.....	\$2,658, plus 11%
177	of excess over \$38,000.	
178	Over \$44,000 but not over \$50,000.....	\$3,318, plus 12%
179	of excess over \$44,000.	
180	Over \$50,000 but not over \$60,000.....	\$4,038, plus 12.4%
181	of excess over \$50,000.	
182	Over \$60,000 but not over \$70,000.....	\$5,278, plus 12.8%
183	of excess over \$60,000.	
184	Over \$70,000 but not over \$80,000.....	\$6,558, plus 13.2%
185	of excess over \$70,000.	
186	Over \$80,000 but not over \$90,000.....	\$7,878, plus 13.6%
187	of excess over \$80,000.	
188	Over \$90,000 but not over \$100,000.....	\$9,238, plus 13.8%
189	of excess over \$90,000.	
190	Over \$100,000 .....	\$10,618, plus 14%
191	of excess over \$100,000.	
192	4. Subject to section four (4) of this Act, an	
193	Iowa income tax determined in accordance with the	
194	following table is imposed on the taxable income of	
195	every married individual who does not make a single	
196	return jointly with his spouse, and of every estate	
197	and trust:	
198	If the taxable income in a taxable	
199	year is:	The tax is:



200	Not over \$500 .....	2.8% of the tax-
201	able income.	
202	Over \$500 but not over \$1,000 .....	\$14, plus 3%
203	of excess over \$500.	
204	Over \$1,000 but not over \$1,500.....	\$29, plus 3.2%
205	of excess over \$1,000.	
206	Over \$1,500 but not over \$2,000.....	\$45, plus 3.4%
207	of excess over \$1,500.	
208	Over \$2,000 but not over \$4,000.....	\$62, plus 3.8%
209	of excess over \$2,000.	
210	Over \$4,000 but not over \$6,000.....	\$138, plus 4.4%
211	of excess over \$4,000.	
212	Over \$6,000 but not over \$8,000.....	\$226, plus 5%
213	of excess over \$6,000.	
214	Over \$8,000 but not over \$10,000.....	\$326, plus 5.6%
215	of excess over \$8,000.	
216	Over \$10,000 but not over \$12,000.....	\$438, plus 6.4%
217	of excess over \$10,000.	
218	Over \$12,000 but not over \$14,000.....	\$566, plus 7.2%
219	of excess over \$12,000.	
220	Over \$14,000 but not over \$16,000.....	\$710, plus 7.8%
221	of excess over \$14,000.	
222	Over \$16,000 but not over \$18,000.....	\$866, plus 8.4%
223	of excess over \$16,000.	
224	Over \$18,000 but not over \$20,000.....	\$1,034, plus 9%
225	of excess over \$18,000.	
226	Over \$20,000 but not over \$22,000.....	\$1,214, plus 9.6%
227	of excess over \$20,000.	
228	Over \$22,000 but not over \$26,000.....	\$1,406, plus 10%
229	of excess over \$22,000.	
230	Over \$26,000 but not over \$32,000.....	\$1,806, plus 10.6%
231	of excess over \$26,000.	
232	Over \$32,000 but not over \$38,000.....	\$2,442, plus 11%
233	of excess over \$32,000.	
234	Over \$38,000 but not over \$44,000.....	\$3,102, plus 11.6%
235	of excess over \$38,000.	
236	Over \$44,000 but not over \$50,000.....	\$3,798, plus 12%
237	of excess over \$44,000.	
238	Over \$50,000 but not over \$60,000.....	\$4,518, plus 12.4%
239	of excess over \$50,000.	
240	Over \$60,000 but not over \$70,000.....	\$5,758, plus 12.8%
241	of excess over \$60,000.	
242	Over \$70,000 but not over \$80,000.....	\$7,038, plus 13.2%
243	of excess over \$70,000.	
244	Over \$80,000 but not over \$90,000.....	\$8,358, plus 13.6%
245	of excess over \$80,000.	
246	Over \$90,000 but not over \$100,000.....	\$9,718, plus 13.8%
247	of excess over \$90,000.	
248	Over \$100,000 .....	\$11,098, plus 14%
249	of excess over \$100,000."	
250	2. Page 10, line 24, by striking the words "sixteen	

251 and two-thirds" and inserting in lieu thereof the word  
252 "twenty".

UBAN of Black Hawk, District 38  
RODGERS of Dallas, District 85

1 Amend Senate File 202 as follows:

2 1. Page 2, by adding the following after line 31:

3 "If the petitioner has a minor child, the petition  
4 shall state this fact and shall state all the informa-  
5 tion about the child that is required of a petitioner  
6 in section three (3) of this act. If the minor  
7 child is fourteen years of age or older he shall file  
8 his written consent."

9 2. Page 3, by striking line 5 and inserting in lieu  
10 thereof the following:

11 " , petitioner's wife, or a minor child of the peti-  
12 tioner shall reflect the former name of the person  
13 affected by the new birth certificate."

DOYLE of Woodbury, District 21

On motion by Varley of Adair, District 84, the House adjourned  
until 9 :00 a.m., Wednesday, March 31, 1971.

# JOURNAL OF THE HOUSE

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Eightieth Calendar Day—Fifty-second Session Day  
HALL OF THE HOUSE OF REPRESENTATIVES

DES MOINES, IOWA, WEDNESDAY, MARCH 31, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Richard Johnson, pastor of the Presbyterian Church, Steamboat Rock, Iowa.

The Journal of Tuesday, March 30, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Forty-nine senior students from North Mahaska Community School, accompanied by their teachers, Anita Seitsinger, Albert Stewart and Keith Miller. By Pierson of Mahaska, District 87.

Fifteen sixth grade students from Garfield School, Boone, Iowa, accompanied by their teachers, Miss Kathleen Jury and Mrs. Karen Hull. By Nystrom of Boone, District 55.

Eighteen senior students from Boxholm High School, Boxholm, Iowa, accompanied by their teacher, Mr. Edgington. By Nystrom of Boone, District 55.

## PETITIONS FILED

The following petitions were received and placed on file :

By Campbell of Washington, District 89, from eighty-eight residents of Washington County opposing House File 345, relating to the sale of beer and liquor on Sunday.

By Mendenhall of Allamakee, District 13, from twenty-seven residents of Johnson County favoring the preservation of the Cold Water Cave.

By Husak of Tama, District 41, from ninety-four members of the American Legion Auxiliary opposing House File 185, relating to residence at the Iowa Soldiers Home.

By Wirtz of Palo Alto, District 16, from seventy residents of

Pocahontas County favoring shifting from property taxes to some other form of taxation.

By Millen of Van Buren, District 99, from forty-one residents of Van Buren County; Cochran of Webster, District 29, from thirty-six residents of Webster County; Rex of Hamilton, District 31, from thirty-two residents of Hamilton County; and Kennedy of Chickasaw, District 11, from thirty-four residents of Chickasaw County favoring the continued support of the Iowa Poultry and Meat Inspection law.

#### SENATE FILE 109 REREFERRED

The Speaker announced that **Senate File 109** previously referred to the committee on **judiciary** is rereferred to the committee on **commerce**.

#### INTRODUCTION OF BILLS

**House File 544**, by Logemann, a bill for an act relating to the soldiers relief commission.

Read first time and referred to committee on **county government**.

**House File 545**, by Dunton, Ellsworth, Lawson, Logemann, Christensen, Blouin, Drake, Gluba, Hansen, Middleswart, Knoblauch, Pierson, Strand, Wells, Priebe, Andersen, Mayberry, and Mollett, 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.

Read first time and referred to committee on **schools**.

**House File 546**, by Schwieger, a bill for an act relating to contempt actions in paternity cases.

Read first time and referred to committee on **judiciary**.

**House File 547**, by Doyle and Andersen, a bill for an act relating to the salaries of elected county officials.

Read first time and referred to committee on **county government**.

**House File 548**, by Schroeder, a bill for an act to repeal the authorization for purchase of tax-sheltered annuities for certain employees.

Read first time and referred to committee on **schools**.

#### SENATE MESSAGES CONSIDERED

**Senate File 361**, a bill for an act relating to the taxation of private and professional libraries.

Read first time and referred to committee on **ways and means**.

**Senate File 386**, a bill for an act relating to assignment of group life insurance.

Read first time and referred to committee on **commerce**.

**Senate File 417**, a bill for an act relating to judicial redistricting and judicial nominating commissions.

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

#### ADOPTION OF HOUSE MEMORIAL RESOLUTIONS

Edelen of Emmet, District 5, offered the following House memorial resolution and moved its adoption :

##### HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Julius H. Jensen of Kossuth County, who was a member of the Forty-third session of the General Assembly from Kossuth County, passed away on April 5, 1962; *now, therefore*,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the Speaker appointed as such committee Edelen of Emmet, District 5; Wirtz of Palo Alto, District 16; and Priebe of Kossuth, District 6.

Fischer of Grundy, District 35, offered the following House memorial resolution and moved its adoption :

##### HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable C. W. Ross of Grundy County, who was a member of the Forty-seventh and Forty-eighth sessions of the General Assembly from Grundy County, passed away on March 30, 1971; *now, therefore*,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the State.

The motion prevailed and the Speaker appointed as such committee Fischer of Grundy, District 35; Millen of Van Buren, District 99; and Welden of Hardin, District 32.

#### PROOF OF PUBLICATION

Published copy of Senate File 425 and verified proof of publication of said bill in The Peterson Patriot, Peterson, Iowa on March 11, 1971, was

filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

### HOUSE CONCURRENT RESOLUTION 29

By Varley

*Whereas*, Both houses of the legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the passion and death of our Lord to whom they dedicate their daily efforts; *now therefore*,

*Be It Resolved by, the House, the Senate Concurring*: That when adjournment is had on Thursday, April 8, 1971, it be to reconvene Monday, April 12, 1971, at 10:00 a.m., out of reverence to the passion and death of our Lord.

Laid over under Rule 25.

### HOUSE CONCURRENT RESOLUTION 30

By Dunton, Small, Scott, Rodgers, Middleswart, Blouin,  
Bennett, Bray, Franklin, Willits, Norpel and Cochran

*Whereas*, the economy of the state of Iowa is dependent to an important degree upon the maintenance of good railroad service to all areas of the state; and

*Whereas*, there has continued for a number of years a trend toward reduced service on and abandonment of branch railroad lines serving many of Iowa's smaller communities; and

*Whereas*, the almost total cancellation of passenger train service in Iowa has contributed to the present situation in which many Iowa communities have no access to public passenger transportation facilities of any kind; and

*Whereas*, concern has been expressed from time to time as to whether the present standards of maintenance of railway roadbeds and rolling stock are adequate to protect the public, in view of the many dangerous or potentially dangerous types of cargo which may be moved by rail; and

*Whereas*, there is need for development of a long-range state policy for the coordinated utilization of railroads, buses, highways, and other transportation facilities so as to afford the public the most efficient and economical service in the movement of passengers and goods, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council is authorized to create a study committee which shall include legislative members of the appropriate standing committees and non-legislative members knowledgeable of the railroad industry, the problems of railroad workers, and the needs of the public for adequate railroad service, to conduct during the 1971 legislative interim a thorough study of the present and projected future needs of the state of Iowa for railroad service, the ability of the railroads serving the state to meet these needs, and any legislation which may better enable them to do so; and

*Be It Further Resolved*, That the study committee shall make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement recommendations, to the legislative council. Copies of the report and proposed bill drafts approved by the legislative

council shall be submitted to members of the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### HOUSE FILE 262 RECONSIDERED

Taylor of Dubuque, District 51, called up for consideration his motion to reconsider **House File 262**, a bill for an act relating to traffic control signals, and moved to reconsider the vote by which House File 262 passed the House on March 23, 1971.

The motion prevailed.

Taylor of Dubuque moved that the vote by which House File 262 was placed on its last reading be reconsidered.

The motion prevailed.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 262, page 1, by striking all of lines 19 through 22 and inserting in lieu thereof the following:

"No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic."

The amendment was adopted.

Wells of Linn, District 44, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 262)

The ayes were, 80:

Anania	Goode	McElroy	Sargisson
Bergman	Hamilton	Mendenhall	Schmeiser
Blouin	Hansen	Menefee	Schroeder
Bray	Hill	Middleswart	Schwartz
Camp	Husak	Millen	Schwieger
Campbell	Jesse	Miller	Scott
Christensen	Kehe	Moffitt	Shaw
Clark	Kelly	Nielsen	Siglin
Cochran	Kinley	Norpel	Skinner
Dougherty	Knoblauch	Nystrom	Small
Doyle	Knoke	Patton	Sorg
Drake	Kreamer	Pellett	Stokes
Dunton	Kruse	Pelton	Stromer
Edelen	Larson	Priebe	Strothman
Ellsworth	Lawson	Radl	Taylor
Fischer, H. O.	Logemann	Rex	Tieden
Fisher, C. R.	Mayberry	Rodgers	Trowbridge
Freeman	McCormick	Roorda	Uban

Waugh	Wells	Winkelman	Wyckoff
Welden	Willits	Wirtz	Mr. Speaker

The nays were, 1:  
Monroe

Absent or not voting, 19:			
Alt	Egenes	Holden	Pierson
Andersen	Ewell	Johnston	Stanley
Bennett	Franklin	Kennedy	Strand
Curtis	Gluba	Lipsky	Varley
Den Herder	Grassley	Mollett	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### CONSIDERATION OF BILLS

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 522**, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty to so report.

Welden of Hardin, District 32, offered the following amendment from the floor and moved its adoption:

Amend House File 522, page 7, by striking all of lines 2 and 3.

The amendment was adopted.

Small of Johnson, District 69, offered the following amendment, from the floor, and moved its adoption.

Amend House File 522, page 9, line 21 by striking the words "destructive substance or device" and inserting in lieu thereof the words "explosive materials".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor:

Amend House File 522, page 8, line 2, by adding after the word "authority" the following: ", or to movement of explosives to be used by the federal government;".

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw his amendment.

Edelen of Emmet, District 5, moved that the bill be read a last



time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 522)

The ayes were, 95:

Alt	Freeman	Mendenhall	Scott
Anania	Gluba	Menefee	Shaw
Andersen	Goode	Middleswart	Siglin
Bergman	Grassley	Millen	Skinner
Blouin	Hamilton	Miller	Small
Bray	Hansen	Moffitt	Sorg
Camp	Hill	Mollett	Stanley
Campbell	Holden	Monroe	Stokes
Christensen	Husak	Nielsen	Strand
Clark	Jesse	Norpel	Stromer
Cochran	Johnston	Nystrom	Strothman
Curtis	Kelly	Patton	Taylor
Den Herder	Kennedy	Pellett	Tieden
Dougherty	Kinley	Pelton	Trowbridge
Doyle	Knoblauch	Pierson	Uban
Drake	Knoke	Priebe	Varley
Dunton	Kreamer	Radl	Waugh
Edelen	Kruse	Rex	Wells
Egenes	Larson	Rodgers	Willits
Ellsworth	Lipsky	Roorda	Winkelman
Ewell	Logemann	Sargisson	Wirtz
Fischer, H. O.	Mayberry	Schmeiser	Wyckoff
Fisher, C. R.	McCormick	Schwartz	Mr. Speaker
Franklin	McElroy	Schwieger	

The nays were, 3:

Kehe	Schroeder	Welden
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Absent or not voting, 2:

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

#### COMMUNICATION FROM THE STATE APPEAL BOARD

The following communication was received from the State Appeal Board and is on file in the office of the Chief Clerk:

March 30, 1971

Mr. William R. Kendrick  
Chief Clerk  
House of Representatives  
State House  
Local

Dear Mr. Kendrick:

There is transmitted herewith a claim against the State of Iowa, to be filed with the claims committee of the House of Representatives.

Index is attached showing the 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.

**WILLIAM R. KENDRICK**, Chief Clerk

OFFICE  
 STATE COMPTROLLER

Claim Number	Name of Claimant and Nature of Claim	Amount of Claim	Amount Approved
1474-64-25	Bill Nerland Oil Company, 1209 Sixth Ave. S.W., Aberdeen, South Dakota— Registration Fee Refund .....	\$ 89.26	Disapproved

The House was recessed until 1:15 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 23

Kehe of Bremer, District 12, called up for consideration House Concurrent Resolution 23 filed on March 4, 1971, and found on pages 524 and 525 of the House Journal, and moved its adoption.

A non-record roll call was requested.

The ayes were 59, nays 18.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

STEERING COMMITTEE CALENDAR

**House File 490**, a bill for an act relating to hearings on the revocation or denial of driving privileges, was taken up for consideration.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 490)

The ayes were, 83:

Alt	Campbell	Dougherty	Ellsworth
Anania	Christensen	Doyle	Fisher, C. R.
Andersen	Clark	Drake	Freeman
Blouin	Cochran	Dunton	Gluba
Bray	Curtis	Edelen	Goode
Camp	Den Herder	Egenes	Hamilton

Hansen	Mendenhall	Radl	Stromer
Hill	Menefee	Rex	Strothman
Holden	Middleswart	Rodgers	Taylor
Husak	Millen	Roorda	Tieden
Kennedy	Miller	Sargisson	Trowbridge
Kinley	Moffitt	Schmeiser	Uban
Knoblauch	Mollett	Schroeder	Waugh
Knoke	Monroe	Scott	Welden
Kreamer	Nielsen	Shaw	Wells
Kruse	Norpel	Siglin	Willits
Larson	Nystrom	Sorg	Winkelman
Lawson	Patton	Small	Wirtz
Logemann	Pellett	Stanley	Wyckoff
Mayberry	Pierson	Stokes	Mr. Speaker
McCormick	Priebe	Strand	

The nays were, 3:

Jesse	Johnston	Schwieger
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Absent or not voting, 14:

Bennett	Franklin	Lipsky	Schwartz
Bergman	Grassley	McElroy	Skinner
Ewell	Kehe	Pelton	Varley
Fischer, H. O.	Kelly		

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

#### (HOUSE FILE 144 PENDING)

**House File 144**, a bill for an act relating to the board of educational examiners, with report of committee recommending amendment and passage, was taken up for consideration.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and Willits of Polk, District 57, and moved its adoption:

Amend House File 144 as follows:

1. Page 4, line 13, by striking the word "ten" and inserting in lieu thereof the word "fifteen".
2. Page 4, line 24, by inserting after the word "fund" the following: ", except that twenty-five thousand dollars collected each year shall be credited to the professional teaching practices commission created under chapter two hundred seventy-two A (272A) of the Code. Any unexpended portion of the twenty-five thousand dollars remaining at the end of each fiscal year shall revert to the general fund."

Division of the amendment was requested.

Ewell of Black Hawk, District 39, moved the adoption of amendment 2, lines 4 through 11, of his amendment.

Roll call was requested by Ewell of Black Hawk, District 39, and Mollett of Pottawattamie, District 80.

On the question "Shall amendment 2 be adopted?"

The ayes were, 59:

Alt	Ewell	Lawson	Sargisson
Anania	Gluba	Lipsky	Schmeiser
Andersen	Hansen	Mayberry	Schwieger
Blouin	Hill	McCormick	Scott
Bray	Husak	McElroy	Siglin
Clark	Jesse	Middleswart	Small
Cochran	Johnston	Millen	Sorg
Curtis	Kehe	Miller	Stokes
Dougherty	Kelly	Moffitt	Tieden
Doyle	Kennedy	Monroe	Uban
Drake	Kinley	Norpel	Wells
Dunton	Knoblauch	Nystrom	Willits
Edelen	Knoke	Patton	Wirtz
Egenes	Kreamer	Priebe	Wyckoff
Ellsworth	Larson	Rodgers	

The nays were, 29:

Campbell	Kruse	Radl	Strothman
Den Herder	Logemann	Rex	Taylor
Fischer, H. O.	Mendenhall	Roorda	Varley
Fisher, C. R.	Mollett	Schroeder	Waugh
Freeman	Nielsen	Stanley	Welden
Goode	Pellett	Strand	Winkelman
Grassley	Pierson	Stromer	Mr. Speaker
Hamilton			

Absent or not voting, 12:

Bennett	Christensen	Menefee	Shaw
Bergman	Franklin	Pelton	Skinner
Camp	Holden	Schwartz	Trowbridge

Amendment 2 of the amendment was adopted.

Ewell of Black Hawk, District 39, moved the adoption of amendment 1, lines 1 through 3, of his amendment.

Amendment 1 was adopted.

Willits of Polk, District 57, asked and received unanimous consent to withdraw the amendment filed by him and Ewell of Black Hawk, District 37, on March 22, 1971, and found on page 667 of the House Journal, and the amendment filed by him on March 23, 1971, and found on page 690 of the House Journal.

Mollett of Pottawattamie, District 80, asked and received unanimous consent to withdraw the amendment filed by him on March 29, 1971, and found on page 747 of the House Journal.

(House File 144 pending at adjournment.)

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Senate has amended and failed to pass the following bill in which the concurrence of the Senate was asked:

House File 194, a bill for an act relating to county contingent funds.

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

Senate File 260, a bill for an act relating to weather modification in counties.

CARROLL A. LANE, Secretary

### MOTION TO RECONSIDER

(House File 522)

MR. SPEAKER: I move to reconsider the vote by which House File 522 passed the House on March 31, 1971.

W. R. MONROE

### REPORT OF COMMITTEE ON NON-CONTROVERSIAL BILLS

MR. SPEAKER: Your committee on non-controversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the non-controversial calendar:

- H. F. 242 Relating to the date on which interest accrues on delinquent real property taxes. By Kinley.
- H. F. 424 Relating to the issuance of scale weight tickets and warehouse receipts. By Fischer of Grundy.
- H. F. 217 Relating to the board of parole. By Den Herder, Radl and Kehe. On Calendar.

NATHAN F. SORG,  
Chairman, Committee on Non-controversial Bills

### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 129 and 201.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 129 and 201.

## REPORTS OF COMMITTEES

Pelton of Clinton, from the committee on judiciary, submitted the following report:

**MR. SPEAKER:** Your committee on judiciary, to whom was referred **Senate File 188**, a bill for an act to define criminal trespass and prescribe the penalty for such trespass, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend Senate File 188 as passed by the Senate and reprinted by striking everything after the enacting clause and inserting the following:

Section 1. *Criminal Trespass. Any person who shall trespass upon the property of another, whether publicly or privately owned, is guilty of a public offense and upon conviction shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail for a term not to exceed thirty days. For the purposes of this Act, the following definitions shall apply:*

a. The term "trespass" shall mean one or more of the following acts:

1. *Willfully entering upon or in the property without legal justification or without the implied or actual permission of the owner or occupier with the intent to commit a public offense or to use, remove therefrom, alter, damage, harass, or place thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.*

2. *Willfully entering or remaining upon or in the property without legal justification after being notified to remove therefrom by the owner or occupier or by any peace officer, magistrate, or public employee whose duty it is to supervise the use of the property.*

3. *Willfully entering upon or in the property for the purpose or with the effect of unduly interfering with the lawful use of the property by others.*

4. *Being upon or in the property and using, removing therefrom, altering, damaging, harassing, or placing thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.*

b. The term "publicly owned" shall mean any property owned, used or under the control of the state or any agency or political subdivision thereof.

c. The term "property" shall mean any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure.

Section 2. Nothing in this Act shall be deemed to prohibit or restrict the right of lawful picketing by a labor organization.

Section 3. Sections seven hundred fourteen point twenty-five (714.25), seven hundred seventeen point six (717.6), seven hundred forty-four point three (744.3), and seven hundred forty-six point four (746.4), Code 1971, are hereby repealed.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 225**, a bill for an act relating to the definition of a nonresident for the purpose of making service of process, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 312**, a bill for an act relating to the organization of corporations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 393**, a bill for an act relating to waiver of rights to jury trial in indictable misdemeanor cases, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**.

Amend House File 393 as follows:

1. Page 2, line 21, by striking the period and inserting in lieu thereof the words "which shall be filed as part of the court record."

CHARLES PELTON, Chairman

Alt of Polk, District 61, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **House File 342**, a bill for an act relating to tort liability of governmental subdivisions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Also:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **Senate File 353**, a bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Strothman of Henry, District 90, from the committee on agriculture, submitted the following report :

MR. SPEAKER: Your committee on agriculture, to whom was referred **House File 470**, a bill for an act relating to sale or transfer of livestock brands, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES F. STROTHMAN, Chairman

#### AMENDMENTS FILED

- 1 Amend the Lipsky, Welden and Grassley amendment
- 2 to House File 144 filed March 25, 1971 in line 18
- 3 by striking the word "*ten*" and inserting in lieu
- 4 thereof the word "*fifteen*".

LIPSKY of Linn, District 46

- 1 Amend House File 327 as follows:
- 2 1. Page 1, line 8, by striking the word "forty-
- 3 five" and inserting in lieu thereof the word "thirty-
- 4 five".
- 5 2. Page 1, line 14, by striking the word "forty-
- 6 five" and inserting in lieu thereof the word "thirty-
- 7 five".

WELDEN of Hardin, District 32

- 1 Amend House File 327 as follows:
- 2 1. Page 1, line 8, by striking the word "forty-
- 3 five" and inserting in lieu thereof the word
- 4 "thirty-five".
- 5 2. Page 1, line 14, by striking the word "forty-
- 6 five" and inserting in lieu thereof the word
- 7 "thirty-five".
- 8 3. Page 1, by striking all after the word "elections"
- 9 in line 21 through lines 22, 23, 24 and the word
- 10 "required" in line 25.

WILLITS of Polk, District 57

- 1 Amend House File 391, page 6, by striking lines 24
- 2 through 28 and inserting the following:
- 3 "Sec. 6. The licensing provisions of this
- 4 Act shall not apply to any dealer or broker who
- 5 has a license issued by the department to conduct
- 6 a food establishment or locker plant and who pur-
- 7 chases livestock for slaughter valued at less than
- 8 an average daily value of one thousand five hun-
- 9 dred dollars during the preceding twelve months or
- 10 such part thereof as the dealer or broker was pur-
- 11 chasing livestock. Said licensees are made sub-
- 12 ject to this Act as to the regulatory and penal
- 13 provisions hereof. All other provisions of this
- 14 Act shall apply to said dealers or brokers."

MOFFITT of Appanoose, District 96  
HUSAK of Tama, District 41



1 Amend House File 406 by striking everything after the  
2 enacting clause and inserting in lieu thereof the  
3 following:

4 Section 1. Section four hundred twenty-three  
5 point four (423.4), subsection two (2), Code 1971,  
6 is amended as follows:

7 2. Tangible personal property used in interstate  
8 transportation of interstate commerce, *except*  
9 *vehicles subject to registration under section four*  
10 *hundred twenty-three point seven (423.7), of the*  
11 *Code, and aircraft subject to registration under*  
12 *section three hundred twenty-eight point twenty*  
13 *(328.20), of the Code.*

MILLEN of Van Buren, District 99

1 Amend House File 505 as follows:

2 1. Page 2, by striking lines 3 through 7, inclusive,  
3 and inserting in lieu thereof the following:

4 "522.4 FEE. [The fee charged for such agent's license  
5 shall be, for domestic companies, fifty cents, and for com-  
6 panies located outside the state, two dollars.] *Each agent*  
7 *licensed under the provisions of this chapter shall pay an*  
8 *annual license fee in the amount of twenty dollars which*  
9 *shall be the total amount of license fees payable by the*  
10 *agent without regard to the number of companies which the*  
11 *agent may represent. No insurance company may, directly*  
12 *or indirectly, pay such fee or reimburse the agent for his*  
13 *payment of such fee. The commissioner shall remit the fees*  
14 *collected to the treasurer of state for deposit in the*  
15 *general fund of the state."*

16 2. Page 2, by adding after line 7 the following new  
17 sections:

18 "Sec. 2. Section five hundred eleven point twenty-four  
19 (511.24), Code 1971, is amended by striking subsection four  
20 (4).

21 Sec. 3. Section five hundred eleven point twenty-five  
22 (511.25), Code 1971, is amended by striking subsection  
23 three (3).

24 Sec. 4. Section five hundred fifteen point one hundred  
25 twenty-eight (515.128), Code 1971, is amended by striking  
26 subsections six (6) and seven (7)."

27 3. By renumbering the remaining sections accordingly.

FISCHER of Grundy, District 35

1 Amend House File 536, page 2, line 26, by striking  
2 the word "seventeen" and inserting in lieu thereof the  
3 word "twenty".

GLUBA of Scott, District 76

JOHNSTON of Johnson, District 70

1 Amend Senate File 78, as passed by the Senate and  
2 reprinted, as follows:

3 Page 3, by inserting after line 19 the following:

4 "No medical services may be performed under this Act  
5 in any area requiring the measurement of visual power and

6 visual efficiency of the human eye for the purpose of  
 7 prescribing and adapting of lenses, prisms and contact  
 8 lenses, and the using or employing of visual training or  
 9 ocular exercises, for the aid, relief or correction of  
 10 vision. Nothing in this section shall preclude the  
 11 performance of routine visual screening."

FREEMAN of Buena Vista, District 15

1 Amend Senate File 127, as passed by the Senate, as follows:

2 1. Page 1, line 6, by striking the word  
 3 "person" and inserting in lieu thereof the words  
 4 "owner or assignee".

5 2. Page 1, line 7, by striking the words "a  
 6 person" and inserting in lieu thereof the words  
 7 "an owner or assignee".

8 3. Page 1, line 7, by inserting after the  
 9 word "to" the words "the owner or assignee's".

10 4. Page 2, line 3, by inserting after the  
 11 word "law" the following " , nor shall this section  
 12 apply to any case brought upon an action in fraud".

KELLY of Woodbury, District 22

1 Amend Senate File 127, as passed by the  
 2 Senate, page 1, line 10, by striking the word  
 3 "ten" and inserting in lieu thereof the word  
 4 "thirty-five".

SMALL of Johnson, District 69

1 Amend Senate File 127, as passed by the Senate,  
 2 page 1, line 10, by striking the word "ten" and  
 3 inserting in lieu thereof the word "twenty-five".

BRAY of Scott, District 77

1 Amend Senate File 127, as passed by the Senate,  
 2 page 1, line 12 by inserting  
 3 in line 12 after the words "power plants" the words  
 4 "or nuclear waste dumps".

BRAY of Scott, District 77

1 Amend Senate File 127, as passed by the Senate,  
 2 page 1, line 10, by striking the word "ten" and  
 3 inserting in lieu thereof the word "thirty".

GLUBA of Scott, District 76

1 Amend Senate File 127, as passed by the Senate,  
 2 by adding the following new section:  
 3 Sec. 2. The limitation of damage actions arising  
 4 out of improvements or work upon real property shall  
 5 not apply unless the contract for such improvements  
 6 or work shall have been in writing and shall have  
 7 prominently contained on the first page thereof, in  
 8 bold face print not smaller than eighteen point,  
 9 substantially the following warning:

10 "WARNING—NO RECOVERY MAY BE HAD FOR DEATH,  
 11 INJURY TO PERSON OR PROPERTY ARISING OUT OF DEFI-

12 CIENCY OR DEFECT IN DESIGN, PLANNING OR CONSTRUCTION  
13 UNLESS AN ACTION THEREFORE IS BROUGHT WITHIN TEN  
14 YEARS AFTER THE WORK IS SUBSTANTIALLY COMPLETED.”

KENNEDY of Chickasaw, District 11

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, April 1, 1971.

# JOURNAL OF THE HOUSE

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Eighty-first Calendar Day—Fifty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, APRIL 1, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father Kenneth Martin, pastor of Our Lady of Victory Church, Davenport, Iowa.

The Journal of Wednesday, March 31, 1971, was approved.

## PRESENTATION OF VISITORS

Gluba of Scott, District 76, presented to the House the Honorable Walter Dietz, former member of the House in the Forty-seventh, Forty-eighth, Forty-ninth and Sixty-third General Assemblies, representing Scott County.

Lipsky of Linn, District 46, presented to the House the Honorable A. L. Mensing, former member of the House in the Fifty-fourth, Fifty-fifth, Fifty-sixth, Fifty-seventh, Fifty-eighth, Sixtieth, Sixtieth Extra, Sixty-first and Sixty-second General Assemblies, representing Cedar County.

Scott of Cerro Gordo, District 18, presented to the House the Honorable William H. Nicholas, former member of the House in the Fifty-second and Fifty-second Extra General Assemblies, representing Cerro Gordo County, and served as Lieutenant Governor in the years 1951, 1952, 1957 and 1958.

Den Herder of Sioux, District 1, presented to the House the Honorable Charles B. Hoeven, who served as State Senator representing Lyon, O'Brien, Osceola and Sioux Counties in the Forty-seventh and Forty-eighth General Assemblies, and was United States Congressman from northwest Iowa from 1943 to 1965.

Kruse of O'Brien, District 4, presented to the House the Honorable W. R. (Riley) Gillette, former member of the House in the Sixty-first General Assembly representing Clay and Dickinson Counties.

The Speaker announced that the following visitors were present in the House chamber :

Twenty-nine eighth grade students from the Sully Christian School, Sully, Iowa, accompanied by their teacher, Stanley Hoogveen. By Strand of Poweshiek, District 68.

Seventeen fifth grade students from Windsor School, Des Moines, Iowa, accompanied by their teachers, Mrs. Dorsey, Mrs. Reed and Mrs. Lightly. By Hill of Polk, District 62.

Sixty-three fourth grade students from Howe School, Des Moines, Iowa, accompanied by their teachers, Mrs. Rankin and Mrs. Evans. By Kinley of Polk, District 66.

Forty-nine students from Starmont Junior High School, Strawberry Point, Iowa, accompanied by their teachers, Mr. Seidel and Mr. Dierks. By Tieden of Clayton, District 14, Menefee of Fayette, District 19, and Patton of Buchanan, District 20.

Thirty-two government class students from Dow City-Arion Community School, accompanied by their teachers, Mrs. Linus Langenfeld, Don Ray and Jack Boettger.

One hundred twenty senior students from Emmetsburg Community School, Emmetsburg, Iowa, accompanied by their teachers, Mrs. Nicholson, Mr. Monn and Mr. Kucera. By Wirtz of Palo Alto, District 16.

Forty-five senior class students from Norwalk Community School, Norwalk, Iowa, accompanied by their teachers, Galen Badwell and Jamie Tankersley. By Middleswart of Warren, District 93.

Thirty-five senior students from Bradgate School, Gilmore City, Iowa, accompanied by their teacher, Mrs. H. J. Juelfs. By Priebe of Kossuth, District 6.

#### PETITIONS FILED

The following petitions were received and placed on file :

By Schmeiser of Des Moines, District 91, from fifteen county recorders opposing House File 315, relating to boat registration.

By Shaw of Scott, District 78, from twenty-eight residents of Dubuque County favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Grassley of Butler, District 10, from seven employees of the Iowa Highway Commission and residents of Butler County favoring House File 212, a bill relating to salaries of state employees.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 342, 393 and 470 and Senate Files 188, 225, 312 and 353, under Rule 35.

## PROOFS OF PUBLICATION

Published copy of House File 557 and verified proof of publication of said bill in The Knoxville Express, Knoxville, Iowa, on March 25, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of House File 555 and verified proof of publication of said bill in The Des Moines Register, Des Moines, Iowa, on March 18, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

## INTRODUCTION OF BILLS

**House File 549**, by Schroeder, a bill for an act to reimburse local taxing authorities for the loss of tax revenue from certain tax-exempt real estate.

Read first time and referred to committee on **ways and means**.

**House File 550**, by committee on ways and means, a bill for an act relating to information obtained by the department of revenue.

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

**House File 551**, by committee on ways and means, a bill for an act relating to registration of motor vehicles.

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

**House File 552**, by Dunton, a bill for an act relating to the tax on services.

Read first time and referred to committee on **ways and means**.

**House File 553**, by Dunton, a bill for an act relating to a service tax on new construction.

Read first time and referred to committee on **ways and means**.

**House File 554**, by Small, a bill for an act relating to state regulation of aircraft noise and providing a penalty.

Read first time and referred to committee on **environmental preservation**.

**House File 555**, by Kreamer (Milligan), a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property.

Read first time and referred to committee on **judiciary**.

**House File 556**, by Shaw, a bill for an act relating to actions arising out of the rendition of services under the Uniform Anatomical Gift Act.

Read first time and referred to committee on **social services**.

**House File 557**, by committee on cities and towns, a bill for an act to legalize and validate the proceedings of the Town Council of the Town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of Water Revenue Bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water.

Read first time and referred to committee on **judiciary**.

**House File 558**, by Dunton, a bill for an act relating to the taxation of mobile homes.

Read first time and referred to committee on **ways and means**.

**House File 559**, by Uban, Kinley and Schwieger, a bill for an act relating to the payment of property taxes in installments.

Read first time and referred to committee on **ways and means**.

**House File 560**, by Pelton, a bill for an act relating to a chief administrator in the office of governor.

Read first time and referred to committee on **state government**.

**House File 561**, by Trowbridge, a bill for an act relating to the authority of peace officers to close public highways and providing a penalty.

Read first time and referred to committee on **law enforcement**.

**House File 562**, by Fischer of Grundy, a bill for an act relating to licenses for professional boxing and wrestling matches and increasing the tax on the sale of tickets of admission.

Read first time and referred to committee on **conservation and recreation**.

**House File 563**, by committee on cities and towns, a bill for an act relating to the powers of cities and other governmental bodies to

form a public authority under chapter twenty-eight E (28E) of the Code for the purpose of obtaining a supply of electric power and energy, gas, or water, and to the powers and duties of such a public authority.

Read first time and placed on the calendar.

#### SENATE MESSAGES CONSIDERED

**Senate File 260**, a bill for an act relating to weather modification in counties.

Read first time and referred to committee on **county government**.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following Representatives to a special committee on acquisition of Terrace Hill:

Representative Don Alt, chairman  
 Representative Luvern Kehe  
 Representative Keith Dunton

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

Varley of Adair, District 84, asked and received unanimous consent that **House File 296** be taken up for consideration.

##### SENATE FILE 250 SUBSTITUTED FOR HOUSE FILE 296

Nystrom of Boone, District 55, asked and received unanimous consent to substitute **Senate File 250** for **House File 296**.

**Senate File 250**, a bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act, was taken up for consideration.

Nystrom of Boone, District 55, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 250)

The ayes were, 75:

Alt	Clark	Egenes	Grassley
Anania	Cochran	Ellsworth	Hamilton
Andersen	Curtis	Ewell	Hansen
Bergman	Den Herder	Fisher, C. R.	Husak
Blouin	Dougherty	Freeman	Jesse
Bray	Dunton	Gluba	Johnston
Christensen	Edelen	Goode	Kennedy



Kinley	Menefee	Roorda	Strothman
Knoblauch	Middleswart	Sargisson	Taylor
Knoke	Millen	Schroeder	Tieden
Kreamer	Miller	Schwartz	Uban
Kruse	Moffitt	Schwieger	Varley
Larson	Mollett	Scott	Waugh
Lawson	Monroe	Shaw	Willits
Lipsky	Norpel	Siglin	Winkelman
Logemann	Nystrom	Small	Wirtz
Mayberry	Patton	Sorg	Wyckoff
McCormick	Pellett	Stanley	Mr. Speaker
McElroy	Radl	Strand	

The nays were, 14:

Camp	Mendenhall	Priebe	Stokes
Campbell	Nielsen	Rodgers	Trowbridge
Doyle	Pelton	Schmeiser	Welden
Kelly	Pierson		

Absent or not voting, 11:

Bennett	Franklin	Kehe	Stromer
Drake	Hill	Rex	Wells
Fischer, H. O.	Holden	Skinner	

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

#### HOUSE FILE 296 WITHDRAWN

Nystrom of Boone, District 55, asked and received unanimous consent to withdraw **House File 296** from further consideration by the House.

#### WAYS AND MEANS CALENDAR

**House File 505**, a bill for an act relating to the fees charged for insurance agent licenses and making the act retroactive, was taken up for consideration.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption:

Amend House File 505 as follows:

1. Page 2, by striking lines 3 through 7, inclusive, and inserting in lieu thereof the following:

*"522.4 FEE. [The fee charged for such agent's license shall be, for domestic companies, fifty cents, and for companies located outside the state, two dollars.] Each agent licensed under the provisions of this chapter shall pay an annual license fee in the amount of twenty dollars which shall be the total amount of license fees payable by the agent without regard to the number of companies which the agent may represent. No insurance company may, directly or indirectly, pay such fee or reimburse the agent for his payment of such fee. The commissioner shall remit the fees collected to the treasurer of state for deposit in the general fund of the state."*

2. Page 2, by adding after line 7 the following new sections:

"Sec. 2. Section five hundred eleven point twenty-four (511.24), Code 1971, is amended by striking subsection four (4).

Sec. 3. Section five hundred eleven point twenty-five (511.25), Code 1971, is amended by striking subsection three (3).

Sec. 4. Section five hundred fifteen point one hundred twenty-eight (515.128), Code 1971, is amended by striking subsections six (6) and seven (7)."

3. By renumbering the remaining sections accordingly.

A non-record roll call was requested.

The ayes were 32, nays 52.

The amendment lost.

Ellsworth of Dubuque, District 50, asked and received unanimous consent to withdraw the amendment filed by him on March 25, 1971, and found on pages 720 and 721 of the House Journal.

Ellsworth of Dubuque, District 50, offered the following amendment filed by him and moved its adoption:

Amend House File 505 as follows:

1. Page 2, by striking lines 4 and 5 and inserting in lieu thereof the following "*be, for agents for insurance other than life, two dollars and fifty cents, and for life insurance agents, five dollars. The*".

2. By adding thereto the following new sections:

(1) Section five hundred fifteen point one hundred twenty-eight (515.128), subsections six (6) and seven (7), Code 1971, are amended as follows:

"6. For certificate of authority to agent of foreign or domestic company, two dollars *and fifty cents*.

[7. For each certificate of authority to agent of domestic company, fifty cents.]"

(2) Section five hundred eleven point twenty-four (511.24), subsection four (4), Code 1971, is amended as follows:

"4. For each agent's certificate, [two] *five* dollars."

(3) Section five hundred eleven point twenty-five (511.25), subsection three (3), Code 1971, is amended as follows:

"3. For each agent's certificate, [fifty cents] *five dollars*."

The amendment was adopted.

Egenes of Story, District 33, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Hansen of Black Hawk, District 37, refrained from voting.

On the question "Shall the bill pass?" (H.F. 505)

The ayes were, 81:

Alt	Grassley	Middleswart	Shaw
Anania	Hamilton	Millen	Siglin
Bergman	Husak	Miller	Small
Blouin	Jesse	Moffitt	Stanley
Bray	Johnston	Mollett	Stokes
Camp	Kehe	Monroe	Strand
Campbell	Kelly	Nielsen	Stromer
Clark	Kennedy	Norpel	Strothman
Cochran	Kinley	Nystrom	Taylor
Curtis	Knoke	Pellet	Tieden
Den Herder	Kreamer	Pelton	Trowbridge
Dougherty	Kruse	Pierson	Uban
Doyle	Larson	Priebe	Varley
Drake	Lawson	Rex	Waugh
Dunton	Lipsky	Rodgers	Welden
Edelen	Logemann	Roorda	Wells
Egenes	McCormick	Sargisson	Willits
Ellsworth	McElroy	Schwartz	Winkelman
Ewell	Mendenhall	Schwieger	Wyckoff
Fisher, C. R.	Menefee	Scott	Mr. Speaker
Franklin			

The nays were, 12:

Christensen	Goode	Mayberry	Schroeder
Fischer, H. O.	Holden	Patton	Sorg
Freeman	Knoblauch	Radl	Wirtz

Absent or not voting, 7:

Andersen	Gluba	Hill	Skinner
Bennett	Hansen	Schmeiser	

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

#### EXPLANATION OF VOTE

I voted "no" on House File 505 because I do not believe in Section 2 of the bill, which makes the bill retroactive to April 1, 1971, instead of issuing licenses as their applications are made.

DEWEY E. GOODE

#### REFERRED TO COMMITTEE (House File 530)

Freeman of Buena Vista, District 15, asked and received unanimous consent that **House File 530** be referred to the committee on **ways and means**.

#### REFERRED TO COMMITTEE (House File 113)

Den Herder of Sioux, District 1, asked and received unanimous

consent that **House File 113** be referred to the committee on **cities and towns**.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 29

Varley of Adair, District 84, called up for consideration **House Concurrent Resolution 29** filed on March 31, 1971, and found on page 774 of the House Journal and moved its adoption.

Motion prevailed and the resolution was adopted.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### COMMITTEE TO NOTIFY THE SENATE

Stromer of Hancock, District 8, moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee Stromer of Hancock, District 8, Schroeder of Pottawattamie, District 54, and Husak of Tama, District 41.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported it had performed its duty. The report of the committee was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

#### JOINT CONVENTION

##### PIONEER LAWMAKERS (House Chamber—2 p.m.)

In accordance with Senate Concurrent Resolution 12, duly adopted, the joint convention was called to order, President Jepsen presiding.

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

Senator Lamborn of Jackson moved that a committee of four be appointed to escort the Pioneer Lawmakers into the House chamber.

The motion prevailed and the President appointed as such committee Senator Stephens of Washington, Senator Briles of Adams, Representative Clark of Lee, and Representative Schwieger of Black Hawk.

The committee escorted the Pioneer Lawmakers to the well of the House chamber.

President Jepsen presented Representative Floyd Millen who welcomed the Pioneer Lawmakers on behalf of the House as follows:

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION OF IOWA, JOINT CONVENTION AND GUESTS:

On behalf of the House, it is my pleasure to welcome you, Pioneer Lawmakers. Since 1962, when I first entered the legislature, I have had the pleasure and privilege of counseling with a number of you. This was and is now a great help to me. One of the most cherished honors that can come to any citizen in this state is to have the privilege to serve in this legislative body and observe and be a part of the sincere dedication which members display in considering various pieces of legislation.

It is indeed a privilege and an honor to be elected to this body. It simply means that a majority of the people that elected you considered you the most worthy to represent them. It is a cherished tradition that I'm sure you veterans enjoy reminiscing about.

We here in this legislature commend you for the work you have done in the past in legislation that you considered to be in the public interest. The same problems are still with us, maybe to a greater degree, but we still are talking about governmental reform, reapportionment and taxes.

We hope you will show your continued interest and give us your counsel and advice. It is a great benefit to us.

Again, we are happy to have you and hope to see you again in this same meeting two years from now.

President Jepsen presented Senator Vernon H. Kyhl who welcomed the Pioneer Lawmakers on behalf of the Senate as follows:

PIONEER LAWMAKERS, FELLOW SENATORS, MEMBERS OF THE HOUSE AND GUESTS:

It is a real pleasure for me to welcome you to this forty-first biennial session of the Pioneer Lawmakers of the State of Iowa.

The honors and the traditions of the Iowa General Assembly live on in the memories of all Iowans who respect our commonwealth. You have established many of the rules that we operate under today and your rules form the foundation of many practices that I help enforce as I serve as President pro tempore in the Senate of this Sixty-fourth General Assembly.

We all live by tradition, and we use daily the customs which you established as they have become the traditions of the Senate and the House.

As you view the operations of your legislature in 1971, I'm sure you recognize that we are faced with the same pressures that you withstood in years past. Modern legislators are still trying to satisfy the voters back home as well as the demands of various groups for special aid.

In our present-day General Assembly, faced with the problems of our

modern age, we are inclined to feel that modern problems are more demanding than those of past days—but I am sure that your caucuses were just as argumentative as ours are today and the problems you solved on the floor were just as important in your time as any problem we may be able to solve today.

Bear with us as we struggle to meet the problems of today, and we assure you that our hearts and minds are dedicated as yours were to doing the best job possible for our grand State of Iowa.

President Jepsen presented the President of the Pioneer Lawmakers, the Honorable Duane E. Dewel, who responded to the welcome.

Mr. Dewel introduced Mrs. Edna Lawrence of Ottumwa, newly-elected President of the Pioneer Lawmakers, who briefly addressed the joint convention.

Mr. Dewel addressed the joint convention as follows:

I bring you greetings, understanding and sympathy from those who preceded you—the Pioneer Lawmakers of Iowa.

I am not going to tell you what you should do. You know your problems better than anyone and I am sure you will come up with the answers. You can serve just as well without any pleading by me.

I am going to say a little about those who once sat in these seats and served the state well. We were not wholly content with what we did, but we were satisfied we had done our best as we saw it at the time.

We will welcome you to the Pioneers twenty years after the day of your first service in the legislature when you too can recall with pleasure the friends you have made. There are few bad memories—only the good ones come to mind.

Our hair has thinned. Our eyeglasses have thickened. Our voices which once roared now have a tendency to quiver and squeak. But our interest in good government is as strong as ever. We have confidence in you.

Who are the Pioneers?

They are legislators and elected state officials who served twenty years or more ago. It is not an organization to do anything. There are no dues. Membership is automatic.

They meet every other year on call of the president and invitation by the legislature. They meet together in the morning for tales of by-gone days when they too were important. They choose officers for the next biennium and in the afternoon meet in joint session with the legislature for a short program.

The Pioneers were organized in 1886. At that meeting there were those who served in the 1850's and 1860's and one who had served in the first Territorial legislature in 1838. His name was Hawkins Taylor.

Annual sessions are not new in Iowa. The eight Territorial legislatures met annually prior to the 1857 constitution when the biennial session was adopted.

It may surprise you to know there were 3,360 individuals who served in the sessions from the First through the Forty-ninth General Assembly.

Their names are preserved in the Redbook of 1941-42 and among the names was that new household word "Agnew".

The Sixty-third General Assembly passed a resolution to bring the list up to date and it is hoped by the Pioneers that the State Printer will now include the names since 1942 in the next Redbook.

Members of the early legislatures got \$2 per day for the first fifty days and then only \$1 per day. It made for shorter sessions.

A feature of Pioneer meetings from the start are tales of the old days by members. They were once published in printed book form and are fascinating. There was no bitterness over battles lost and most tales were humorous. I have selected a few which may interest you.

Remember in the old days the men were young. They had to be to fight the wilderness and pioneer problems. They were quick to anger and quick to forgive.

In one heated debate one exasperated member called another a ring-tailed baboon. He was called down by the Chair and apologized by saying he meant to say his opponent was a NICE ring-tailed baboon.

The accused member, not to be outdone by his opponent, said he was sorry he said the fellow had a yellow streak down his back. He now observed it was white down the back and his scent was more powerful than his arguments. The speaker shut both up. They later became fast friends. The second man always regretted the speaker did not let him too observe the other was a NICE polecat.

When the speaker took the floor to argue on a bill an exasperated opponent said: "Our speaker is neglecting the duties of the office to which we elected him, and in coming onto the floor to influence our votes he jumps around like a stump-tailed bull in fly time."

In 1862 the Civil War was going rather badly for the Northern forces. There were four Iowa regiments with General Grant when he captured Fort Donnellson. The news came by telegraph and when announced in the House a resolution was introduced and passed suspending the prohibition law for twenty-four hours. It was discreetly left out of the official journal however.

The next day one of the members who had evidently celebrated was worried about the next election and said he wanted his constituents to know he was intoxicated—with joy.

Several men in the early sessions had served in like positions in other states but came to Iowa for land and opportunity. One, Nathan B. Baker, had twice been speaker of the house and also was governor of New Hampshire, and served in the Iowa legislature in 1860. He later was adjutant-general under Governor Kirkwood.

Feelings on the Civil War were strong in Iowa and the state was the site of the underground railroad passing slaves to Canada.

And in 1866 the Iowa House of Representatives passed a resolution to hang Jefferson Davis. The vote was 89 to 7 in favor.

They had their problems with the press too. I belong to both worlds being in the weekly newspaper field for some fifty years and serving in the Senate. I can sympathize with both—the reporter who has to condense a day's arguments into a column and the legislator who finds his intent if not his words misquoted. There's a big gulf between the press bench and the members' chairs only a few feet away. Neither can really understand the problems of the other. It might be good if a legislative reporter had to have service in the hot seats where he had to vote yes or no and not maybe. Both are under pressure.

I however hold no brief for a certain columnist. I think his comments on the legislature are ill-founded to say the least.

The first lobby on record was when the Owl family invaded the legislative halls to protest a grant of land to the Iowa Central Railroad. They wanted it given to the Clinton, Cedar Rapids and Missouri Railroad. They lost.

In my day we were not too concerned about lobbyists. We could and did vote against them when they were sitting in the back of the chamber and felt no holding back to advise them to get lost when we were busy.

By the way the Constitution says, "The doors of each house shall be open, except on such occasions as, in the opinion of the house, may require secrecy."

We were more concerned with television cameras fearing some would speak too much and too often. We used the previous question liberally to close off debate after everything had been said twice.

At times there was discussion in the House when members thought Senators were high hatting them. In one early session there was quite a fuss because sand boxes for House members cost only fifty cents while Senate sand boxes cost seventy-five cents. Sand was for blotting. One House member observed the House ceiling was nine feet higher than the Senate's and the well of the House was an inch and a half higher than the Senate's. This made the Senate the lower house.

In the Pioneer meeting in 1894 a member told of his trip in 1860 to the session. He left his home at New Hampton December 31, 1860, with his bride of a few days. They traveled by democrat wagon behind a team. It was twenty-six below zero. It took six days for the trip and they were lost on the prairie three times.

In 1859 when the legislature adjourned, the water was so high from flooding streams that members in the eastern half of the state took a steamer from Des Moines down the Des Moines River to Keokuk and up the Mississippi to get home.

My first session was in 1945. World War II was on and tires and gas were rationed. I took a bus from Algona to Fort Dodge and the trolley interurban from there to Des Moines.

Des Moines was a battlefield on the weekend—battlefield of the sexes. Hotels Savery, Plaza and one other were occupied by the WACs. Friday afternoons they got passes. Navy boys from Ames and fly boys from Ottumwa came to Des Moines for the weekend. We adjourned at noon and beat it for home.

Iowa was a brown bag state with key clubs for those who wanted it by the drink instead of the bottle. There were slot machines. The Gotham Club, now the Embassy, had machines behind a discreet partition. There was open gambling at the Mainliner on Fleur Drive and Club 100 in West Des Moines.

One event had almost a modern touch in 1947. The House had passed the right to work bill. It was on special order in the Senate. A few thousand union workers came to Des Moines and demanded Governor Blue speak to them. He asked a few of us to come to the west porch with him. The minute he appeared there was loud booing. He silenced them by saying he had come at their invitation and if they didn't want to hear him he would go back to his desk where he had work to do. When he said he would sign the bill if the Senate passed it he was again booed. I'll never forget a loud boo that came from behind me. He was a six-foot, two hundred-plus pounder. Having discretion learned by many a black eye, I ignored him.

In the session sixteen years ago Des Moines had some kind of a sports or new car show. Julius LaRosa, the Bing Crosby or Beatles of that day, was to sing but canceled out at the last minute.

The chamber got a woman singer who was between engagements and asked the legislature to allow her to visit the governor and both houses of



the legislature to publicize the change. We felt helpful. She knew how to get publicity. She ruffled the hair of the governor and marched down the center aisle of the House kissing the tops of the bald-headed members.

She could be described as buxom or in the word of the cigarette commercial—so round, so firm, so fully packed.

I was designated to escort her to the podium. She outweighed me forty pounds.

She took my arm and escorted me to the well of the Senate where to the delight of the assembled multitude of reporters, cameramen, lobbyists, the Senate, clerks and others she mugged me, sloppily, I might add.

Senator DeVere Watson was pro tem and presiding. He took a dim view of the proceedings and put on his scalping face. She took a look at him and felt like Custer at Little Big Horn and decided not to mess around with the Chief of the Pottawattamies.

She made a demure little speech and had to escort herself out. No one would get within ten feet of her. Some Senators in the front row hid behind their clerks. My clerk used a half box of tissues getting the war paint off my innocent face.

In one session a young fellow was irked because his flying instructor would not let him solo. So he stole a plane and had a ball for some three hours flitting around buildings in downtown Des Moines and the domes on the capitol. He flew at treetop height up and down streets waving to spectators. Television networks interrupted programs to put the flight on the air all over the country. Head shrinkers predicted he might make a grand final gesture and crash into a downtown building or the dome on the capitol. There was little coffee consumed that afternoon. He landed perfectly. He just wanted to show he could fly a plane.

These are some of the things we old timers remember. We don't really recall tense fights. We remember the friends who fought those legislative battles but can't recall whether one was for or against or what the scraps were all about.

Iowans are and were proud of their state. When Lincoln called the northern governors to Washington at the beginning of the Civil War, Samuel Kirkwood was Iowa Governor. When Lincoln asked him what he could do for Iowa, Kirkwood replied, "I came here not to find out what you could do for my state, but what my state could do for you."

One presiding officer in the old days told the Pioneers in acknowledging their visit: "May the evening of your days be as contented and happy as its morning was full of promise and its meridian was full of honor."

As you too march into the past to join us who have served before you it is the hope of the Pioneer Lawmakers that you too will find your meridian full of honor and the contentment of a job well done.

Pelton of Clinton, District 74, moved that the joint convention be now dissolved.

The motion prevailed.

The House reconvened, Speaker Harbor in the chair.

#### CONFERENCE COMMITTEE REPORT ON HOUSE FILE 12

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 House File 12, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles, respectfully submit the following recommendations:

1. That the Senate recede from division 6 of its amendment.
2. That the House concur in division 5 of the Senate amendment.

On the part of the Senate:

FRANCIS L. MESSERLY, Chairman  
 HAROLD A. THORSEN  
 RICHARD L. STEPHENS  
 C. JOSEPH COLEMAN

On the part of the House:

RICHARD F. DRAKE, Chairman  
 C. RAYMOND FISHER  
 LUVERN W. KEHE  
 JAMES D. WELLS

#### REPORT OF STEERING COMMITTEE

MR. SPEAKER: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:

- S. F. 188 To define criminal trespass. By committee on judiciary. (Similar to H. F. 155)
- S. F. 353 Relating to local authorities to designate snow routes. By committee on cities and towns.
- H. F. 409 COMMITTEE BILL—Relating to judicial redistricting. By committee on judiciary; Pelton, chairman. (Similar to S. F. 417—passed Senate)
- H. F. 10 Relating to the maintenance of access roads. By Holden, Stromer, Priebe, et al. (Companion Bill S. F. 4)
- H. F. 182 Relating to compensation for refinancing costs where property is acquired for a public use. By Holden, Stromer, Priebe and Fischer of Grundy. (Companion Bill S. F. 141)

FLOYD H. MILLEN, Chairman

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Joint Resolution 15, House Files 119 and 130.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Joint Resolution 15, House Files 119 and 130.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, District 36, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 1st day of April, 1971, sent to the Governor for his approval: House Joint Resolution 15, House Files 119 and 130.

ELIZABETH R. MILLER, Chairman

Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 1, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 15, an act relating to eligibility of welfare recipients.

House File 25, an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation.

House File 31, an act relating to the condemnation of existing utility facilities by cities and towns.

House File 140, an act relating to the assignment of real estate mortgages by marginal entry.

House File 141, an act relating to disclosure of information learned during the preparation of tax returns and providing a penalty for violations.

Senate File 40, an act relating to the notification of mobile homeowners of tax assessments and providing certain penalties.

Senate File 129, an act to legalize and validate the proceedings of the City Council of Red Oak, in the County of Montgomery, Iowa, in the purchase of Lot No. 6 and the West Half of Lot No. 5 in Block No. 28 in the City of Red Oak for the purpose of constructing off-street parking facilities in accordance with Chapter 390 of the 1966 Code of Iowa.

Senate File 156, an act relating to the renewal of automobile insurance.

Senate File 160, an act to allow black bass to be bought, sold, bartered, or offered for sale.

Senate File 170, an act relating to the appointment and tenure of the Commissioner of Public Safety.

Senate File 201, an act relating to the issuance of marriage licenses.

Senate File 204, an act relating to board of supervisor approval of the salaries for the staff of probation offices.

## REPORT OF COMMITTEE

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was re-

ferred **Senate File 217**, a bill for an act relating to compensating state employees for the use of their motor vehicles, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 217, as passed by the Senate, by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section twenty-one point four (21.4), Code 1971, is amended as follows:

21.4 PRIVATE USE—RATE FOR STATE BUSINESS. No state officer or employee shall use any state-owned car for his own personal private use, nor shall he be compensated for driving his own motor vehicle except [if such is done on state business and in such case he shall not receive more than ten cents per mile] *a state officer, or an employee may, with the approval of the department head, drive his personal car on state business up to six thousand miles per year. Approval by the state car dispatcher shall be necessary for use of a private vehicle driven on state business over six thousand miles per year. In all cases of use of a personal vehicle on state business, the state officer or employee shall not receive more than ten cents per mile. When a state officer or employee drives over eleven thousand five hundred miles per year he shall either be assigned a state car by the state car dispatcher or, if he resides in an area where a car pool is established, then he shall use a car from that pool. When a state car has been assigned to a state officer or employee he shall not collect mileage for the use of his personal vehicle unless the state vehicle assigned to him is not useable.*

*This section shall not apply to elected officers of the state, judges of the district court, judges of the supreme court, or officials and employees of the state whose mileage is paid by other than state agencies.*

Sec. 2. This Act, being deemed of immediate importance shall take effect and be in force from and after its publication in The Daily Freeman-Journal, a newspaper published in Webster City, Iowa, and in The Record, a newspaper published in Cedar Falls, Iowa.

C. RAYMOND FISHER, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 73, page 46, line 10,
- 2 by striking the word "ten" and inserting in
- 3 lieu thereof the word "thirty".

LAWSON of Cerro Gordo, District 17

1 Amend House File 129 as follows:

- 2 1. Page 3, line 8, by inserting after the  
3 word "regents," the words "commission for the blind,".  
4 2. Page 3, line 10, by inserting after the  
5 word "fleet," the words "dispatching state-owned  
6 aircraft, except those used by the national guard  
7 and the Iowa highway safety patrol,".  
8 3. Page 3, line 18, by inserting after the  
9 word "government" the following: ", except those  
10 referred to in section seventy-seven (77) of this  
11 Act".  
12 4. Page 7, line 15, by striking the word  
13 "motor".  
14 5. Page 7, line 15, by inserting after the  
15 word "vehicles" the words ", both motor cars and  
16 aircraft".  
17 6. Page 7, line 19, by striking the word  
18 "vehicle" and inserting in lieu thereof the word  
19 "car".  
20 7. Page 7, by striking from lines 21 and 22  
21 the word "motor".  
22 8. Page 7, line 23, by striking the word  
23 "vehicle" and inserting in lieu thereof the word  
24 "car".  
25 9. Page 7, line 27, by striking the word  
26 "motor".  
27 10. Page 7, line 29, by striking the word  
28 "vehicle" and inserting in lieu thereof the word  
29 "car".  
30 11. Page 7, line 31, by striking the word  
31 "motor".  
32 12. Page 8, line 2, by striking the word "motor".  
33 13. Page 8, line 3, by inserting after the word  
34 "except" the word "motor".  
35 14. Page 8, line 14, by striking the word  
36 "vehicles" and inserting in lieu thereof the word  
37 "cars".  
38 15. Page 8, line 19, by striking the word  
39 "vehicles" and inserting in lieu thereof the word  
40 "cars".  
41 16. Page 11, line 13, by striking the word  
42 "car" and inserting in lieu thereof the word  
43 "vehicle".

LAWSON of Cerro Gordo, District 17

1 Amend House File 269 as follows:

- 2 1. Page 5, line 28, by inserting after the  
3 word "council" the following: ", the commissioner  
4 of public health".  
5 2. Page 6, line 26, by inserting after the  
6 period the following: "Members of the executive  
7 committee shall attend as many meetings as possible  
8 of the individual commissions for purposes of  
9 exchanging information and extending advice."

LAWSON of Cerro Gordo, District 17

- 1 Amend House File 335, page 2, line 2, by insert-  
2 ing after the word "gross" the word "seed".

PIERSON of Mahaska, District 87

ROORDA of Jasper, District 67

MIDDLESWART of Warren, District 93

- 1 Amend House File 495 as follows:

- 2 1. Page 3, line 13, by striking the word  
3 "evidence" and inserting in lieu thereof the words  
4 "a judicial determination".

- 5 2. Page 3, line 19, by inserting before the  
6 word "income" the word "unreported".

KNOKE of Pottawattamie, District 79

- 1 Amend committee amendment to Senate File 188,  
2 filed March 31, 1971, line 44, by inserting after the  
3 word "labor" the words "or farm".

PELTON of Clinton, District 84

- 1 Amend Senate File 202 as follows:

- 2 1. Page 2, by adding the following after line 31:  
3 "If the petitioner has a minor child, the petition  
4 shall state this fact and shall state all the informa-  
5 tion about the child that is required of a petitioner in  
6 section three (3) of this chapter. If the minor child  
7 is fourteen years of age or older he shall file his  
8 written consent."

- 9 2. Page 3, by striking line 5 and inserting in lieu  
10 thereof the following:

- 11 "or a minor child of the petitioner shall reflect the  
12 former name of the person affected by the new birth  
13 certificate."

DOYLE of Woodbury, District 21

- 1 Amend Senate File 417, as passed by the Senate,  
2 as follows:

- 3 1. Page 2, line 7, by striking the word "Butler,".  
4 2. Page 2, line 8, by striking the word "Bremer,".  
5 3. Page 2, by striking line 10 and inserting in  
6 lieu thereof the words "Mitchell, Floyd, Butler,  
7 Bremer, Worth, Winnebago, Hancock, Cerro".  
8 4. Page 2, line 14, by inserting before the word  
9 "Emmet" the word "Kossuth,".  
10 5. Page 3, line 5, by striking the word "Butler,".  
11 6. Page 3, line 6, by striking the word "Bremer,".  
12 7. Page 3, by striking line 8 and inserting in  
13 lieu thereof the words "Mitchell, Floyd, Butler,  
14 Bremer, Worth, Winnebago, Hancock, Cerro".  
15 8. Page 3, line 13, by inserting after the words  
16 "counties of" the word "Kossuth".

STROMER of Hancock, District 8

LOGEMANN of Worth, District 10

GRASSLEY of Butler, District 10

PRIEBE of Kossuth, District 6

On motion by Drake of Muscatine, District 71, the House ad-  
journalled until 9:00 a.m., Friday, April 2, 1971.

# JOURNAL OF THE HOUSE

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Eighty-second Calendar Day—Fifty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, APRIL 2, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Denton Erickson, pastor of the St. Luke's Methodist Church, Monticello, Iowa.

The Journal of Thursday, April 1, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Thirty-seven fifth grade students from Centerville Community School, Centerville, Iowa, accompanied by their teacher, Mrs. Stan Oglesby. By Moffitt of Appanoose, District 96.

Seventy eighth grade students from Twin Cedars School, Bussey, Iowa, accompanied by their teachers, Mr. Dieleman and Miss King. By Dougherty of Marion, District 94.

Thirty eighth grade students from Cedar Valley School, Rinard, Iowa, accompanied by their teachers, Ted Cragmile, Harlan Hawley and Shirley Gustafson. By Cochran of Webster, District 29.

Fifteen students from Clay Central School, Spencer, Iowa, accompanied by their teacher, Mrs. Schar. By Kruse of O'Brien, District 4.

Fifty-five fifth grade students from Roosevelt Grade School, Ames, Iowa, accompanied by their teachers, Mrs. Gammell, Quentin Johnson, Nathan Tosten and Mrs. Dorothy Sielert. By Egenes of Story, District 33.

Four students from Forest City High School, Forest City, Iowa, accompanied by their leader, Eric Brum, a Vista Volunteer. By Logemann of Cerro Gordo, District 17.

## PETITION FILED

The following petition was received and placed on file :

By Priebe of Kossuth, District 6, from ten residents of Humboldt

opposing Senate File 84 and House File 212, concerning compensation of the Iowa Highway Commission Employees.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 217, under Rule 35.

#### PROOF OF PUBLICATION

Published copy of House File 565 and verified proof of publication of said bill in the Des Moines Tribune, Des Moines, Iowa, on March 27, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

#### INTRODUCTION OF BILLS

**House File 564**, by Priebe and Fischer of Grundy, a bill for an act relating to an office of the state architect and providing an appropriation.

Read first time and referred to committee on **state government**.

**House File 565**, by Alt, a bill for an act to legalize and validate the proceedings of the City Council of the City of Windsor Heights and the City Council of the City of Clive, in the County of Polk, State of Iowa, in adopting an Inter-governmental Corporation Boundary Agreement and establishing a portion of their common corporation boundary line and in taking action in reliance thereon.

Read first time and referred to committee on **judiciary**.

**House File 566**, by Trowbridge, a bill for an act to provide for the disposal of abandoned motor vehicles, and for related purposes.

Read first time and referred to committee on **law enforcement**.

**House File 567**, by Schwartz and Goode (Glenn), a bill for an act relating to commission form cities.

Read first time and referred to committee on **cities and towns**.

**House File 568**, by Dougherty, Curtis, McElroy, Husak, Wyckoff, Sargisson, Pellett and Cochran, a bill for an act relating to the regulation of home solicitation sales.

Read first time and referred to committee on **commerce**.

**House File 569**, by Clark, Blouin, Hansen, Pierson, Mendenhall, Lawson, Schwieger, Ellsworth, Rex and Franklin, a bill for an act relating to peer review.



Read first time and referred to committee on **social services**.

**House File 570**, by committee on ways and means, a bill for an act relating to the rate and collection of sales and use taxes.

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

**House File 571**, by Kreamer, Roorda, Knoke, Pierson, Logemann, Grassley, Den Herder, Moffitt, Campbell, Siglin, Sorg, Wirtz, Trowbridge, Winkelman, Stokes, Drake, Pellett, Nielsen, Fisher of Greene, Kruse, Andersen, Mollett, Nystrom, Stanley, Curtis, Rex, Mendenhall, Edelen, Hansen and Menefee, a bill for an act relating to obscenity and indecent material, declaring certain acts to be unlawful, and providing penalties.

Read first time and referred to committee on **law enforcement**.

**House File 572**, by committee on appropriations, a bill for an act relating to the construction of an administration building for the state highway commission.

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

**House File 573**, by committee on conservation and recreation, a bill for an act relating to fish and game licenses and fees.

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

**House File 574**, by committee on cities and towns, a bill for an act relating to home rule for cities; establishing the City Code of Iowa which provides for powers and duties of cities including the power to impose penalties by ordinance, city development, organization of city government, city elections, city legislation, city finance including the power to issue bonds, city utilities, and administrative agencies of cities; coordinating the Code of Iowa with the City Code of Iowa; repealing incompatible chapters in title fifteen (15) and reenacting provisions from title fifteen (15) which belong in other parts of the Code of Iowa; removing inconsistent references, incorrect provisions, limited grants of power, and restrictions based upon population; and providing for a state housing code and penalties for violation thereof, to be enforced in cooperation with city officials.

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

**House File 575**, by Gluba (Tapscott), a bill for an act relating to the registration of migrant workers and to provide a penalty.

Read first time and referred to committee on **human and industrial relations**.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 208, a bill for an act relating to the purchase of certain tax-sheltered annuities.

CARROLL A. LANE, Secretary

## HOUSE CONCURRENT RESOLUTION 31

By Strand

*Whereas*, It has been customary over the years for the House of Representatives to hold a memorial session in recognition of the public services of departed members of the General Assembly, and

*Whereas*, the Senate has expressed a desire to participate in this observance, *therefore*,

*Be It Resolved by the House, the Senate Concurring*: That an evening session of the Sixty-fourth General Assembly be held in the House chamber, Tuesday, April 27, 1971, at 7: 30 p.m.

*Be It Further Resolved*, That a joint committee of six members be appointed, three from the Senate, to be appointed by the President, and three from the House, to be appointed by the Speaker, to make suitable arrangements for a joint memorial session.

Laid over under Rule 25.

ADOPTION OF THE REPORT OF  
THE CONFERENCE COMMITTEE  
(House File 12)

Drake of Muscatine, District 71, called up for consideration the conference committee report on **House File 12**, a bill for an act relating to motor vehicle fees collected by county treasurers, as follows:

REPORT OF THE CONFERENCE COMMITTEE  
(House File 12)

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 House File 12, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles, respectfully submit the following recommendations:

1. That the Senate recede from division 6 of its amendment.

2. That the House concur in division 5 of the Senate amendment.

On the part of the Senate:

FRANCIS L. MESSERLY, Chairman

HAROLD A. THORSDEN

RICHARD L. STEPHENS

C. JOSEPH COLEMAN

On the part of the House:

RICHARD F. DRAKE, Chairman

C. RAYMOND FISHER

LUVERN W. KEHE

JAMES D. WELLS

Drake of Muscatine, District 71, moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the report was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 12)

The ayes were, 69:

Anania	Kehe	Moffitt	Sorg
Andersen	Kelly	Mollett	Stanley
Bergman	Kinley	Nielsen	Stokes
Campbell	Knoblauch	Norpel	Strand
Curtis	Knoke	Nystrom	Stromer
Den Herder	Kruse	Patton	Strothman
Dougherty	Larson	Radl	Taylor
Drake	Lawson	Rex	Tieden
Dunton	Lipsky	Rodgers	Trowbridge
Edelen	Logemann	Roorda	Varley
Ellsworth	McCormick	Sargisson	Waugh
Fischer, H. O.	McElroy	Schroeder	Welden
Fisher, C. R.	Mendenhall	Schwartz	Wells
Franklin	Menefee	Schwieger	Willits
Goode	Middleswart	Scott	Winkelman
Hamilton	Millen	Shaw	Wyckoff
Hill	Miller	Siglin	Mr. Speaker
Holden			

The nays were, 5:

Blouin	Husak	Small	Uban
Bray			

Absent or not voting, 26:

Alt	Egenes	Johnston	Pelton
Bennett	Ewell	Kennedy	Pierson
Camp	Freeman	Kreamer	Priebe
Christensen	Gluba	Mayberry	Schmeiser
Clark	Grassley	Monroe	Skinner
Cochran	Hansen	Pellett	Wirtz
Doyle	Jesse		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### REGULAR CALENDAR

**House File 326**, a bill for an act to insert in the Code the text of the probation and parole compact, was taken up for consideration.

Schwieger of Black Hawk, District 40, offered the following amendment filed by him:

Amend House File 326 by striking all of said bill after line 6 on page 1 and inserting in lieu thereof the following:

In executing the compact authorized by this section the state of Iowa and other contracting states shall agree:

1. That it shall be competent for the duly constituted judicial and administrative authorities of a state party to this compact (herein called "sending state"), to permit any person convicted of an offense within such state and placed on probation or released on parole to reside in any other state party to this compact (herein called "receiving state"), while on probation or parole, if

a. Such person is in fact a resident of or has his family residing within the receiving state and can obtain employment there;

b. Though not a resident of the receiving state and not having his family residing there, the receiving state consents to such person being sent there.

Before granting such permission, opportunity shall be granted to the receiving state to investigate the home and prospective employment of such person.

A resident of the receiving state, within the meaning of this section, is one who has been an actual inhabitant of such state continuously for more than one year prior to his coming to the sending state and has not resided within the sending state more than six continuous months immediately preceding the commission of the offense for which he has been convicted.

2. That each receiving state will assume the duties of visitation of and supervision over probationers or parolees of any sending state and in the exercise of those duties will be governed by the same standards that prevail for its own probationers and parolees.

3. That duly accredited officers of a sending state may at all times enter a receiving state and there apprehend and retake any person on probation or parole. For that purpose no formalities will be required other than establishing the authority of the officer and the identity of the person to be retaken. All legal requirements to obtain extradition of fugitives from justice are hereby expressly waived on the part of states party hereto, as to such persons. The decision of the sending state to retake a person on probation or parole shall be conclusive upon and not reviewable within the receiving state, provided, however, that if at the time when a state seeks to retake a probationer or parolee there should be pending against him within the receiving state any criminal charge, or he should be suspected of having committed within such state a criminal offense, he shall not be retaken without the consent of the receiving state until discharged from prosecution or from imprisonment for such offense.

4. That the duly accredited officers of the send-

ing state will be permitted to transport prisoners being retaken through any and all states parties to this compact, without interference.

5. That the governor of each state may designate an officer who, acting jointly with like officers of other contracting states, if and when appointed, shall promulgate such rules and regulations as may be deemed necessary to more effectively carry out the terms of this compact.

6. That this compact shall become operative immediately upon its execution by any state as between it and any other state or states so executing. When executed it shall have the full force and effect of law within such state, the form of execution to be in accordance with the laws of the executing state.

7. That this compact shall continue in force and remain binding upon each executing state until renounced by it. The duties and obligations hereunder of a renouncing state shall continue as to parolees or probationers residing therein at the time of withdrawal until retaken or finally discharged by the sending state. Renunciation of this compact shall be by the same authority which executed it, by sending six months' notice in writing of its intention to withdraw from the compact to the other state party hereto.

Sec. 2. If any section, sentence, subdivision or clause of this act is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act.

Sec. 3. Whereas an emergency exists for the immediate taking effect of this act, the same shall become effective immediately upon its passage.

Schwieger of Black Hawk, District 40, offered the following amendment to the amendment filed by him and moved its adoption:

Amend the Schwieger amendment to House File 326, filed March 12, 1971, by striking all of lines 86 through 88.

The amendment to the amendment was adopted.

Schwieger of Black Hawk, District 40, moved the adoption of the amendment as amended.

The amendment as amended was adopted.

Schwieger of Black Hawk, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 326)

The ayes were, 91:

Alt	Goode	McElroy	Scott
Anania	Grassley	Mendenhall	Shaw
Andersen	Hamilton	Menefee	Siglin
Bergman	Hansen	Middleswart	Small
Blouin	Hill	Miller	Sorg
Bray	Holden	Moffitt	Stanley
Campbell	Husak	Monroe	Stokes
Christensen	Jesse	Nielsen	Strand
Clark	Johnston	Norpel	Stromer
Curtis	Kehe	Nystrom	Strothman
Den Herder	Kelly	Patton	Taylor
Dougherty	Kennedy	Pellett	Tieden
Doyle	Kinley	Pierson	Trowbridge
Drake	Knoblauch	Priebe	Uban
Dunton	Knoke	Radl	Varley
Egenes	Kreamer	Rex	Waugh
Ellsworth	Kruse	Rodgers	Welden
Ewell	Larson	Roorda	Wells
Fischer, H. O.	Lawson	Sargisson	Willits
Fisher, C. R.	Lipsky	Schmeiser	Winkelman
Franklin	Logemann	Schroeder	Wyckoff
Freeman	Mayberry	Schwartz	Mr. Speaker
Gluba	McCormick	Schwieger	

The nays were, none.

Absent or not voting, 9:

Bennett	Edelen	Mollett	Skinner
Camp	Millen	Pelton	Wirtz
Cochran			

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

#### STEERING COMMITTEE CALENDAR

**House File 327**, a bill for an act relating to the election of officers in school districts, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, offered the following amendment filed by him and moved its adoption:

Amend House File 327 as follows:

1. Page 1, line 8, by striking the word "forty-five" and inserting in lieu thereof the word "thirty-five".
2. Page 1, line 14, by striking the word "forty-five" and inserting in lieu thereof the word "thirty-five".

The amendment was adopted.

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the amendment filed by him on March 30, 1971, and found on page 764 of the House Journal.

Willits of Polk, District 57, offered the following amendment filed by him :

Amend House File 327 as follows:

1. Page 1, line 8, by striking the word "forty-five" and inserting in lieu thereof the word "thirty-five".
2. Page 1, line 14, by striking the word "forty-five" and inserting in lieu thereof the word "thirty-five".
3. Page 1, by striking all after the word "elections" in line 21 through lines 22, 23, 24 and the word "required" in line 25.

Division of the amendment was requested.

Willits of Polk, District 57, asked and received unanimous consent to withdraw amendments 1 and 2, lines 1 through 7, of his amendment.

Willits of Polk, District 57, moved the adoption of amendment 3, lines 8, 9, and 10, of his amendment.

A non-record roll call was requested.

The ayes were 36, nays 54.

Amendment 3 of the amendment lost.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 327)

The ayes were, 77:

Alt	Grassley	Millen	Scott
Andersen	Hamilton	Miller	Shaw
Bergman	Hansen	Moffitt	Siglin
Campbell	Hill	Mollett	Small
Christensen	Husak	Monroe	Stanley
Clark	Kehe	Nielsen	Stokes
Cochran	Kelly	Norpel	Strand
Curtis	Kinley	Nystrom	Stromer
Den Herder	Knoblauch	Patton	Strothman
Douhgerty	Knoke	Pellett	Tieden
Drake	Kreamer	Pierson	Trowbridge
Dunton	Kruse	Priebe	Uban
Edelen	Lawson	Radl	Varley
Egenes	Logemann	Rex	Waugh
Ellsworth	Mayberry	Roorda	Welden
Fischer, H. O.	McElroy	Sargisson	Wells
Fisher, C. R.	Mendenhall	Schmeiser	Winkelman
Freeman	Menefee	Schroeder	Wyckoff
Gluba	Middleswart	Schwieger	Mr. Speaker
Goode			

The nays were, 16:

Anania	Franklin	Kennedy	Schwartz
Blouin	Holden	Larson	Sorg
Bray	Jesse	McCormick	Taylor
Doyle	Johnston	Rodgers	Willits

Absent or not voting, 7:

Bennett	Ewell	Pelton	Wirtz
Camp	Lipsky	Skinner	

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

#### PRESENTATION OF PELLA TULIP QUEEN AND HER ATTENDANTS

Dougherty of Monroe, District 94, presented to the House Miss Tricia Steward, Pella, Queen of the Pella Tulip Festival. The Queen introduced the members of her court, Ruth Van Gorp, Connie Whalley, Barb Ver Meer and Lisa Mills.

Miss Steward extended to the House an invitation to attend the Pella Tulip Festival, May 6, 7 and 8, 1971. The girls, all in Dutch costume, distributed the famous Pella cookies to those present.

#### CONSIDERATION OF BILLS STEERING COMMITTEE CALENDAR

**Senate File 353**, a bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon, with report of committee recommending passage, was taken up for consideration.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 353)

The ayes were, 84:

Alt	Ellsworth	Johnston	Menefee
Anania	Ewell	Kehe	Middleswart
Andersen	Fischer, H. O.	Kennedy	Millen
Blouin	Fisher, C. R.	Kinley	Miller
Bray	Franklin	Knoblauch	Moffitt
Campbell	Freeman	Knoke	Mollett
Clark	Gluba	Kreamer	Nielsen
Cochran	Goode	Kruse	Norpel
Curtis	Grassley	Larson	Nystrom
Den Herder	Hamilton	Lawson	Patton
Dougherty	Hansen	Logemann	Pellet
Doyle	Hill	Mayberry	Pierson
Dunton	Holden	McCormick	Priebe
Edelen	Husak	McElroy	Rex
Egenes	Jesse	Mendenhall	Rodgers



Roorda	Siglin	Strothman	Welden
Sargisson	Small	Tieden	Wells
Schroeder	Stanley	Trowbridge	Willits
Schwartz	Stokes	Uban	Winkelman
Schwieger	Strand	Varley	Wyckoff
Scott	Stromer	Waugh	Mr. Speaker

The nays were, 7:

Christensen	Monroe	Schmeiser	Taylor
Lipsky	Radl	Sorg	

Absent or not voting, 9:

Bennett	Drake	Pelton	Skinner
Bergman	Kelly	Shaw	Wirtz
Camp			

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

#### HOUSE FILE 181 WITHDRAWN

Alt of Polk, District 61, asked and received unanimous consent to withdraw **House File 181** from further consideration by the House.

#### MOTION TO RECONSIDER WITHDRAWN (House File 522)

Monroe of Des Moines, District 92, asked and received unanimous consent to withdraw his motion to reconsider **House File 522** filed on March 31, 1971, and found on page 781 of the House Journal.

#### CONSIDERATION OF BILLS NONCONTROVERSIAL CALENDAR

**Senate File 209**, a bill for an act relating to dissolution of credit unions, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 209)

The ayes were, 90:

Alt	Den Herder	Gluba	Kinley
Anania	Dougherty	Goode	Knoblauch
Andersen	Doyle	Grassley	Knoke
Bergman	Dunton	Hamilton	Kreamer
Blouin	Egenes	Hansen	Kruse
Bray	Ellsworth	Holden	Larson
Campbell	Ewell	Husak	Lawson
Christensen	Fischer, H. O.	Jesse	Lipsky
Clark	Fisher, C. R.	Johnston	Logemann
Cochran	Franklin	Kelly	Mayberry
Curtis	Freeman	Kennedy	McCormick

McElroy	Pellett	Scott	Tieden
Mendenhall	Pierson	Shaw	Trowbridge
Menefee	Priebe	Siglin	Uban
Middleswart	Radl	Small	Varley
Millen	Rex	Sorg	Waugh
Miller	Rodgers	Stanley	Welden
Moffitt	Roorda	Stokes	Wells
Mollett	Sargisson	Strand	Willits
Monroe	Schmeiser	Stromer	Winkelman
Norpel	Schroeder	Strothman	Wyckoff
Nystrom	Schwartz	Taylor	Mr. Speaker
Patton	Schwieger		

The nays were, none.

Absent or not voting, 10:

Bennett	Edelen	Nielsen	Skinner
Camp	Hill	Pelton	Wirtz
Drake	Kehe		

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

#### HOUSE FILE 333 WITHDRAWN

Grassley of Butler, District 10, asked and received unanimous consent to withdraw **House File 333** from further consideration by the House.

**House File 217**, a bill for an act relating to the board of parole, with report of committee recommending passage, was taken up for consideration.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 217)

The ayes were, 85:

Anania	Fischer, H. O.	Kruse	Pierson
Andersen	Fisher, C. R.	Lawson	Priebe
Bergman	Franklin	Lipsky	Radl
Blouin	Freeman	Logemann	Rex
Bray	Gluba	Mayberry	Rodgers
Campbell	Goode	McCormick	Roorda
Christensen	Grassley	McElroy	Sargisson
Clark	Hamilton	Mendenhall	Schmeiser
Cochran	Hansen	Menefee	Schroeder
Curtis	Hill	Middleswart	Schwieger
Den Herder	Holden	Millen	Scott
Dougherty	Husak	Miller	Shaw
Doyle	Kehe	Moffitt	Siglin
Drake	Kelly	Nielsen	Small
Dunton	Kinley	Norpel	Sorg
Edelen	Knoblauch	Nystrom	Stanley
Egenes	Knoke	Patton	Stokes
Ellsworth	Kreamer	Pellett	Strand

Strothman	Uban	Wells	Wirtz
Taylor	Varley	Willits	Wyckoff
Tieden	Waugh	Winkelman	Mr. Speaker
Trowbridge			

The nays were, 3:

Jesse	Johnston	Larson
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Absent or not voting, 12:

Alt	Ewell	Monroe	Skinner
Bennett	Kennedy	Pelton	Stromer
Camp	Mollett	Schwartz	Welden

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

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 22

Doyle of Woodbury, District 21 called up for consideration **House Concurrent Resolution 22**, filed on March 3, 1971, and found on pages 518 and 519 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Speaker pro tempore Millen in the chair at 10:35 a.m.

#### HOUSE FILE 10 DEFERRED

**House File 10**, a bill for an act relating to the maintenance of access roads, with report of committee recommending amendment and passage, was taken up for consideration.

Christensen of Union, District 95, offered the following amendment filed by the committee on transportation and moved its adoption:

Amend House File 10 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred six point nineteen (306.19), Code 1971, is amended by striking the section and inserting in lieu thereof the following:

**306.19 PURCHASE OR CONDEMNATION OF RIGHT-OF-WAY—PROCEDURE—CLOSING DRIVEWAY—ALTERNATIVE ACCESS.**

1. In the maintenance, relocation, establishment, or improvement of any road, including the extension of the road within cities and towns, the commission or board having jurisdiction and control of the road may purchase or institute and maintain proceedings for the condemnation of the necessary right-of-way for the road. The board of commission may also purchase or condemn land necessary for highway drainage, and borrow pits, for the improvement or maintenance of highways, together with the necessary road access thereto. Nothing herein shall be

construed to permit the condemnation of gravel, stone or other mineral deposits.

2. Whenever the board or commission condemns or purchases property access rights or alters by lengthening any existing direct access to a road from abutting property, except during the time required for construction and maintenance of the road or highway, the board or commission shall:

a. By mutual agreement, provide the property owner with adequate compensation to privately construct an alternate access to a road and to maintain any additional length made necessary by the change; or

b. Establish and construct an alternate access facility from a point on the original access to a point on an existing public road and to maintain any additional length made necessary by the change; or

c. If no portion of the original access remains or connection with the original access would be impractical, establish and construct an alternate access facility from a point near the original access facility and acceptable to the property owner to a point on an existing public road and maintain the additional length made necessary by the change; or

d. If in the opinion of the board or commission it would be more economical to purchase the entire tract of the property owner than to provide and maintain the access required under the provisions of this section, proceed with the acquisition of the entire tract of land; or

e. If mutually agreeable, move buildings from an existing location to a location requiring an equal or lesser length of access and provide an adequate access to a public road.

3. None of the foregoing requirements shall prohibit the property owner and the board or commission from entering into any mutually acceptable agreement for the replacement, relocation, construction, or maintenance of an alternate access.

4. Compensation for any property rights taken in the establishment of any alternative temporary or permanent access shall be paid as in any other purchase or condemnation of property. Proceedings for the condemnation of land for any highway shall be under the provisions of chapter 471 and chapter 472 or as said chapters may be amended. Provided that, in the condemnation of right-of-way for secondary roads, the board of supervisors may proceed as provided in sections 306.28 to 306.37, both inclusive.

Drake of Muscatine, District 71, moved that House File 10 be deferred and that the bill retain its place on the calendar.

The motion prevailed.

CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 242**, a bill for an act relating to the date on which interest accrues on delinquent real property taxes, with report of committee recommending amendment and passage, was taken up for consideration.

Kelly of Woodbury, District 22, offered the following amendment filed by the committee on state government and moved its adoption:

Amend House File 242 as follows:

1. Page 1, line 8, by striking the words "[become due and]" and inserting in lieu thereof the words "become due and".

2. Page 1, line 9, by striking the words "[first] tenth" and inserting in lieu thereof the word "first".

3. Page 1, lines 12 and 13, by striking the words "[the date such last half became delinquent] the tenth day of October following the levy" and inserting in lieu thereof the words "the date such last half became delinquent".

4. Page 1, line 13, by adding after the period the following: "*However, any person who qualifies for the credit provided for in subsection 5 of section 425.1 shall not be required to make the first installment of taxes until April tenth or the last installment until October tenth, as the case may be, and no penalty shall be imposed until such dates for such person.*"

The amendment was adopted.

Kinley of Polk, District 66, asked and received unanimous consent to withdraw the amendment filed by him on February 19, 1971, and found on page 421 of the House Journal.

Kinley of Polk, District 66, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 242)

The ayes were, 89:

Alt	Doyle	Hamilton	Kreamer
Anania	Drake	Hansen	Kruse
Andersen	Dunton	Harbor	Larson
Bergman	Edelen	Hill	Lawson
Blouin	Egenes	Holden	Lipsky
Bray	Ellsworth	Husak	Mayberry
Campbell	Ewell	Jesse	McCormick
Christensen	Fisher, C. R.	Johnston	McElroy
Clark	Franklin	Kelly	Mendenhall
Cochran	Freeman	Kennedy	Menefee
Curtis	Gluba	Kinley	Middleswart
Den Herder	Goode	Knoblauch	Miller
Dougherty	Grassley	Knoke	Moffitt

Monroe	Roorda	Stanley	Varley
Nielsen	Sargisson	Stokes	Waugh
Norpel	Schroeder	Strand	Wells
Patton	Schwartz	Stromer	Willits
Pellett	Schwieger	Strothman	Winkelman
Pierson	Scott	Taylor	Wirtz
Priebe	Shaw	Tieden	Wyckoff
Radl	Siglin	Trowbridge	Speaker
Rex	Small	Uban	(Millen)
Rodgers	Sorg		

The nays were, 1:

Welden

Absent or not voting, 10:

Bennett	Kehe	Nystrom	Schmeiser
Camp	Logemann	Pelton	Skinner
Fischer, H. O.	Mollelt		

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

#### STEERING COMMITTEE CALENDAR

**House File 182**, a bill for an act relating to compensation for re-financing costs where property is acquired for a public use, with report of committee recommending passage, was taken up for consideration.

Shaw of Scott, District 78, moved that House File 182 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 35, nays 54.

The motion lost.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 182)

The ayes were, 61:

Anania	Gluba	McCormick	Pierson
Bennett	Goode	Mendenhall	Priebe
Bergman	Grassley	Menefee	Radl
Christensen	Hamilton	Middleswart	Rex
Clark	Harbor	Miller	Rodgers
Cochran	Holden	Moffitt	Roorda
Den Herder	Jesse	Monroe	Sargisson
Dougherty	Johnston	Nielsen	Schmeiser
Doyle	Kennedy	Norpel	Schroeder
Ewell	Knoblauch	Nystrom	Schwartz
Franklin	Kruse	Patton	Scott
Freeman	Lawson	Pellett	Siglin

Small	Stromer	Varley	Wyckoff
Sorg	Strothman	Waugh	Speaker
Stokes	Taylor	Winkelman	(Millen)
Strand	Tieden		

The nays were, 29:

Andersen	Ellsworth	Knoke	Shaw
Blouin	Fisher, C. R.	Kreamer	Stanley
Bray	Hansen	Larson	Uban
Campbell	Hill	Lipsky	Welden
Curtis	Kehe	Logemann	Wells
Dunton	Kelly	Mayberry	Willits
Edelen	Kinley	Schwieger	Wirtz
Egenes			

Absent or not voting, 10:

Alt	Fischer, H. O.	Mollett	Skinner
Camp	Husak	Pelton	Trowbridge
Drake	McElroy		

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

#### MOTION TO RECONSIDER

(House File 182)

I move to reconsider the vote by which House File 182 passed the House on April 2, 1971.

JOSEPH C. JOHNSTON  
NORMAN G. JESSE

#### MOTION TO RECONSIDER

(Senate File 353)

I move to reconsider the vote by which Senate File 353 passed the House on April 2, 1971.

MICHAEL T. BLOUIN

#### REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, making an appropriation, and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 129 as follows:

1. Page 3, line 8, by inserting after the word "regents," the words "commission for the blind,".
2. Page 3, line 10, by inserting after the word "fleet," the words "dispatching state-owned

aircraft, except those used by the national guard and the Iowa highway safety patrol.”

3. Page 3, line 18, by inserting after the word “government” the following: “, except those referred to in section seventy-seven (77) of this act”.

4. Page 7, line 15, by striking the word “motor”.

5. Page 7, line 15, by inserting after the word “vehicles” the words “, both motor cars and aircraft”.

6. Page 7, line 19, by striking the word “vehicle” and inserting in lieu thereof the word “car”.

7. Page 7, by striking from lines 21 and 22 the word “motor”.

8. Page 7, line 23, by striking the word “vehicle” and inserting in lieu thereof the word “car”.

9. Page 7, line 27, by striking the word “motor”.

10. Page 7, line 29, by striking the word “vehicle” and inserting in lieu thereof the word “car”.

11. Page 7, line 31, by striking the word “motor”.

12. Page 8, line 2, by striking the word “motor”.

13. Page 8, line 3, by inserting after the word “except” the word “motor”.

14. Page 8, line 14, by striking the word “vehicles” and inserting in lieu thereof the word “cars”.

15. Page 8, line 19, by striking the word “vehicles” and inserting in lieu thereof the word “cars”.

16. Page 11, line 13, by striking the word “car” and inserting in lieu thereof the word “vehicle”.

C. RAYMOND FISHER, Chairman

Kehe of Bremer, District 12, from the committee on environmental preservation, submitted the following report:

MR. SPEAKER: Your committee on environmental preservation, to whom was referred **House File 269**, a bill for an act creating a department of environmental quality, specifying its powers, duties, and functions, and providing penalties for violations thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 269 as follows:

1. Page 1, by inserting after line 3 the following:

Whereas, the pollution of the air and water of this state, the use and misuse of agricultural chemicals, and the uncontrolled disposal of solid



wastes constitutes a menace to public health and welfare, creates public nuisances, is harmful to wildlife, aquatic life, plants, and domestic animals, and impairs domestic, agricultural, industrial, recreational and other beneficial uses of air, water and other natural resources; and

Whereas, the problems of air and water pollution in this state are closely related to air and water pollution problems in adjoining states; and

It is the public policy of this state to protect, maintain and improve the quality of air and water; to control the use of agricultural chemicals and the disposal of solid wastes; to restrict or prohibit the sale or use of hazardous agricultural chemicals; to provide for the prevention, abatement and control of new, increasing, potential, or existing air and water pollution; and to cooperate with other agencies of the state, agencies of other states and the federal government in carrying out these objectives; therefore,

2. Page 2, by striking line 13 and inserting in lieu thereof the following:

“be appointed by the Governor with the approval of two-thirds of the members of the Senate, and serve at his”.

3. Page 2, line 15, by inserting after the period the following new sentence:

“The salary of the executive director shall be set by the Governor, but it shall not exceed twenty-five thousand dollars per annum.”

4. Page 5, line 27, by inserting after the word “department” the words “and the executive director who shall serve as chairman of the committee, but he shall have no vote except in case of a tie”.

5. Page 5, line 28, by inserting after the word “council” the following: “, the commissioner of public health”.

6. Page 5, line 32, by striking the words “chairman and”.

7. Page 5, lines 33 and 34, by striking the sentence “The executive director shall act as the secretary of the executive committee.” and inserting in lieu thereof the sentence “The department shall provide secretarial services for the executive committee.”

8. Page 6, line 4, by inserting following the word “committee” the words “, except the chairman,”.

9. Page 6, by striking all of line 9.

10. Page 6, line 26, by inserting after the period the following: “Members of the executive committee shall attend as many meetings as possible of the individual commissions for purposes of exchanging information and extending advice.”

11. Page 7, by inserting after line 2 the following new section:

"There is created an advisory committee to the executive committee. The advisory committee shall consist of the following:

1. An ecologist, fish and wildlife biologist, geologist-hydrologist and an agronomist appointed by the president, Iowa state university of science and technology.

2. An ecologist and regional planner appointed by the president, the university of Iowa.

3. An economist appointed by the dean, college of business administration, university of Iowa.

4. An environmental engineer appointed by the president, Iowa engineering society.

5. A member engaged in commerce or industry and a member engaged in agricultural production appointed by the governor.

6. A member appointed by the president, Iowa academy of science. The members of the advisory committee shall be appointed for four-year terms, except that the members appointed by the presidents, university of Iowa and Iowa state university of science and technology, to the initial advisory board shall be appointed for two-year terms. If a vacancy occurs, the appointment shall be made for the unexpired term.

The advisory committee shall advise and assist the executive committee in obtaining scientific data on the ecological problems in the state and coordinating the regulatory, enforcement, research, and educational functions of the department. The advisory committee, upon request, shall advise any commission within the department in any matter relating to its duties and responsibilities.

The advisory committee shall adopt rules relating to its organizational structure, procedures, and meetings under the general supervision of the executive committee.

The members of the advisory committee shall be reimbursed for all actual and necessary expenses incurred by them in the discharge of their official duties."

12. Page 21, by inserting after line 3, the following new section:

"Any rule or regulation adopted or order or variance issued, prior to the effective date of this Act, by the Iowa air pollution control commission abolished by this Act or the commissioner of public health, which relates to the abatement, control or prevention of air pollution shall remain effective until modified or rescinded by action of the air quality commission."

13. Page 30, by inserting after line 13 the following new subsection:

"'Board' means the board of certification."

14. Page 30, line 17, by striking the word "deputy" and inserting in lieu thereof the word "executive".

15. Page 31, line 15, by striking the word "commis-

sion" and inserting in lieu thereof the words "board submitted through the commission".

16. Page 31, by inserting after line 15 the following new sections:

1. "The commission shall appoint a board of certification consisting of the following five members:

(1) One member who is a water works operator holding a valid certificate of the highest classification issued by the department.

(2) One member who is a waste water works operator holding a valid certificate of the highest classification issued by the department.

(3) One member employed by the department who is qualified in water and waste water works operation.

(4) One member who is a university or college faculty member and whose major field is related to water supply or waste water collection and treatment.

(5) One member who is an employee of a municipality required to employ a certified operator and who holds a position of city manager, city engineer, director of public works, or an equivalent position.

The members of the board shall be appointed for three-year terms. Any vacancy shall be filled by appointment for the unexpired term."

2. "The initial board of certification shall have five members, three of whom shall be the appointed members of the board of certification abolished by this Act, whose terms do not expire on the thirtieth of June, 1971. These three members shall continue to serve their unexpired terms. The remaining two members shall be appointed for three-year terms."

3. "The initial board of certification shall organize and elect a chairman from its membership. Thereafter, a chairman shall be elected at the last meeting of the fiscal year which shall be the annual meeting of the board. The member of the board employed by the department shall serve as secretary and maintain its records. Additional meetings may be held at the call of the chairman. Three members shall constitute a quorum. The members of the board shall serve without compensation, except for actual and necessary expenses incurred while discharging their official duties."

17. Page 32, by striking lines 7 to 21, inclusive, and inserting in lieu thereof the following:

"Sec. 57. 1. A certificate in appropriate classification shall be issued without examination to any operator who, prior to the effective date of this Act, held a valid certificate attained by examination and issued by the commissioner of public health.

2. A certificate of proper classification shall be issued without examination to any operator who, prior to the effective date of this Act, held a valid certificate to operate a particular treatment plant or water distribution system. The certificate so issued shall be valid only for that particular treat-

ment plant or system and shall remain in effect indefinitely unless revoked by the executive director as provided in section fifty-six (56) of this Act."

18. Page 32, line 23, by striking the word "commission" and inserting in lieu thereof the words "board submitted through the commission".

19. Page 32, line 32, by inserting after the word "Act" the words "and to pay the expenses of the board".

20. Page 32, line 35, by inserting after the word "commission" the words ", with the advice of the board,".

21. Page 38, by inserting after line 1 the following new section:

"Any rule or regulation adopted or order or permit issued, prior to the effective date of this Act, by the Iowa water pollution control commission abolished by this Act or by the state department of health, which relates to the abatement, control or prevention of water pollution, shall remain effective until modified or rescinded by action of the water quality commission."

22. Page 43, by inserting after line 17 the following new section:

"Any rule or regulation adopted or order issued, prior to the effective date of this Act, by the commissioner of public health, which relates to the proper disposal of solid wastes, shall remain effective until modified or rescinded by action of the solid waste disposal commission."

23. Page 48, by striking lines 31 and 32 and inserting in lieu thereof the following:

"sale and use of agricultural chemicals. The commission may, by rule, restrict or prohibit the sale, distribution, or use of any agricultural chemical. In determining whether to restrict or prohibit the sale, distribution, or use of any agricultural chemical, the commission shall consider any official reports, academic studies, expert opinions or testimony, or other matter deemed to have probative value. Any such evidence may be received in the discretion of the commission at a public hearing held for that purpose."

24. Page 49, by inserting after line 4 the following new sections:

1. "If the commission or the executive director has evidence that the use of an agricultural chemical is causing or is likely to cause a condition requiring immediate action to protect the public health and safety, or property, the commission or the executive director may issue, without notice or hearing, an emergency order to restrict or prohibit the sale, distribution, or use of the agricultural chemical. The order shall be effective immediately. Upon issuance of the order, the commission or the executive

director shall fix a place and time for a hearing which shall be held before the commission within seventy-two hours thereafter. Within twenty-four hours after the commencement of the hearing, the commission shall affirm, modify, or rescind the order. An emergency order shall be effective for sixty days after the date of issuance unless rescinded by action of the commission prior to that date."

2. "If the commission or the executive director determines that an emergency order or rule or regulation of the commission is being violated, the attorney general shall, at the request of the commission or the executive director, institute a civil action in any district court of the state for injunctive relief to prevent any further violation of the emergency order or rule or regulation, or for the assessment of a penalty not to exceed two hundred dollars per day for each day during which the violation continues, or for both such injunctive relief and penalty assessment."

25. Page 74, by inserting after line 10 the following new section:

"Any rule or regulation adopted or order issued, prior to the effective date of this Act, by the chemical technology review board or the secretary of agriculture, which relates to the sale, use, disuse, labeling, registration, disposal, storage, or transportation of agricultural chemicals or to the designation of pests, shall remain effective until modified or rescinded by action of the chemical technology commission."

26. Page 76, line 11, by inserting before the word "Notwithstanding" the following new paragraph:

"The provisions of this Act shall become effective January 1, 1972."

27. Page 76, line 12, by striking the word "July" and inserting in lieu thereof the word "January".

28. Page 76, line 13, by striking the numerals "1971" and inserting in lieu thereof the numerals "1972."

29. Page 76, lines 20 and 21, by striking the word and numerals "July, 1971" and inserting in lieu thereof the word and numerals "January, 1972".

30. Page 76, line 23, by striking the word and numerals "July, 1971" and inserting in lieu thereof the word and numerals "January, 1972".

31. Page 76, line 31, by striking the word and numerals "July, 1971" and inserting in lieu thereof the word and numerals "January, 1972".

32. By renumbering the sections, subsections, and internal references to sections and subsections to conform to this amendment.

LUVERN W. KEHE, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 324**, a bill for an act relating to the means of disbursement of support money paid pursuant to court order or decree in domestic relations cases, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

PHILIP B. HILL, Ranking Member

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 434**, a bill for an act relating to private foundations and charitable trusts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

PHILIP B. HILL, Ranking Member

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means, to whom was referred **House File 369**, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Tieden of Clayton, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 257**, a bill for an act relating to fish which may be taken with licensed commercial fishing gear, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

#### AMENDMENT FILED

- 1 Amend the committee amendment of March 25 to House
- 2 File 10 as follows:
- 3 1. By striking all after the period in line 19,
- 4 and all of lines 20 and 21.
- 5 2. By inserting in line 23, after the word "rights"
- 6 the words "from owners of agricultural property".

UBAN of Black Hawk, District 38

On motion by Varley of Adair, District 84, the House adjourned until 10:00 a.m., Monday, April 5, 1971.

# JOURNAL OF THE HOUSE

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Eighty-fifth Calendar Day—Fifty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, APRIL 5, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Robert McBlain, pastor of the United Methodist Church, Atlantic, Iowa.

The Journal of Friday, April 2, 1971, was approved.

## BIRTHDAY CONGRATULATIONS

Campbell of Washington, District 89, rose on a point of personal privilege and on behalf of the House extended to the Honorable Howard A. Hamilton a "Happy Birthday."

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Sister Mary Philomena, teacher from the Minneapolis-St. Paul area and sister of Representative Emil J. Husak, District 41, visiting the Iowa Legislature as part of a legislative research team. By Husak of Tama, District 41.

Sixty-five sixth grade students from Lincoln School, Ottumwa, Iowa, accompanied by their teachers, Mr. Richardson, Mrs. Baines and Mrs. Radavich. By Schwartz of Wapello, District 97.

Fifty-two fifth grade students from Nevada School, Nevada, Iowa, accompanied by their teachers, Mr. Lytton, Mrs. Kodey and Mrs. Sorenson. By Egenes of Story, District 33.

Fifty-five fifth grade students from Fairmeadows School, West Des Moines, Iowa, accompanied by their teachers, Mrs. Hansen and Mrs. Briebacht. By Alt of Polk, District 61.

## PETITIONS FILED

The following petitions were received and placed on file:

By Campbell of Washington, District 89, from seventy-two resi-

dents of Iowa opposing House File 345, relating to the sale of beer and liquor on Sunday.

By Shaw of Scott, District 78, from ninety-four residents of Scott County, and Hamilton of Cedar, District 72, from sixty-nine residents of Cedar County, favoring House File 345, relating to the sale of beer and liquor on Sunday.

By Lawson of Cerro Gordo, District 17, from fifteen residents of Cerro Gordo County favoring House File 570, relating to the rate and collection of sales and use taxes.

By Scott of Cerro Gordo, District 18, from fourteen residents of Cerro Gordo County approving of the one percent sales tax increase providing one-half of one percent is returned to the cities to use at their discretion.

By Millen of Van Buren, District 99, from twenty-two residents of Van Buren County urging continued support of the Iowa meat and poultry inspection law.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 129, 269, 324, 369 and 434 and Senate File 257, under Rule 35.

#### ADOPTION OF HOUSE MEMORIAL RESOLUTION

Schmeiser of Des Moines, District 91, offered the following House memorial resolution and moved its adoption:

#### HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable John J. Jenkins of Louisa County, who was a member of the Forty-fifth, Forty-fifth Extra and Forty-sixth sessions of the General Assembly, passed away on March 31, 1971; *now, therefore*,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the resolution was adopted.

The Speaker appointed as such committee Schmeiser of Des Moines, District 91, Strothman of Henry, District 90, and Campbell of Washington, District 89.

#### PRESENTATION OF GAVELS

Norpel of Jackson, District 52, rose on a point of personal privilege and presented to the House a gavel made of osage orange (or hedgeapple) that was grown in Jackson County and made by Omer Heim of Bellevue. He also presented a gavel of Jackson County walnut made by Mr. Heim for Speaker Harbor.



## INTRODUCTION OF BILLS

**House File 576**, by Schmeiser, Rex, Radl, Tieden, and Schroeder, a bill for an act relating to a state tax credit.

Read first time and referred to committee on **ways and means**.

**House File 577**, by committee on conservation and recreation, a bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations.

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

**House File 578**, by Schwieger and Larson (Doderer and Conklin), a bill for an act relating to protective eyeglass lens and frames and providing a penalty.

Read first time and referred to committee on **human and industrial relations**.

**House File 579**, by Dougherty, Pierson, Cochran, Rex, Christensen, Moffitt, Rodgers, Mendenhall, Kruse, Sargisson, Doyle, Kelly, Mid-dleswart, Trowbridge, Husak, McElroy, Curtis, Wyckoff, and Siglin, a bill for an act to require railroad cars to be equipped with re-flectors and to provide a penalty.

Read first time and referred to committee on **human and industrial relations**.

**House File 580**, by Willits, Ewell, and Pelton, a bill for an act to appropriate from the general fund of the state to the department of public instruction for study of the feasibility of implementing a twelve-month school year.

Read first time and referred to committee on **appropriations**.

**House File 581**, by Willits, a bill for an act relating to director district of school districts.

Read first time and referred to committee on **schools**.

## SENATE MESSAGE CONSIDERED

**Senate File 208**, a bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board.

Read first time and referred to committee on **state government**.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 31

Strand of Poweshiek, District 38, called up for consideration **House Concurrent Resolution 31** filed on April 2, 1971, and found on page 810 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

## MEMORIAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following members to serve on the memorial committee: the Honorable Clair Strand, chairman; the Honorable Lillian McElroy and the Honorable Hallie Sargisson, on the part of the House.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following additional members of the special committee on acquisition of Terrace Hill:

Representative Elizabeth R. Miller  
Representative Norman G. Rodgers

MOTION TO RECONSIDER WITHDRAWN  
(Senate File 353)

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw his motion to reconsider **Senate File 353**, filed by him on April 2, 1971, and found on page 823 of the House Journal.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has pursuant to Senate Concurrent Resolution 24 reconsidered, amended, and repassed the following bill:

House File 29, a bill for an act relating to the payment of subsequent damages to property owners.

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

House File 112, a bill for an act relating to authorizing the use of bid bonds in lieu of certified or cashiers checks.

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

House File 170, a bill for an act relating to the enucleating of eyes by the funeral directors or embalmers.

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

House File 195, a bill for an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage.

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

House File 308, a bill for an act relating to physical requirements for marriage license.

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

House File 381, a bill for an act relating to commercial feed inspection fee.

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

Senate File 289, a bill for an act relating to providing protective eyeglass lens and frames and providing a penalty.

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

Senate File 347, a bill for an act relating to private foundations and charitable trusts.

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

Senate File 348, a bill for an act relating to nonprofit corporations.

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

Senate File 389, a bill for an act relating to the place of payment of public bonds.

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

Senate File 402, a bill for an act relating to benefits under the peace officers' retirement system.

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

Senate File 438, a bill for an act relating to easements on property.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 29

- 1 Amend House File 29 by striking lines 6 through 13 and insert-
- 2 ing in lieu thereof the following:
- 3 "RENEGOTIATION OF DAMAGES. Whenever property or an
- 4 interest therein has been taken by condemnation or has been
- 5 purchased for a public use and a settlement for construction
- 6 or maintenance damages has been thereafter entered into
- 7 pursuant to said condemnation or purchase, the owner shall
- 8 have three years from the date of said settlement to re-
- 9 negotiate construction or maintenance damages not apparent
- 10 at the time of said settlement. The condemnor or purchaser
- 11 shall give written notice to the owner of such right of re-
- 12 negotiation at the time said settlement is entered into."

#### CONSIDERATION OF BILLS

REGULAR CALENDAR)  
(House File 46 Deferred)

**House File 46**, a bill for an act relating to slow-moving vehicle warning devices, with report of committee recommending amendment and passage, was taken up for consideration.

Rex of Hamilton, District 31, offered the following amendment filed by the committee on transportation:

Amend House File 46 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point three hundred eighty-three (321.383), subsection two (2), Code 1971, is amended by striking the subsection and inserting in lieu thereof the following:

"When operated on a highway in this state at a speed of twenty-five miles per hour or less, every farm tractor, or tractor with towed equipment, self-propelled implement of husbandry, road construction or maintenance vehicle, road grader, horse-drawn vehicle, or any other vehicle principally designed for use off the highway or when manufactured for sale or sold at retail after the thirty-first of December, 1971, shall be identified with a reflective device of a type approved by the commissioner. The reflective device shall be visible from the rear and mounted in a manner approved by the commissioner. All vehicles specified in this section shall be equipped with such reflective device after the thirty-first of December, 1971. The commissioner, when approving such device, shall be guided as far as practicable by the standards of the American society of agricultural engineers. No vehicle other than those specified in this section shall display a reflective device approved for the use herein described. On vehicles specified herein operating at speeds above twenty-five miles per hour, the reflective device shall be removed or hidden from view.

Any person who violates any provision of this section shall be fined not more than five dollars."

Rex of Hamilton, District 31, offered the following amendment to the committee amendment:

Amend the committee on transportation amendment to House File 46, found on page 521 of the March 3, 1971, House Journal, by inserting after line 32 the following:

"Sec. 2. Section three hundred twenty-one point four hundred twenty-three (321.423), subsection six (6), Code 1971, is amended as follows:

6. Any farm tractor, implement of husbandry, road construction or maintenance vehicle, road grader, and any other vehicle principally designed for use off the highway which, when operated on [the highway] *a primary or secondary road*, is operated on the highway at a speed of twenty-five miles an hour or less, [may] *shall* be equipped with and display, after June 30, 1972, *an amber flashing light visible from the rear at any time from sunset to sunrise. All vehicles specified in this subsection, which are manufactured for sale or sold in this state after the thirty-first of December, 1971, shall be equipped with the amber flashing light.* The type, [color] *number*, dimensions, and method of mounting of the light shall be approved by the commissioner. *The Commissioner, when approving the light, shall be*

*guided as far as practicable by the standards of the American society of agricultural engineers."*

Rex of Hamilton, District 31, asked and received unanimous consent to amend his amendment and offered the following amendment filed by him on March 26 and moved its adoption :

Amend the Rex, et al., amendment to House File 46, filed March 24, 1971, line 8, by inserting after the first comma the following: "or tractor with towed equipment, self-propelled".

The amendment to the amendment was adopted.

Millen of Van Buren, District 99, asked and received unanimous consent that House File 46 be deferred.

(House File 46, the committee amendment and the Rex amendment to the committee amendment as amended pending.)

#### UNFINISHED BUSINESS CALENDAR

(House File 144 Referred to Committee on Appropriations)

The House resumed consideration of **House File 144**, a bill for an act relating to the board of education examiners.

Lipsky of Linn, District 46, offered the following amendment filed by Lipsky, et. al. :

Amend House File 144 as follows:

1. Page 3, by striking lines 7 through 11, inclusive, and inserting in lieu thereof the following:

- "1. Professional.
2. Pre-professional.
3. Substitute.
4. Temporary."

2. Page 3, by striking lines 20 through 24, inclusive, and inserting in lieu thereof the following:

- "1. Professional—ten years.
2. Pre-professional—six years.
3. Substitute—six years.
4. Temporary—one year."

3. Page 3, by striking lines 29 through 35, inclusive.

4. Page 4, by striking lines 1 through 8, inclusive.

5. Page 4, by striking lines 13 and 14, and inserting in lieu thereof the following:

"shall [be two] *not exceed ten* dollars."

6. Page 5, by striking line 25 and inserting in lieu thereof the following:

"nine 260.9, two hundred sixty point twelve (260.12), and two hundred sixty point thirteen (260.13),"

Lipsky of Linn, District 46, offered the following amendment to the amendment filed by her and moved its adoption :

Amend the Lipsky, Welden and Grassley amendment to House File 144 filed March 25, 1971 in line 18 by striking the word "ten" and inserting in lieu thereof the word "fifteen".

The amendment to the amendment was adopted.

Lipsky of Linn moved the adoption of the amendment as amended.

The amendment as amended was adopted.

Grassley of Butler, District 10, asked and received unanimous consent to withdraw the amendment filed by the committee on schools on March 10, 1971, and found on page 606 of the House Journal.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and moved its adoption :

Amend House File 144, page 4, line 14, by inserting after the period the following :

"A fee of two dollars shall be charged for the issuance of a duplicate certificate."

The amendment was adopted.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and moved its adoption :

Amend House File 144, page 5, line 1, by striking the word "Iowa".

The amendment was adopted.

Stromer of Hancock, District 8, rose on a point of order and invoked Rule 31.

The Speaker ruled the point well taken and **House File 144** was referred to the committee on **appropriations**.

#### STEERING COMMITTEE CALENDAR

(Senate File 188 Deferred)

**Senate File 188**, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, with report of committee recommending amendment and passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment filed by the committee on judiciary :

Amend Senate File 188 as passed by the Senate and reprinted by striking everything after the enacting clause and inserting the following :

Section 1. *Criminal Trespass. Any person who shall trespass upon the property of another, whether publicly or privately owned, is guilty of a public offense and upon conviction shall be punished by a*

*fine not to exceed one hundred dollars or by imprisonment in the county jail for a term not to exceed thirty days. For the purposes of this Act, the following definitions shall apply:*

a. The term "trespass" shall mean one or more of the following acts:

1. Willfully entering upon or in the property without legal justification or without the implied or actual permission of the owner or occupier with the intent to commit a public offense or to use, remove therefrom, alter, damage, harass, or place thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.

2. Willfully entering or remaining upon or in the property without legal justification after being notified to remove therefrom by the owner or occupier or by any peace officer, magistrate, or public employee whose duty it is to supervise the use of the property.

3. Willfully entering upon or in the property for the purpose or with the effect of unduly interfering with the lawful use of the property by others.

4. Being upon or in the property and using, removing therefrom, altering, damaging, harassing, or placing thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.

b. The term "publicly owned" shall mean any property owned, used or under the control of the state or any agency or political subdivision thereof.

c. The term "property" shall mean any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure.

Section 2. Nothing in this Act shall be deemed to prohibit or restrict the right of lawful picketing by a labor organization.

Section 3. Sections seven hundred fourteen point twenty-five (714.25), seven hundred seventeen point six (717.6), seven hundred forty-four point three (744.3), and seven hundred forty-six point four (746.4), Code 1971, are hereby repealed.

Winkelman of Calhoun, District 26, offered the following amendment from the floor:

Amend the committee on judiciary amendment to Senate File 188, section 3, by striking therefrom the following:

"seven hundred seventeen point six (717.6)."

Small of Johnson, District 69, moved that **Senate File 188** be deferred and that the bill retain its place on the calendar.

The motion lost.

Winkelman of Calhoun moved the adoption of his amendment.

The amendment was adopted.

Knoke of Pottawattamie, District 49, offered the following amendment to the committee amendment filed by Pelton of Clinton, District 84:

Amend the committee amendment to Senate File 188, filed March 31, 1971, line 44, by inserting after the word "labor" the words "or farm".

Bray of Scott, District 77, asked and received unanimous consent that **Senate File 188** be deferred.

(Senate File 188 and the Pelton amendment pending.)

#### REGULAR CALENDAR

(House File 335 Referred to Committee on Appropriations)

**House File 335**, a bill for an act relating to permits to sell seeds, with report of committee recommending passage, was taken up for consideration.

Pierson of Mahaska, District 87, offered the following amendment filed by Pierson, et al., and moved its adoption:

Amend House File 335, page 2, line 2, by inserting after the word "gross" the word "seed".

The amendment was adopted.

Strothman of Henry, District 90, offered the following amendment filed by the committee on agriculture and moved its adoption:

Amend House File 335 as follows:

Page 2, after line 23, by adding the following new section:

"Sec. 2. SPECIAL FUND. The fees paid for permit numbers shall be deposited in the office of the treasurer of state in a separate special fund established for the purpose of paying the costs of the department of agriculture for administering chapter one hundred ninety-nine (199) of the Code. The special fund is to be known as the seed inspection fund and is subject at all times to warrant by the state comptroller, upon the written requisition of the secretary of agriculture."

The amendment was adopted.

Cochran of Webster, District 29, rose on a point of order and invoked Rule 31.

The Speaker ruled the point well taken and **House File 335** was referred to the committee on **appropriations**.



REFERRED TO COMMITTEE ON APPROPRIATIONS  
(House File 269)

The Speaker announced that under the provisions of Rule 31 **House File 269** was referred to the committee on **appropriations**.

The House was recessed until 1:30 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

REFERRED TO COMMITTEE ON CITIES AND TOWNS  
(House File 557)

The Speaker announced that **House File 557** previously referred to the committee on judiciary on April 1, 1971, is referred to the committee on **cities and towns** for further consideration.

HOUSE CONCURRENT RESOLUTION 32  
By Welden, Fisher of Greene, Shaw and Drake

*Whereas*, the Governor's Economy Committee recognized the need to review insurance requirements of state departments; and

*Whereas*, the Governmental Reorganization Study Committee was unable to fully review insurance requirements; and

*Whereas*, governmental liability is being increasingly broadened by judicial interpretation and the expansion of governmental functions; and

*Whereas*, the duplication of effort by governmental agencies to obtain insurance increases the cost of state government, *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That the Governor be requested to review the present policy of the state regarding insurance, to study the alternatives to the present policy and procedures, and to recommend guidelines to be used in the future. The study shall include a review of the coverages, exposures, and premiums in effect within the various state departments; and the principle of risk management in determining whether the risks which must be assumed can be counterbalanced against the total cost if the state is not to assume any risk or if a certain amount of deductibles is included in the insurance; and

*Be It Further Resolved*, That the Governor be directed to suggest legislation to the General Assembly which will implement the recommended guidelines; and

*Be It Further Resolved*, That the director of the department of general services, if legislation approving such a department is enacted, be given the duty of purchasing whatever insurance is deemed necessary and of coordinating and controlling the insurance purchase program; and

*Be It Further Resolved*, That a copy of this resolution be transmitted to the Governor.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 33

By Welden, Fisher of Greene, Shaw and Drake

*Whereas*, the Governor's Economy Committee recommended that bonding procedures for state employees be reviewed and standardized; and

*Whereas*, the cost of bonding state employees can be reduced from the present annual fee of eighty-five thousand dollars; and

*Whereas*, the Governmental Reorganization Study Committee recognized the need to review and standardize the presently inadequate bonding procedures for state employees but was unable to do so because of lack of time,  
*Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That the Governor request the state comptroller or the auditor of state to review statutory bonding provisions for state employees and recommend changes designed to standardize practices while providing adequate protection in an economic manner. The review of bonding provisions should include a study of the feasibility of an over-all public employees' bond covering state personnel and the revision of bonding requirements for certain state officials; and

*Be It Further Resolved*, That the necessary legislative proposals to implement the standardization and revision of bonding provisions be suggested to the General Assembly; and

*Be It Further Resolved*, That a copy of this resolution be transmitted to the Governor.

Laid over under Rule 25.

REPORT OF COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

- H. F. 527 COMMITTEE BILL—Relating to inspection fees for weights and measures. By committee on agriculture; Strothman, chairman. (Eligible 4-1-71)
- H. F. 393 Relating to waiver of right to jury trial in indictable misdemeanor cases. By Johnston.
- H. F. 470 Relating to scale or transfer of livestock brands. By Winkelman.
- H. F. 342 Relating to tort liability of governmental subdivisions. By Kreamer.
- S. F. 225 Relating to the definition of nonresident for purpose of making service of process. By Gaudineer.
- S. F. 312 Relating to the organization of corporations. By committee on judiciary.
- H. F. 434 Relating to private foundations and charitable trusts. By Kreamer and Pelton.
- S. F. 257 Relating to fish taken with licensed commercial fishing gear. By committee on conservation and recreation.

NATHAN F. SORG, Chairman

## REPORTS OF COMMITTEES

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following report:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **House File 391**, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 391 as follows:

Page 2, line 31, by striking the word "twenty-five" and inserting in lieu thereof the word "fifty".

Page 2, line 32, by striking the word "ten" and inserting in lieu thereof the word "twenty".

ELMER DEN HERDER, Chairman

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

**MR. SPEAKER:** Your committee on judiciary, to whom was referred **Senate File 190**, a bill for an act relating to the transfer of persons committed to jail, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend Senate File 190, as passed by the Senate and reprinted, as follows:

1. Page 1, line 9, by striking the words "subsections two (2) and three (3)".

2. Page 1, line 10, by striking the word "shall" and by inserting in lieu thereof the word "may" and by inserting after the word "in" the words "lieu of or in".

3. Page 2, line 16, by adding after the period the following: "The board of supervisors shall deliver a copy of the contract to each municipal court judge in the county and to each district court judge of the district which includes that county."

4. Page 3, line 18, by inserting after the word "Code." the following: "The provisions of chapter seven hundred forty-five (745) of the Code shall be applicable to any person detained, committed, or transferred to a facility established and maintained pursuant to this act."

CHARLES PELTON, Chairman

## AMENDMENTS FILED

- 1 Amend the committee on transportation amendment
- 2 to House File 46, line 17, by striking the period
- 3 after the word "commissioner" and inserting the
- 4 following: ", however, this provision shall not apply

5 to such vehicles when traveling in any escorted  
6 parade.”

RODGERS of Dallas, District 85  
REX of Hamilton, District 31

1 Amend the committee amendment to House File 46, filed  
2 March 3, 1971, by inserting after line 30 the follow-  
3 ing:

4 “On all paved, primary and secondary roadways, slow-  
5 moving vehicles shall travel on the shoulders of such  
6 roadways wherever possible.”

CAMP of Clinton, District 73

1 Amend House File 258 by inserting after line  
2 10 the following new section:

3 Sec. 2. Section three hundred twenty-one A  
4 point five (321A.5), subsection one (1), Code 1971,  
5 is amended as follows:

6 321A.5 SECURITY REQUIRED FOLLOWING ACCIDENT—  
7 EXCEPTIONS.

8 1. The commissioner shall, immediately or  
9 within sixty days after the receipt of a report of  
10 a motor vehicle accident within this state which  
11 has resulted in bodily injury or death or damage to  
12 the property of any one person in excess of [one] *two*  
13 hundred dollars, suspend the license of each operator  
14 and all registrations of each owner of a motor vehicle  
15 in any manner involved in such accident, and if such  
16 operator is a nonresident the privilege of operating  
17 a motor vehicle within this state, and if such owner  
18 is a nonresident the privilege of the use within  
19 this state of any motor vehicle owned by him, unless  
20 such operator or owner or both shall deposit security  
21 in a sum which shall be sufficient in the judgment  
22 of the commissioner to satisfy any judgment or  
23 judgments for damages resulting from such accident  
24 as may be recovered against such operator or owner;  
25 provided notice of such suspension shall be sent  
26 by the commissioner to such operator and owner not  
27 less than ten days prior to the effective date of  
28 such suspension and shall state the amount required  
29 as security.

KREAMER of Polk, District 63

1 Amend House File 345 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting in lieu thereof the following:

4 “Section 1. Section one hundred twenty-three point  
5 forty-six (123.46), subsection two (2), paragraph “b”,  
6 Code 1971, is amended as follows:

7 b. Sell or dispense any alcoholic beverage on the  
8 licensed premises or permit the consumption thereon be-  
9 tween the hours of two a.m. and seven a.m. on any week-  
10 day, and between the hours of one a.m. and *eleven a.m.*  
11 on Sunday [and seven a.m. on the following Monday,] or

12 Sec. 2. Section one hundred twenty-four point twenty  
13 (124.20), subsection two (2), Code 1971, is amended as  
14 follows:

15 2. Nor shall any such beer be sold or delivered to  
16 or consumed by any person, on the premises of any class  
17 'B' permit holder, between the hours of one [o'clock] a.m.  
18 and eleven a.m. on Sunday [and seven o'clock of the  
19 following Monday morning], and between the hours of two  
20 a.m. and seven a.m. on Monday."

21 2. Page 1, amend the title by striking the lines 2 and  
22 3 and inserting in lieu thereof the words "liquor con-  
23 trol licensees and class 'B' beer permittees on Sunday."

GLUBA of Scott, District 76

1 Amend House File 409 as follows:

2 1. Page 2, line 25, by inserting after the word  
3 "Jones," the word "Cedar,".

4 2. Page 2, line 27, by striking the word "Cedar,".

HAMILTON of Cedar, District 72

1 Amend House File 446, line 9, by inserting after the  
2 word "driving," the word "motorcycling,".

UBAN of Black Hawk, District 38

1 Amend House File 470 as follows:

2 1. By inserting as section 1 the following:

3 Section 1. Section one hundred-eighty-seven point  
4 six (187.6), Code 1971, is amended as follows:  
5 CERTIFIED COPIES FURNISHED. As soon as the brand  
6 is recorded by the secretary, he shall furnish the  
7 owner thereof with one certified copy of the  
8 record of such brand. [Additional certified copies  
9 may be obtained by the payment of five (5) dollars  
10 for each copy. Upon receipt by the owner of the  
11 certified copies of the record of such brand from  
12 the secretary, the owner shall within ten (10) days  
13 file one (1) of the certified copies in the office  
14 of the county recorder of the county where the owner's  
15 principal place of business is located and one (1)  
16 copy in each county where such branded animals are to  
17 be kept.]

18 2. By renumbering the following sections.

WINKELMAN of Calhoun, District 26  
SIGLIN of Lucas, District 86

1 Amend House File 570 as follows:

2 1. Page 1, line 1, by striking the words "rate  
3 and".

4 2. Page 2 by striking lines 1 through 26.

5 3. By renumbering the subsequent sections.

ROORDA of Jasper, District 67  
MILLEN of Van Buren, District 99  
KNOKE of Pottawattamie, District 79

- 1 Amend the committee on judiciary amendment to
- 2 Senate File 188, filed March 31, 1971, by striking
- 3 all of lines 42 through 44.

KREAMER of Polk, District 63

- 1 Amend Senate File 188, as passed by the Senate
- 2 and reprinted, by adding the following new section:
- 3 This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its
- 5 publication in the Evening Democrat, a newspaper
- 6 published in Fort Madison, Iowa, and in the Oskaloosa Daily
- 7 Herald, a newspaper published in Oskaloosa, Iowa.

HANSEN of Black Hawk, District 37

KREAMER of Polk, District 63

SCHROEDER of Pottawattamie, District 54

MILLEN of Van Buren, District 99

PIERSON of Mahaska, District 87

KENNEDY of Chickasaw, District 11

LARSON of Story, District 34

- 1 Amend the committee amendment to Senate File 188,
- 2 filed March 31, 1971, line 44, by striking the words
- 3 "by a labor organization", and inserting in lieu
- 4 thereof a period (.).

BRAY of Scott, District 77

On motion by Kreamer of Polk, District 63, the House adjourned until 9:00 a.m., Tuesday, April 6, 1971.

# JOURNAL OF THE HOUSE

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Eighty-sixth Calendar Day—Fifty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, APRIL 6, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father Raymond F. Schwank, pastor of the Saint Mary's Catholic Church, Albia, Iowa.

The Journal of Monday, April 5, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Bennett of Polk, District 59, on request of Ewell of Black Hawk, District 39.

## PRESENTATION OF VISITORS

Winkelman of Calhoun, District 26, presented to the House the Honorable Dwight W. Meyer, former member of the House in the Fifty-third, Fifty-fourth and Fifty-fifth General Assemblies, representing Sac County.

The Speaker announced that the following visitors were present in the House chamber :

Six Girl Scouts from Troop 355, Des Moines, Iowa, accompanied by their leader, Mrs. Arthur McLain. By Skinner of Polk, District 60.

Seven Girl Scouts from Cadet Troop 355, Cedar Rapids, Iowa, accompanied by their leaders, Mrs. Fisher and Mrs. Waychoff. By Wells of Linn, District 44.

Six senior class students from North Polk High School, accompanied by their teacher, Mr. Scott. By Willits of Polk, District 57.

Forty-seven government class students from Wyoming High School, Wyoming, Iowa, accompanied by their teacher, Mrs. Irene Ridoux. By Norpel of Jackson, District 52.

Fifty senior class students from Durant High School, Durant, Iowa, accompanied by their teachers, Betty Paul and Steve Reinert. By Hamilton of Cedar, District 72.

Ten Girl Scouts from Troop 403, Urbandale, Iowa, accompanied by their leaders, Mrs. Lamar Magers, Mrs. Don Bockelman and Mrs. Ray Maynard. By Willits of Polk, District 57.

Twenty-four senior government class students from Arnolds Park School, Arnolds Park, Iowa, accompanied by their teacher, Mike May. By Bergman of Osceola, District 3.

Thirty-five Girl Scouts from Troops 51 and 18, Fort Dodge, Iowa, accompanied by their leaders, Mrs. Stark and Mrs. Caffey. By Mayberry of Webster, District 30.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Harbor of Mills, District 81, from eighty residents of Iowa favoring property tax relief.

By Scott of Cerro Gordo, District 18, from twenty-six members of the Iowa State Policeman's Association, Mason City, Iowa, favoring appropriate action to see that cities and towns receive the revenue needed to properly meet their budgets.

By Scott of Cerro Gordo, District 18, from thirty-nine members of the Mason City Fire Association, Mason City, Iowa, favoring support of the proposed one cent sales tax increase and to consider returning one-half cent of it to the cities.

By Scott of Cerro Gordo, District 18, from twenty-eight residents of Mason City, Iowa, opposing the one-cent sales tax increase unless one-half of it is returned to cities and towns.

By Stanley of Linn, District 45, from fifty-two residents of Buchanan County favoring pari-mutuel betting on horses and dogs in Iowa.

By Lawson of Cerro Gordo, District 17, from fifty-four residents of Cerro Gordo County favoring House File 570, relating to the rate and collections of sales and use tax.

By Menefee of Fayette, District 19, from twenty residents of Fayette County requesting property tax relief.

By Goode of Davis, District 98, from nineteen residents of Davis and Wapello Counties opposing House File 345, relating to the sale of beer and liquor on Sunday.

By Taylor of Dubuque, District 51, from three hundred seventy-five citizens of Iowa favoring House File 449, relating to the establishment of civil service for deputy county sheriffs.



## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 391 and Senate File 190, under Rule 35.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the Honorable Alfred Nielsen of Shelby and Harrison Counties to fill a vacancy on the Budget and Financial Control Committee, term ending January 31, 1973.

## INTRODUCTION OF BILLS

**House File 582**, by Willits, a bill for an act to change the date for school elections and to change the date of organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas.

Read first time and referred to committee on **schools**.

**House File 583**, by Schroeder, a bill for an act relating to unauthorized insurers.

Read first time and referred to committee on **commerce**.

**House File 584**, by Logemann, a bill for an act relating to outdoor campaign advertising and providing a penalty for violations.

Read first time and referred to committee on **state government**.

**House File 585**, by Lipsky and Shaw (Potgeter), a bill for an act relating to prevention, abatement or control of noise pollution, and providing penalties for violations.

Read first time and referred to committee on **environmental preservation**.

**House File 586**, by Mollett (Griffin), a bill for an act relating to sanitary and improvement districts.

Read first time and referred to committee on **county government**.

**House File 587**, by committee on judiciary, a bill for an act relating to rules of statutory construction.

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

## SENATE MESSAGES CONSIDERED

**Senate File 289**, a bill for an act relating to providing protective eyeglass lens and frames and providing a penalty.

Read first time and referred to committee on **human and industrial relations**.

**Senate File 347**, a bill for an act relating to private foundations and charitable trusts.

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

**Senate File 348**, a bill for an act relating to nonprofit corporations.

Read first time and referred to committee on **judiciary**.

**Senate File 389**, a bill for an act relating to the place of payment of public bonds.

Read first time and referred to committee on **cities and towns**.

**Senate File 402**, a bill for an act relating to benefits under the peace officers' retirement systems.

Read first time and referred to committee on **law enforcement**.

**Senate File 438**, a bill for an act relating to easements on property subject to the jurisdiction of the department of social services.

Read first time and referred to committee on **social services**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution 29, providing for adjournment on Thursday, April 8, 1971.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 31, providing a memorial session for deceased members of the General Assembly and a joint committee of six members, and the President of the Senate has appointed as members of the committee on the part of the Senate: the Senator from Washington, Mr. Stephens; the Senator from Story, Mr. Van Drie; and the Senator from Des Moines, Mr. Miller.

CARROLL A. LANE, Secretary

#### MOTION TO RECONSIDER AMENDMENT WITHDRAWN (House File 143)

Stokes of Plymouth, District 2, asked and received unanimous consent to withdraw his motion to reconsider the vote by which the amendment by the committee on county government was adopted on March 5, 1971.

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **Senate File 188**, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, and the following amendment filed by the committee on judiciary :

Amend Senate File 188 as passed by the Senate and reprinted by striking everything after the enacting clause and inserting the following :

Section 1. *Criminal Trespass. Any person who shall trespass upon the property of another, whether publicly or privately owned, is guilty of a public offense and upon conviction shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail for a term not to exceed thirty days. For the purposes of this Act, the following definitions shall apply :*

a. *The term "trespass" shall mean one or more of the following acts :*

1. *Willfully entering upon or in the property without legal justification or without the implied or actual permission of the owner or occupier with the intent to commit a public offense or to use, remove therefrom, alter, damage, harass, or place thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.*

2. *Willfully entering or remaining upon or in the property without legal justification after being notified to remove therefrom by the owner or occupier or by any peace officer, magistrate, or public employee whose duty it is to supervise the use of the property.*

3. *Willfully entering upon or in the property for the purpose or with the effect of unduly interfering with the lawful use of the property by others.*

4. *Being upon or in the property and using, removing therefrom, altering, damaging, harassing, or placing thereon or therein anything tangible, animate or inanimate, without the implied or actual permission of the owner or occupier.*

b. *The term "publicly owned" shall mean any property owned, used or under the control of the state or any agency or political subdivision thereof.*

c. *The term "property" shall mean any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure.*

Section 2. Nothing in this Act shall be deemed to prohibit or restrict the right of lawful picketing by a labor organization.

Section 3. Sections seven hundred fourteen point twenty-five (714.25), seven hundred seventeen

point six (717.6), seven hundred forty-four point three (744.3), and seven hundred forty-six point four (746.4), Code 1971, are hereby repealed.

Kreamer of Polk, District 63, offered the following amendment filed by him and moved its adoption :

Amend the committee on judiciary amendment to Senate File 188, filed March 31, 1971, by striking all of lines 42 through 44.

A non-record roll call was requested.

The ayes were 71, nays 22.

The amendment was adopted.

Small of Johnson, District 69, offered the following amendment from the floor :

Amend the committee amendment filed March 31 to Senate File 188 as follows :

1. Strike from line 14 the words "*Willfully entering*" and insert in lieu thereof the word "*While*".

2. Strike from lines 16 and 17 the words "*with the intent to commit a public offense or*" and insert in lieu thereof the word "*willfully*".

3. Insert in line 21 after the word "*occupier*" the words "*or willfully attempt to do any of the afore-said acts*".

4. Strike from line 23 the words "*without legal justification*".

5. Insert in line 27 after the word "*property*" the words "*, provided that in the case of public property such order to remove shall only be given to protect lives or property or to prevent disruption of public or governmental function*".

6. Strike from line 28 the words "*Willfully entering*" and insert in lieu thereof the word "*While*".

7. Strike from line 29 the words "*for the purpose or with the effect of*" and insert in lieu thereof the words "*willfully and*".

8. Insert in line 30 before the word "*with*" the words "*or attempting to interfere*".

9. Strike lines 31, 32, 33, 34, and 35.

Division of the amendment was requested.

Small of Johnson, District 69, moved the adoption of amendments 1, 2, 3, 6, 7, 8 and 9 of his amendment.

A non-record roll call was requested.

The ayes were 28, nays 61.

Amendments 1, 2, 3, 6, 7, 8 and 9 lost.

Small of Johnson, District 69, asked and received unanimous consent to withdraw amendment 4 of his amendment.

Small of Johnson, District 69, moved the adoption of amendment 5 of his amendment.

Roll call was requested by Small of Johnson, District 69, and Johnston of Johnson, District 70.

On the question "Shall amendment 5 be adopted?"

The ayes were, 19:

Blouin	Johnston	Norpel	Scott
Bray	Kennedy	Patton	Small
Franklin	Kinley	Priebe	Uban
Gluba	Mayberry	Schmeiser	Willits
Jesse	Monroe	Schwartz	

The nays were, 64:

Alt	Freeman	Millen	Shaw
Andersen	Goode	Miller	Siglin
Bergman	Hamilton	Moffitt	Sorg
Camp	Hansen	Mollett	Stanley
Campbell	Hill	Nielsen	Stokes
Christensen	Holden	Nystrom	Strand
Clark	Husak	Pellett	Strothman
Curtis	Kehe	Pelton	Taylor
Den Herder	Kelly	Pierson	Tieden
Dougherty	Knoke	Radl	Trowbridge
Drake	Kreamer	Rex	Varley
Dunton	Kruse	Rodgers	Waugh
Edelen	Lawson	Roorda	Winkelman
Egenes	McElroy	Sargisson	Wirtz
Fischer, H. O.	Mendenhall	Schroeder	Wyckoff
Fisher, C. R.	Menefee	Schwieger	Mr. Speaker

Absent or not voting, 17:

Anania	Ewell	Lipsky	Skinner
Bennett	Grassley	Logemann	Stromer
Cochran	Knoblauch	McCormick	Welden
Doyle	Larson	Middleswart	Wells
Ellsworth			

Amendment 5 lost.

Winkelman of Calhoun, District 26, offered the following amendment from the floor filed by him and Waugh of Crawford, District 27.

Amend the committee on judiciary amendment to Senate File 188, filed March 31, 1971, as follows:

By striking from lines 14, 22 and 28 the word "Willfully".

Winkelman of Calhoun, District 26, asked and received unanimous consent to withdraw the amendment.

Bray of Scott, District 77, asked and received unanimous consent

to withdraw the amendment filed by him on April 5, 1971, and found on page 846 of the House Journal.

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw the amendment filed by him on April 1, 1971, and found on page 806 of the House Journal.

Hansen of Black Hawk, District 37, asked and received unanimous consent to withdraw the Hansen, et al., amendment filed on April 5, 1971, and found on page 846 of the House Journal.

Hansen of Black Hawk, District 37, offered the following amendment from the floor by Hansen, et al., and moved its adoption:

Amend the committee amendment to Senate File 188, as passed by the Senate and reprinted, by adding the following new section:

This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Evening Democrat, a newspaper published in Fort Madison, Iowa, and in the Oskaloosa Daily Herald, a newspaper published in Oskaloosa, Iowa.

The amendment was adopted.

Knoke of Pottawattamie, District 79, moved the adoption of the committee amendment as amended.

The committee amendment as amended was adopted.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S. F. 188)

The ayes were, 93:

Alt	Egenes	Kennedy	Moffitt
Anania	Ellsworth	Kinley	Mollett
Andersen	Ewell	Knoblauch	Monroe
Bergman	Fischer, H. O.	Knoke	Nielsen
Blouin	Fisher, C. R.	Kreamer	Norpel
Bray	Freeman	Kruse	Nystrom
Camp	Gluba	Larson	Patton
Campbell	Goode	Lawson	Pellett
Christensen	Grassley	Lipsky	Pelton
Clark	Hamilton	Logemann	Pierson
Cochran	Hansen	Mayberry	Priebe
Curtis	Hill	McCormick	Radl
Den Herder	Holden	McElroy	Rex
Dougherty	Husak	Mendenhall	Rodgers
Doyle	Jesse	Menefee	Roorda
Drake	Johnston	Middleswart	Sargisson
Dunton	Kehe	Millen	Schmeiser
Edelen	Kelly	Miller	Schroeder

Schwartz	Stanley	Taylor	Willits
Schwieger	Stokes	Tieden	Winkelman
Scott	Strand	Trowbridge	Wirtz
Shaw	Stromer	Varley	Wyckoff
Siglin	Strothman	Wells	Mr. Speaker
Sorg			

The nays were, 3:

Small	Uban	Waugh
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Absent or not voting, 4:

Bennett	Franklin	Skinner	Welden
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker pro tempore Millen in the chair at 11:30 a.m.

The House resumed consideration of **House File 46**, a bill for an act relating to slow-moving vehicle warning devices, and the following committee on transportation amendment:

Amend House File 46 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point three hundred eighty-three (321.383), subsection two (2), Code 1971, is amended by striking the subsection and inserting in lieu thereof the following:

“When operated on a highway in this state at a speed of twenty-five miles per hour or less, every farm tractor, or tractor with towed equipment, self-propelled implement of husbandry, road construction or maintenance vehicle, road grader, horse-drawn vehicle, or any other vehicle principally designed for use off the highway or when manufactured for sale or sold at retail after the thirty-first of December, 1971, shall be identified with a reflective device of a type approved by the commissioner. The reflective device shall be visible from the rear and mounted in a manner approved by the commissioner. All vehicles specified in this section shall be equipped with such reflective device after the thirty-first of December, 1971. The commissioner, when approving such device, shall be guided as far as practicable by the standards of the American society of agricultural engineers. No vehicle other than those specified in this section shall display a reflective device approved for the use herein described. On vehicles specified herein operating at speeds above twenty-five miles per hour, the reflective device shall be removed or hidden from view.

Any person who violates any provision of this section shall be fined not more than five dollars.”

Rex of Hamilton, District 31, moved the adoption of the following Rex, et al., amendment as amended on April 5, 1971:

Amend the committee on transportation amendment to House File 46, found on page 521 of the March 3, 1971, House Journal, by inserting after line 32 the following:

"Sec. 2. Section three hundred twenty-one point four hundred twenty-three (321.423), subsection six (6), Code 1971, is amended as follows:

6. Any farm tractor, implement of husbandry, road construction or maintenance vehicle, road grader, and any other vehicle principally designed for use off the highway which, when operated on [the highway] a *primary or secondary road*, is operated on the highway at a speed of twenty-five miles an hour or less, [may] *shall* be equipped with and display, after June 30, 1972, an *amber flashing light visible from the rear at any time from sunset to sunrise. All vehicles specified in this subsection, which are manufactured for sale or sold in this state after the thirty-first of December, 1971, shall be equipped with the amber flashing light.* The type, [color] number, dimensions, and method of mounting of the light shall be approved by the commissioner. *The Commissioner, when approving the light, shall be guided as far as practicable by the standards of the American society of agricultural engineers."*

Roll call was requested by Rex of Hamilton, District 31, and Logemann of Worth, District 7.

On the question "Shall the amendment as amended be adopted."

The ayes were, 87:

Alt	Gluba	McElroy	Skinner
Anania	Goode	Mendenhall	Small
Andersen	Hamilton	Menefee	Sorg
Bergman	Hansen	Miller	Stanley
Blouin	Hill	Middleswart	Stokes
Bray	Holden	Moffitt	Strand
Camp	Husak	Monroe	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Johnston	Patton	Taylor
Clark	Kehe	Pellett	Tieden
Cochran	Kelly	Pelton	Trowbridge
Curtis	Kinley	Pierson	Uban
Den Herder	Knoblauch	Priebe	Varley
Dougherty	Knoke	Rex	Waugh
Doyle	Kreamer	Rodgers	Welden
Dunton	Kruse	Roord	Wells
Edelen	Larson	Sargisson	Willits
Egenes	Lawson	Schmeiser	Winkelman
Ellsworth	Lipsky	Schwartz	Wirtz
Fischer, H. O.	Logemann	Scott	Wyckoff
Franklin	Mayberry	Shaw	Speaker
Freeman	McCormick	Siglin	(Millen)



The nays were, 3:

Fisher, C. R.	Nielsen	Schroeder	
Absent or not voting, 10:			
Bennett	Grassley	Mollett	Radl
Drake	Harbor	Norpel	Schwieger
Ewell	Kennedy		

The amendment as amended was adopted.

Rodgers of Dallas, District 85, offered the following amendment filed by him and Rex of Hamilton, District 31, and moved its adoption:

Amend the committee on transportation amendment to House File 46, line 17, by striking the period after the word "commissioner" and inserting the following: " , however, this provision shall not apply to such vehicles when traveling in any escorted parade."

The amendment was adopted.

Camp of Clinton, District 73, offered the following amendment filed by him:

Amend the committee amendment to House File 46, filed March 3, 1971, by inserting after line 30 the following:

"On all paved, primary and secondary roadways, slow-moving vehicles shall travel on the shoulders of such roadways wherever possible."

Camp of Clinton, District 73, offered the following amendment to his amendment from the floor:

Amend the Camp amendment, filed April 5, to House File 46, line 5, after the word "travel" by inserting the words "except motor vehicles".

Skinner of Polk, District 60, rose on a point of order that the Camp amendment and the amendment to the amendment were not germane.

The Speaker ruled the point well taken and the amendments not germane.

Rex of Hamilton, District 31, moved the adoption of the committee amendment as amended.

The committee amendment as amended was adopted.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 46)

The ayes were, 93:

Alt	Gluba	Mendenhall	Shaw
Anania	Goode	Menefee	Siglin
Andersen	Hamilton	Middleswart	Skinner
Bergman	Hansen	Miller	Small
Blouin	Harbor	Moffitt	Sorg
Bray	Holden	Monroe	Stanley
Camp	Husak	Nielsen	Strand
Campbell	Jesse	Norpel	Stromer
Christensen	Johnston	Nystrom	Strothman
Clark	Kehe	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kennedy	Pelton	Trowbridge
Den Herder	Kinley	Pierson	Uban
Dougherty	Knoblauch	Priebe	Varley
Doyle	Knoke	Radl	Waugh
Drake	Kreamer	Rex	Welden
Dunton	Kruse	Rodgers	Wells
Edelen	Larson	Roorda	Willits
Egenes	Lawson	Sargisson	Winkelman
Ellsworth	Lipsky	Schmeiser	Wirtz
Ewell	Logemann	Schwartz	Wyckoff
Fisher, C. R.	Mayberry	Schwieger	Speaker
Franklin	McCormick	Scott	(Millen)
Freeman	McElroy		

The nays were, 3:

Grassley	Schroeder	Stokes
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Absent or not voting, 4:

Bennett	Fischer, H. O.	Hill	Mollett
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### REFERRED TO COMMITTEE ON APPROPRIATIONS

(House File 574)

The Speaker announced that under the provisions of Rule 31 **House File 574** was referred to the committee on **appropriations**.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

#### WAYS AND MEANS CALENDAR

**House File 550**, a bill for an act relating to information obtained by the department of revenue, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 550)

The ayes were, 89:

Alt	Gluba	Menefee	Scott
Anania	Goode	Middleswart	Siglin
Andersen	Hamilton	Millen	Skinner
Bergman	Hansen	Miller	Small
Blouin	Hill	Moffitt	Stanley
Bray	Holden	Monroe	Stokes
Camp	Husak	Nielsen	Strand
Campbell	Jesse	Norpel	Stromer
Christensen	Johnston	Nystrom	Strothman
Clark	Kehe	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kennedy	Pelton	Trowbridge
Den Herder	Kinley	Pierson	Uban
Dougherty	Knoke	Priebe	Varley
Doyle	Kreamer	Radl	Waugh
Drake	Kruse	Rex	Welden
Dunton	Larson	Rodgers	Wells
Edelen	Logemann	Roorda	Willits
Egenes	Mayberry	Sargisson	Winkelman
Ellsworth	McCormick	Schmeiser	Wirtz
Ewell	McElroy	Schroeder	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 11:

Bennett	Grassley	Lipsky	Shaw
Fischer, H. O.	Knoblauch	Mollett	Sorg
Franklin	Lawson	Schwartz	

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

**House File 551**, a bill for an act relating to registration of motor vehicles, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 551)

The ayes were, 82:

Alt	Campbell	Doyle	Fisher, C. R.
Anania	Christensen	Drake	Freeman
Andersen	Clark	Dunton	Gluba
Bergman	Cochran	Edelen	Goode
Blouin	Curtis	Egenes	Hamilton
Bray	Den Herder	Ellsworth	Hansen
Camp	Dougherty	Ewell	Holden

Husak	Middleswart	Rex	Taylor
Jesse	Millen	Rodgers	Tieden
Johnston	Miller	Roorda	Trowbridge
Kehe	Moffitt	Sargisson	Uban
Kelly	Monroe	Schmeiser	Varley
Kennedy	Nielsen	Schroeder	Waugh
Kinley	Norpel	Schwieger	Welden
Knoke	Nystrom	Scott	Wells
Kruse	Patton	Siglin	Willits
Larson	Pellett	Stanley	Winkelman
Logemann	Pelton	Stokes	Wirtz
McElroy	Pierson	Strand	Wyckoff
Mendenhall	Priebe	Strothman	Mr. Speaker
Menefee	Radl		

The nays were, 3:

Mayberry	McCormick	Skinner
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Absent or not voting, 15:

Bennett	Hill	Lipsky	Small
Fischer, H. O.	Knoblauch	Mollett	Sorg
Franklin	Kreamer	Schwartz	Stromer
Grassley	Lawson	Shaw	

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

**House File 369**, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 369)

The nays were, 84:

Alt	Fisher, C. R.	Mendenhall	Schwieger
Anania	Freeman	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bergman	Grassley	Millen	Siglin
Bray	Hamilton	Moffitt	Stanley
Camp	Hansen	Monroe	Stokes
Campbell	Hill	Nielsen	Strand
Christensen	Holden	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Patton	Taylor
Curtis	Knoblauch	Pellett	Tieden
Den Herder	Knoke	Pelton	Trowbridge
Dougherty	Kreamer	Pierson	Uban
Doyle	Kruse	Priebe	Varley
Drake	Larson	Radl	Waugh
Dunton	Lawson	Rex	Welden
Edelen	Lipsky	Rodgers	Wells
Egenes	Logemann	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schroeder	Wirtz
Fischer, H. O.	McElroy	Schwartz	Mr. Speaker

The nays were, 8:

Blouin	Jesse	Kennedy	Skinner
Husak	Johnston	Schmeiser	Wyckoff

Absent or not voting, 8:

Bennett	Gluba	Miller	Small
Franklin	Kinley	Mollett	Sorg

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

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 5, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 119, an act relating to election precincts.

House File 130, an act relating to brucellosis tests.

#### REPORTS OF COMMITTEES

Fischer of Grundy, District 35, from the committee on commerce, submitted the following reports:

**MR. SPEAKER:** Your committee on commerce, to whom was referred **House File 132**, a bill for an act relating to the penalties for false use of credit cards and fraudulent use of wire services, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 132 as follows:

1. Page 1, line 9, by inserting after the numerals "(713.39)" the words and numerals "or section seven hundred thirteen point forty (713.40)".

2. Page 1, line 11, by inserting after the comma the words "or the amount of service obtained or attempted to be obtained,".

3. Page 1, line 17, by inserting after the comma the words "or the amount of service obtained or attempted to be obtained,".

4. Page 1, by striking lines 20 through 25, inclusive."

HAROLD O. FISCHER, Chairman

Also:

**MR. SPEAKER:** Your committee on commerce to whom was referred **House File 235**, a bill for an act relating to rehearing and appeal procedures from Iowa state commerce commission action or decisions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

HAROLD O. FISCHER, Chairman

Also:

MR. SPEAKER: Your committee on commerce to whom was referred **Senate File 210**, a bill for an act relating to the conversion of credit union charters, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

Rex of Hamilton, District 31, from the committee on county government, submitted the following report:

MR. SPEAKER: Your committee on county government to whom was referred **House File 209**, a bill for an act relating to county and city programs for senior citizens, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Tieden of Clayton, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation to whom was referred **House File 446**, a bill for an act relating to public recreation on private lands, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

#### AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 29 by
- 2 striking from line 8 the word "three" and inserting
- 3 in lieu thereof the word "five".

HOLDEN of Scott, District 75

- 1 Amend House File 325, lines eight (8) and nine (9),
- 2 by striking the words "[as determined by a Tagliabue
- 3 or equivalent closed cup test device]" and inserting
- 4 in lieu thereof the words "as determined by a
- 5 Tagliabue or equivalent closed cup test device".

SCHROEDER of Pottawattamie, District 54

- 1 Amend House File 391 as follows:
- 2 Page 6, by striking lines 5 through 17, inclusive.

FISCHER of Grundy, District 35

- 1 Amend House File 540, page 3, line 2, by
- 2 striking the words "of a female".

TROWBRIDGE of Floyd, District 9

- 1 Amend House File 573, on page 3, by inserting after
- 2 line 27 the following:
- 3 "Sec. 3. The provisions of this Act shall become
- 4 effective January 1, 1972."

TIEDEN of Clayton, District 14

- 1 Amend House File 573 as follows:  
 2 1. Page 2, line 24, by striking the numeral 5.00  
 3 and inserting in lieu thereof 4.00.  
 4 2. Page 3, line 3, by striking the numeral 5.00  
 5 and inserting in lieu thereof 4.00.  
 6 3. Page 3, line 9, by striking the numeral 8.00  
 7 and inserting in lieu thereof 7.00  
 8 4. Page 3, line 20, by striking the numeral 5.00  
 9 and inserting in lieu thereof 4.00.  
 10 5. Page 3, line 22, by striking the numeral 10.00  
 11 and inserting in lieu thereof 8.00.

NORPEL of Jackson, District 52

- 1 Amend House File 573 as follows:  
 2 1. Page 2, line 24, by striking the following:  
 3 "\$[3.00] 5.00" and inserting in lieu thereof the  
 4 following: "\$3.00".  
 5 2. Page 2, by striking all of lines 25 through 27.  
 6 3. Page 3, by striking all of lines 4 through 6.  
 7 4. Page 3, line 9, by striking the numerals  
 8 "8.00" and inserting in lieu thereof the numerals  
 9 "7.00".  
 10 5. Page 3, by striking all of lines 10 through 12.

WELDEN of Hardin, District 32

- 1 Amend House File 574 as follows:  
 2 1. Page 40, line 24, by striking the words "one and  
 3 one-fourth" and inserting in lieu thereof the word  
 4 "fifteen".

UBAN of Black Hawk, District 38

- 1 Amend Senate File 78, as amended, passed and  
 2 reprinted by the Senate, as follows:  
 3 1. Page 2, by striking lines 10 through 13,  
 4 inclusive, and inserting in lieu thereof the following:  
 5 "5. 'Physician' means a person who is currently  
 6 licensed in Iowa to practice medicine and surgery,  
 7 osteopathic medicine and surgery, or osteopathy.  
 8 6. 'Physician's assistant' means a person who  
 9 has successfully completed an approved program or is  
 10 otherwise found to be qualified as a physician's  
 11 assistant and is approved by the board to perform  
 12 medical services under the supervision of one or more  
 13 physicians approved by the board to supervise such  
 14 assistant. The term 'supervision' shall not be  
 15 construed as requiring the personal presence of a  
 16 supervising physician at the place where such services  
 17 are rendered except insofar as the personal presence  
 18 is required by the rules and regulations adopted  
 19 pursuant to this Act or as is expressly required in  
 20 this Act."  
 21 2. Page 2, by inserting after line 28 a new  
 22 paragraph as follows:  
 23 "If the board determines that a person has  
 24 sufficient knowledge and experience to qualify as a

25 physician's assistant, the board may approve an  
26 application to supervise such person as a physician's  
27 assistant without requiring the completion of an  
28 approved program."

29 3. Page 3, by inserting a paragraph after line  
30 13 as follows:

31 "The board may modify the proposed utilization of  
32 a physician's assistant as detailed in any application  
33 and then approve the application as modified. A  
34 physician's assistant shall perform only those  
35 services for which he is qualified by training, and  
36 shall not perform any service that is not permitted  
37 to be performed by the board. Approval of an applica-  
38 tion to supervise a physician's assistant may be  
39 revoked or suspended at any time upon such grounds  
40 and pursuant to such procedure as the board shall  
41 establish by regulation."

42 4. Page 5A by striking lines 20 through 23,

43 inclusive, and inserting in lieu thereof the following:

44 "Sec. 8. REGULATIONS. Regulations adopted by the  
45 board to implement the provisions of this Act shall be  
46 designed to encourage the utilization of physicians'  
47 assistants in a manner that is consistent with the  
48 provision of quality health care and medical services  
49 for the citizens of Iowa through better utilization of  
50 available physicians and the development of sound  
51 programs for the education and training of skilled  
52 physician's assistants well qualified to assist  
53 physicians in providing health care and medical  
54 services.

55 Sec. 9. RIGHT TO DELEGATE. Nothing in this Act  
56 shall affect or limit a physician's existing right to  
57 delegate various medical tasks to aides, assistants  
58 or others acting under his supervision or direction.  
59 Aides, assistants or others who perform only those  
60 tasks which can be so delegated shall not be required  
61 to qualify as physician's assistants hereunder.

62 Sec. 10. APPLICATION OF OTHER CODE PROVISIONS.

63 The use of physician's assistants shall be regulated  
64 by this Act and the regulations promulgated hereunder,  
65 and no other provision of the Code shall be construed  
66 as prohibiting a physician's assistant from performing  
67 any medical act that may lawfully be performed as  
68 provided in this Act and regulations promulgated  
69 pursuant to it.

70 Sec. 11. No physician's assistant shall be  
71 permitted to prescribe lenses, prisms or contact  
72 lenses for the aid, relief or correction of human  
73 vision. No physician's assistant shall be permitted  
74 to measure the visual power and visual efficiency of  
75 the human eye, as distinguished from routine visual  
76 screening, except in the personal presence of a  
77 supervising physician at the place where such  
78 services are rendered."



79 5. Page 5A, line 24, by striking the number "9"  
80 and inserting in lieu thereof the number "12".

DEN HERDER of Sioux, District 1  
HOLDEN of Scott, District 75

1 Amend Senate File 127, as amended and passed by  
2 the Senate, as follows:

3 By striking all of page 1 following line 10 and  
4 all of line 1 page 2 and by inserting in lieu thereof  
5 the following:

6 "alleged deficiency or defect has been discovered  
7 or in the exercise of reasonable diligence should have  
8 been discovered."

ROORDA of Jasper, District 67

1 Amend Senate File 269, as passed by the Senate, as  
2 follows:

3 1. Page 1, line 10, by inserting before the word "of"  
4 the words "*or relocation and replacement*".

5 2. Page 1, line 10, by striking the word "or" and in-  
6 serting in lieu thereof the word "[or]".

7 3. Page 1, line 11, by striking the words "when the  
8 probable cost will exceed ten thousand dollars" and insert-  
9 ing in lieu thereof the words "[when the probable cost will  
10 exceed ten thousand dollars]".

11 4. Page 1, line 12, by striking the word "building" and  
12 inserting in lieu thereof the words "*county building or*  
13 *facility*".

14 5. Page 1, line 21, by inserting after the word  
15 "reconstruction," the words "*relocation and replacement*".

16 6. Page 1, line 24, by inserting a comma after the  
17 word "dollars".

18 7. Page 1, line 24, by inserting after the word  
19 "*relocation*" the words "*and replacement*".

SCHMEISER of Des Moines, District 91  
REX of Hamilton, District 31

1 Amend Senate File 417, as passed by the Senate,  
2 as follows:

3 1. Page 2, line 24, by inserting after the  
4 word "Iowa" the word "Cedar".

5 2. Page 2, line 26, by striking the word  
6 "Cedar,".

HAMILTON of Cedar, District 72

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, April 7, 1971.

# JOURNAL OF THE HOUSE

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Eighty-seventh Calendar Day—Fifty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, APRIL 7, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Father J. W. McEleney, pastor of the Saint Paul's Catholic Church, Davenport, Iowa.

The Journal of Tuesday, April 6, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Varley of Adair, District 84, by the Speaker.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fifty third grade students from Melcher-Dallas Community School, Melcher, Iowa, accompanied by their teachers, Mrs. Adams and Mrs. Bird. By Middleswart of Warren, District 93.

Eleven students and four counselors from St. Joseph School, Salix, Iowa, accompanied by Sister Susanne. By Sargisson of Woodbury, District 24.

Sixty students from Hudson School, Hudson, Iowa, accompanied by their teachers, Mrs. Natia and Mr. Grotluschen. By Hansen of Black Hawk, District 37.

One hundred ten senior class students from Vinton High School, Vinton, Iowa, accompanied by their teachers, Elmo Baxter, Val Conner, Don Holmes and Don Fleming. By Wyckoff of Benton, District 42.

Eight Girl Scouts from Black Hawk County accompanied by their leaders, Mrs. Junior Grimm, Mrs. Mike Tovar, Mrs. Jack Lay and Mrs. Richard Ackerman. By Uban of Black Hawk, District 38.

Thirty fifth grade students from Neva Community School, Nevada, Iowa, accompanied by their teacher, Mrs. Doolittle. By Egenes of Story, District 33.

Fifty students from Lowden Consolidated School, Lowden, Iowa, accompanied by their teacher, Mrs. Luepkey. By Hamilton of Cedar, District 72.

Sixty-one Girl Scouts from Troops 250, 324, 350 and 381 of Cedar Rapids, Iowa, accompanied by their leaders, Mrs. Nolte and Mrs. Harth. By Wells of Linn, District 44.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Dougherty of Monroe, District 94, from forty-five residents of Marion County, and Rex of Hamilton, District 31, from twenty-two residents of Hamilton County opposing Senate File 351 and favoring continued support of the Iowa meat and poultry inspection law.

By Strand of Poweshiek, District 68, from twenty residents of Poweshiek County opposing House File 185, putting the veterans affairs and funds in the department of social services.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 132, 209, 235 and 446 and Senate File 210, under Rule 35.

#### PROOF OF PUBLICATION

Published copy of Senate File 469 and verified proof of publication of said bill in The Knoxville Express, Knoxville, Iowa, on March 25, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

#### ANNOUNCEMENT BY THE SPEAKER

##### INTERSTATE COOPERATION COMMISSION

Speaker Harbor announced the appointment of Representative Vernon N. Bennett, Des Moines, to the Interstate Cooperation Commission in accordance with chapter 28B, Code of Iowa, to fill the unexpired term of former Representative James I. Caffrey; term expiring June 30, 1971.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 369, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 369

- 1 Amend House File 369, page 1, by striking lines 17 and 18 and
- 2 inserting in lieu thereof the following: "*A fee of three dollars*
- 3 *must accompany each request for a search of census records. If*
- 4 *the request for a search of the census records is for the*
- 5 *purpose of determining genealogy, the curator shall charge to*
- 6 *the person requesting the search the actual cost of performing*
- 7 *the search if the cost is greater than the three dollar fee*
- 8 *accompanying the request. All fees collected*".

## INTRODUCTION OF BILLS

**House File 588**, by Pelton, a bill for an act relating to the examination of counties, county hospitals, cities, towns and school districts.

Read first time and referred to committee on **county government**.

**House File 589**, by Patton, Anania, Sargisson, Schwartz, Mayberry, Uban, Blouin, Jesse, Wyckoff, Waugh, Freeman and Taylor, a bill for an act relating to the recording of livestock brands and the inspection of the records of livestock dealers and providing a penalty.

Read first time and referred to committee on **agriculture**.

**House File 590**, by Trowbridge and Grassley, a bill for an act relating to property tax exemptions.

Read first time and referred to committee on **ways and means**.

**House File 591**, by Johnston, Pelton, Kennedy and Knoke, a bill for an act relating to jurors.

Read first time and referred to committee on **judiciary**.

**House File 592**, by Grassley, Fischer of Grundy and Knoblauch, a bill for an act to provide for the establishment of a cooperative educational service committee and to define its duties, to provide for the establishment of cooperative educational service agencies, to abolish the county school system, and to provide an appropriation for the cooperative educational service agencies.

Read first time and referred to committee on **schools**.

**House File 593**, by Schroeder, a bill for an act relating to contributions for retirement systems by board of regents institutions.

Read first time and referred to committee on **higher education**.

#### ADOPTION OF HOUSE MEMORIAL RESOLUTIONS

Mollett of Pottawattamie, District 80, offered the following House memorial resolution and moved its adoption:

##### HOUSE MEMORIAL RESOLUTION

*Whereas*, The Honorable Wilber F. Hubbard of Pottawattamie County, who was a member of the Forty-first, Forty-second, Forty-second Extra and Forty-third sessions of the General Assembly from Pottawattamie County, passed away on April 5, 1971; *now, therefore*,

*Be It Resolved by the House of Representatives*, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character, and service to the state.

The motion prevailed and the resolution was adopted.

The Speaker appointed as such committee Mollett of Pottawattamie, District 80, Schroeder of Pottawattamie, District 54, and Nielsen of Shelby, District 53.

Dunton of Keokuk, District 88, offered the following House memorial resolution and moved its adoption:

##### HOUSE MEMORIAL RESOLUTION

*Whereas*, the Honorable Harold R. White, who resided in Keokuk County, was a member of the Fifty-fourth session of the General Assembly from Keokuk County, passed away on May 24, 1968, *now therefore*:

*Be It Resolved by the House of Representatives*, that a committee of three be appointed by the Speaker of the House to prepare a suitable resolution commemorating his life, character, and service to the state.

The motion prevailed and the resolution was adopted.

The Speaker appointed as such committee Dunton of Keokuk, District 88, Goode of Davis, District 98, and Pierson of Mahaska, District 87.

##### HOUSE CONCURRENT RESOLUTION 34

By Committee on Environmental Preservation  
(Committee on Environment)

*Whereas*, the people of Iowa have a fundamental interest in the orderly development of the state, consistent with the protection and enhancement of its land, air, and water resources; and

*Whereas*, it is prudent that limited natural resources be placed under a

management system that seeks the most efficient use of resources while protecting reserves for the future; and

*Whereas*, the interdependency of air, water, land, and related environmental issues requires closely coordinated programs and development to prevent, abate, and control pollution problems; and

*Whereas*, the federal Environmental Protection Agency emphasizes the proper use of all lands and gives a central position to the development of land use plans developed by the states for proper utilization of state resources; and

*Whereas*, the development of a sound and coordinated land use policy is essential for the development and ecology of the State of Iowa; and

*Whereas*, the Environmental Preservation Study Committee, created by the Sixty-third General Assembly, studied pollution problems in this state and recommended legislation to broaden the scope of pollution control laws and programs and to coordinate and consolidate existing pollution control programs, but due to time limitations and recent changes in federal pollution control programs and guidelines, was unable to thoroughly study and evaluate related natural resource programs, to consider new federal pollution control guidelines and programs, nor recommend additional consolidation of state environmental programs; and

*Whereas*, the Environmental Preservation Study Committee recommends the continued examination and evaluation of state environmental conditions and the capacities of existing state agencies to effectively deal with these conditions, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Legislative Council is requested to create a study committee to study the state environmental programs and agencies including, but not limited to, an inventory and evaluation of existing programs, a determination of their effectiveness, and the need for further coordination and consolidation of these programs and agencies, the need for additional pollution control programs, the development of a statewide land use policy, and the implementation of federally-sponsored environmental pollution control programs; and

*Be It Further Resolved*, That a report of the study including proposed legislation to implement the recommendations of the study committee, be prepared and submitted to the Legislative Council and the members of the General Assembly.

Laid over under Rule 25.

#### HOUSE FILE 566 REREFERRED

The Speaker announced that **House File 566** previously referred to the committee on law enforcement is rereferred to the committee on **environmental preservation**.

#### HOUSE FILE 514 REREFERRED

The Speaker announced that **House File 514** previously referred to the committee on county government is rereferred to the committee on **conservation and recreation**.

## HOUSE FILE 129 REREFERRED

The Speaker announced that **House File 129** previously referred to the committee on state government is rereferred to the committee on **appropriations**.

## CONSIDERATION OF BILLS

## WAYS AND MEANS CALENDAR

**House File 406**, a bill for an act relating to use tax, was taken up for consideration.

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw the amendment filed by him on March 12, 1971, and found on page 644 of the House Journal.

Millen of Van Buren, District 99, offered the following amendment filed by him and moved its adoption :

Amend House File 406 by striking everything after the enacting clause and inserting in lieu thereof the following :

Section 1. Section four hundred twenty-three point four (423.4), subsection two (2), Code 1971, is amended as follows :

2. Tangible personal property used in interstate transportation of interstate commerce, *except vehicles subject to registration under section four hundred twenty-three point seven (423.7), of the Code, and aircraft subject to registration under section three hundred twenty-eight point twenty (328.20), of the Code.*

The amendment was adopted.

Millen of Van Buren, District 99, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 406)

The ayes were, 93 :

Alt	Dougherty	Grassley	Knoke
Anania	Doyle	Hamilton	Kreamer
Andersen	Drake	Hansen	Kruse
Bergman	Dunton	Hill	Lawson
Blouin	Edelen	Holden	Lipsky
Bray	Ellsworth	Husak	Logemann
Camp	Ewell	Jesse	Mayberry
Campbell	Fischer, H. O.	Johnston	McCormick
Christensen	Fisher, C. R.	Kehe	McElroy
Clark	Franklin	Kelly	Mendenhall
Cochran	Freeman	Kennedy	Menefee
Curtis	Gluba	Kinley	Middleswart
Den Herder	Goode	Knoblauch	Millen

Miller	Radl	Shaw	Tieden
Moffitt	Rex	Siglin	Trowbridge
Mollett	Rodgers	Small	Waugh
Monroe	Roorda	Sorg	Welden
Nielsen	Sargisson	Stanley	Wells
Norpel	Schmeiser	Stokes	Willits
Patton	Schroeder	Strand	Winkelman
Pellett	Schwartz	Stromer	Wirtz
Pelton	Schwieger	Strothman	Wyckoff
Pierson	Scott	Taylor	Mr. Speaker
Priebe			

The nays were, none.

Absent or not voting, 7:

Bennett	Larson	Skinner	Varley
Egenes	Nystrom	Uban	

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

#### STEERING COMMITTEE CALENDAR

##### SENATE FILE 78 DEFERRED

**Senate File 78**, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision, with report of committee recommending passage, was taken up for consideration.

Den Herder of Sioux, District 1, offered the following amendment filed by him and Holden of Scott, District 75:

Amend Senate File 78, as amended, passed and reprinted by the Senate, as follows:

1. Page 2, by striking lines 10 through 13, inclusive, and inserting in lieu thereof the following:

"5. 'Physician' means a person who is currently licensed in Iowa to practice medicine and surgery, osteopathic medicine and surgery, or osteopathy.

6. 'Physician's assistant' means a person who has successfully completed an approved program or is otherwise found to be qualified as a physician's assistant and is approved by the board to perform medical services under the supervision of one or more physicians approved by the board to supervise such assistant. The term 'supervision' shall not be construed as requiring the personal presence of a supervising physician at the place where such services are rendered except insofar as the personal presence is required by the rules and regulations adopted pursuant to this Act or as is expressly required in this Act."

2. Page 2, by inserting after line 28 a new paragraph as follows:

"If the board determines that a person has sufficient knowledge and experience to qualify as a physician's assistant, the board may approve an



application to supervise such person as a physician's assistant without requiring the completion of an approved program."

3. Page 3, by inserting a paragraph after line 13 as follows:

"The board may modify the proposed utilization of a physician's assistant as detailed in any application and then approve the application as modified. A physician's assistant shall perform only those services for which he is qualified by training, and shall not perform any service that is not permitted to be performed by the board. Approval of an application to supervise a physician's assistant may be revoked or suspended at any time upon such grounds and pursuant to such procedure as the board shall establish by regulation."

4. Page 5A by striking lines 20 through 23, inclusive, and inserting in lieu thereof the following:

"Sec. 8. REGULATIONS. Regulations adopted by the board to implement the provisions of this Act shall be designed to encourage the utilization of physicians' assistants in a manner that is consistent with the provision of quality health care and medical services for the citizens of Iowa through better utilization of available physicians and the development of sound programs for the education and training of skilled physician's assistants well qualified to assist physicians in providing health care and medical services.

Sec. 9. RIGHT TO DELEGATE. Nothing in this Act shall affect or limit a physician's existing right to delegate various medical tasks to aides, assistants or others acting under his supervision or direction. Aides, assistants or others who perform only those tasks which can be so delegated shall not be required to qualify as physician's assistants hereunder.

Sec. 10. APPLICATION OF OTHER CODE PROVISIONS. The use of physician's assistants shall be regulated by this Act and the regulations promulgated hereunder, and no other provision of the Code shall be construed as prohibiting a physician's assistant from performing any medical act that may lawfully be performed as provided in this Act and regulations promulgated pursuant to it.

Sec. 11. No physician's assistant shall be permitted to prescribe lenses, prisms or contact lenses for the aid, relief or correction of human vision. No physician's assistant shall be permitted to measure the visual power and visual efficiency of the human eye, as distinguished from routine visual screening, except in the personal presence of a supervising physician at the place where such services are rendered."

5. Page 5A, line 24, by striking the number "9" and inserting in lieu thereof the number "12".

Sorg of Linn, District 47, moved that Senate File 78 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 27, nays 54.

The motion lost.

Den Herder of Sioux, District 75, moved the adoption of the Den Herder-Holden amendment.

A non-record roll call was requested.

The ayes were 74, nays 11.

The amendment was adopted.

Freeman of Buena Vista, District 15, asked and received unanimous consent to withdraw the Freeman, et al., amendment filed on March 29, 1971, and found on page 748 of the House Journal, and the Freeman amendment filed on March 31, 1971, and found on pages 785 and 786 of the House Journal.

Monroe of Des Moines, District 92, asked and received unanimous consent that **Senate File 78** be deferred and that the bill be retained on the calendar under **unfinished business**.

#### EXPLANATION OF VOTE

(Den Herder Amendment to Senate File 78)

I was concerned that this amendment would eliminate the orthoptics department of the University Hospital in Iowa City.

From personal experience I know what this division of the eye department is and has been doing for people all over the world in the area of eye corrections and training. It is one of the finest units of this type anywhere in our country and I would prefer the defeat of the bill itself than to have this happen.

I have since been informed that the orthoptics department would not be affected so I will support the legislation on final vote.

HAROLD C. McCORMICK

#### HOUSE FILE 258 RECONSIDERED AND LOST

Kreamer of Polk, District 63, called up for consideration the Fischer of Grundy motion to reconsider **House File 258**, a bill for an act relating to reporting of vehicle accidents, and moved to reconsider the vote by which House File 258 passed the House on March 22, 1971.

The motion prevailed.

Kreamer of Polk, District 63, moved that the vote by which House File 258 was placed on its last reading be reconsidered.

The motion prevailed.

Kreamer of Polk, District 63, offered the following amendment filed by him and moved its adoption:

Amend House File 258 by inserting after line 10 the following new section:

Sec. 2. Section three hundred twenty-one A point five (321A.5), subsection one (1), Code 1971, is amended as follows:

**321A.5 SECURITY REQUIRED FOLLOWING ACCIDENT—EXCEPTIONS.**

1. The commissioner shall, immediately or within sixty days after the receipt of a report of a motor vehicle accident within this state which has resulted in bodily injury or death or damage to the property of any one person in excess of [one] two hundred dollars, suspend the license of each operator and all registrations of each owner of a motor vehicle in any manner involved in such accident, and if such operator is a nonresident the privilege of operating a motor vehicle within this state, and if such owner is a nonresident the privilege of the use within this state of any motor vehicle owned by him, unless such operator or owner or both shall deposit security in a sum which shall be sufficient in the judgment of the commissioner to satisfy any judgment or judgments for damages resulting from such accident as may be recovered against such operator or owner; provided notice of such suspension shall be sent by the commissioner to such operator and owner not less than ten days prior to the effective date of such suspension and shall state the amount required as security.

The amendment was adopted.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 258)

The ayes were, 40:

Alt	Grassley	Menefee	Siglin
Anania	Hill	Millen	Sorg
Andersen	Holden	Moffitt	Stanley
Campbell	Kehe	Mollett	Stokes
Clark	Kelly	Nielsen	Stromer
Curtis	Knoke	Pellett	Strothman
Den Herder	Kreamer	Pelton	Trowbridge
Drake	Kruse	Rex	Waugh
Ewell	Logemann	Schroeder	Welden
Fisher, C. R.	Mayberry	Schwieger	Mr. Speaker

The nays were, 52:

Bergman	Freeman	McCormick	Schmeiser
Blouin	Gluba	McElroy	Schwartz
Bray	Goode	Mendenhall	Scott
Camp	Hamilton	Middleswart	Skinner
Christensen	Hansen	Miller	Small
Cochran	Husak	Norpel	Strand
Dougherty	Jesse	Nystrom	Taylor
Doyle	Johnston	Patton	Tieden
Dunton	Kennedy	Pierson	Wells
Edelen	Kinley	Priebe	Willits
Ellsworth	Knoblauch	Rodgers	Winkelman
Fischer, H. O.	Larson	Roorda	Wirtz
Franklin	Lawson	Sargisson	Wyckoff

Absent or not voting, 8:

Bennett	Lipsky	Radl	Uban
Egenes	Monroe	Shaw	Varley

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

#### SENATE AMENDMENT CONSIDERED

Holden of Scott, District 75, called up for consideration **House File 29**, a bill for an act relating to the payment of subsequent damages to property owners, amended by the Senate, as follows:

Amend House File 29 by striking lines 6 through 13 and inserting in lieu thereof the following:

“RENEGOTIATION OF DAMAGES. Whenever property or an interest therein has been taken by condemnation or has been purchased for a public use and a settlement for construction or maintenance damages has been thereafter entered into pursuant to said condemnation or purchase, the owner shall have three years from the date of said settlement to renegotiate construction or maintenance damages not apparent at the time of said settlement. The condemnor or purchaser shall give written notice to the owner of such right of renegotiation at the time said settlement is entered into.”

Holden of Scott, District 75, offered the following amendment to the Senate amendment and moved its adoption:

Amend the Senate amendment to House File 29 by striking from line 8 the word “three” and inserting in lieu thereof the word “five”.

The amendment to the Senate amendment was adopted.

Holden of Scott, District 75, moved that the House concur in the Senate amendment as amended.

Motion prevailed and the House concurred in the Senate amendment as amended.

Holden of Scott, District 75, moved that the bill, as amended by the Senate, further amended by the House, and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 29)

The ayes were, 86:

Alt	Freeman	McElroy	Schwieger
Anania	Gluba	Mendenhall	Scott
Bergman	Goode	Menefee	Siglin
Blouin	Grassley	Middleswart	Small
Bray	Hamilton	Millen	Sorg
Camp	Hansen	Miller	Stanley
Campbell	Hill	Moffitt	Stokes
Christensen	Holden	Nielsen	Strand
Clark	Husak	Norpel	Stromer
Cochran	Jesse	Nystrom	Strothman
Curtis	Kelly	Patton	Taylor
Den Herder	Kennedy	Pellett	Tieden
Dougherty	Kinley	Pelton	Trowbridge
Doyle	Knoblauch	Priebe	Uban
Drake	Knoke	Rex	Waugh
Dunton	Kreamer	Rodgers	Wells
Edelen	Kruse	Roorda	Willits
Ellsworth	Larson	Sargisson	Winkelman
Ewell	Lawson	Schmeiser	Wirtz
Fischer, H. O.	Logemann	Schroeder	Wyckoff
Fisher, C. R.	Mayberry	Schwartz	Mr. Speaker
Franklin	McCormick		

The nays were, 4:

Andersen	Lipsky	Shaw	Welden
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Absent or not voting, 10:

Bennett	Kehe	Pierson	Skinner
Egenes	Mollett	Radl	Varley
Johnston	Monroe		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### CONSIDERATION OF BILLS APPROPRIATIONS CALENDAR

**House File 572**, a bill for an act relating to the construction of an administration building for the state highway commission, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 572)

**The ayes were, 85:**

Alt	Goode	Menefee	Shaw
Anania	Grassley	Middleswart	Siglin
Andersen	Hamilton	Millen	Skinner
Bergman	Hansen	Miller	Small
Blouin	Holden	Moffitt	Stanley
Camp	Jesse	Nielsen	Stokes
Campbell	Kehe	Norpel	Strand
Christensen	Kelly	Nystrom	Stromer
Clark	Kennedy	Patton	Strothman
Cochran	Kinley	Pellett	Taylor
Curtis	Knoblauch	Pelton	Tieden
Den Herder	Knoke	Pierson	Trowbridge
Dougherty	Kreamer	Priebe	Uban
Drake	Kruse	Rodgers	Waugh
Dunton	Larson	Roorda	Welden
Ellsworth	Lawson	Sargisson	Wells
Ewell	Lipsky	Schmeiser	Willits
Fischer, H. O.	Mayberry	Schroeder	Winkelman
Fisher, C. R.	McCormick	Schwartz	Wirtz
Franklin	McElroy	Schwieger	Wyckoff
Freeman	Mendenhall	Scott	Mr. Speaker
Gluba			

**The nays were, 7:**

Bray	Husak	Monroe	Sorg
Doyle	Johnston	Radl	

**Absent or not voting, 8:**

Bennett	Egenes	Logemann	Rex
Edelen	Hill	Mollett	Varley

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

**STEERING COMMITTEE CALENDAR**  
(Senate File 417 Pending)

**SENATE FILE 417 SUBSTITUTED FOR HOUSE FILE 409**

Pelton of Clinton, District 74, asked and received unanimous consent to substitute Senate File 417 for House File 409.

**Senate File 417**, a bill for an act relating to judicial redistricting and judicial nominating commissions, was taken up for consideration.

Kelly of Woodbury, District 22, moved that Senate File 417 be referred to the committee on judiciary.

A non-record roll call was requested.

The ayes were 38, nays 58.

The motion lost.

Hamilton of Cedar, District 72, offered the following amendment filed by him and moved its adoption:

Amend Senate File 417, as passed by the Senate, as follows:

1. Page 2, line 24, by inserting after the word "Iowa" the word ", Cedar".
2. Page 2, line 26, by striking the word "Cedar,".

A non-record roll call was requested.

The ayes were 44, nays 49.

The amendment lost.

(Senate File 417 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **Senate File 417**.

Stromer of Hancock, District 8, offered the following amendment filed by Stromer, et al.:

Amend Senate File 417, as passed by the Senate, as follows:

1. Page 2, line 7, by striking the word "Butler,".
2. Page 2, line 8, by striking the word "Bremer,".
3. Page 2, by striking line 10 and inserting in lieu thereof the words "Mitchell, Floyd, Butler, Bremer, Worth, Winnebago, Hancock, Cerro".
4. Page 2, line 14, by inserting before the word "Emmet" the word "Kossuth,".
5. Page 3, line 5, by striking the word "Butler,".
6. Page 3, line 6, by striking the word "Bremer,".
7. Page 3, by striking line 8 and inserting in lieu thereof the words "Mitchell, Floyd, Butler, Bremer, Worth, Winnebago, Hancock, Cerro".
8. Page 3, line 13, by inserting after the words "counties of" the word "Kossuth".

(Senate File 417 and the Stromer, et al., amendment pending at adjournment.)

#### REPORT OF STEERING COMMITTEE

**MR. SPEAKER:** Your steering committee begs leave to report that it had the following bill under consideration and recommends that it be placed on the steering committee calendar:

S. F. 190 Relating to the transfer of persons committed to jail. By Tapscott, Mowry, Gaudineer, et al.

FLOYD H. MILLEN, Chairman  
Steering Committee

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall District 36, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 250 and 365.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 250 and 365.

#### REPORTS OF COMMITTEES

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 277**, a bill for an act to legalize and validate the procedures wherein the West Marshall Community School District in the counties of Marshall and Story entered into contract for the sale of certain real estate, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 515**, a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Delaware Township of Polk County, Iowa, in connection with certain elections held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring, etc., begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman



Tieden of Clayton, District 14, from the committee on conservation and recreation, submitted the following report:

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **House File 133**, a bill for an act relating to hunting-safety education and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 133 as follows:

1. Page 2, by striking all of lines 15 through 21.
2. Page 3, line 20, by striking the words "course of instruction or".
3. Page 3, by inserting after line 24 the following section:  
"The provisions of this Act shall become effective January 1, 1972."
4. By renumbering the sections to conform to this amendment.

DALE TIEDEN, Chairman

Fischer of Grundy, District 35, from the committee on commerce, submitted the following report:

MR. SPEAKER: Your committee on commerce, to whom was referred **House File 499**, a bill for an act relating to regulation of advertising and selling courses of instruction, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 499 by striking all of line 6 and inserting in lieu thereof the following:

"(9) and inserting in lieu thereof the following:

9. Any school licensed under the provisions of section one hundred fifty-seven point nine (157.9) or section one hundred fifty-eight point eleven (158.11) of the Code."

HAROLD O. FISCHER, Chairman

Alt of Polk, District 61, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **House File 423**, a bill for an act to provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 423 as follows:

Page 3, line 28, by striking the figure "\$20.00" and inserting in lieu thereof the figure "\$10.00".

DON D. ALT, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 73**, a bill for an act relating to conservation of soil and water

resources of the state, and to control of water pollution, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File 73 as follows:

1. Page 52, by adding the following new section:  
 "APPROPRIATION. There is appropriated to the state soil conservation committee for the fiscal year commencing July 1, 1971, the sum of thirty-eight thousand six hundred twelve (38,612) dollars, and for the fiscal year commencing July 1, 1972, the sum of fifty-seven thousand eighty-two (57,082) dollars, or so much thereof as is necessary, for the purpose of carrying out the provisions of this act."
2. Page 1, amend the title by inserting before the period in line 2 the words ", and making an appropriation therefor".
3. Page 41, line 20, strike the word "forty" and insert in lieu thereof the word "thirty".

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 451, page 1, by inserting
- 2 after the word "Iowa" in line 8 the words "in-
- 3 stalled after January 1, 1972".

COMMITTEE ON AGRICULTURE  
 CHARLES F. STROTHMAN, Chairman

- 1 Amend House File 527 as follows:
- 2 1. Page 1, line 11, by striking the figure and word
- 3 "500 to" and inserting in lieu thereof "[500 to]".
- 4 2. Page 1, line 11, by inserting after the word
- 5 "capacity" the words "*or less*".
- 6 3. Page 1, line 15, by striking the word "*thirty-five*"
- 7 and inserting in lieu thereof the word "*twenty-five*".

COMMITTEE ON AGRICULTURE  
 CHARLES F. STROTHMAN, Chairman

- 1 Amend the Den Herder-Holden amendment to
- 2 Senate File 78 as follows:
- 3 1. By striking lines 42 and 43 and inserting
- 4 in lieu thereof the following:
- 5 4. By adding the following new sections:
- 6 2. By striking all of section 10.

RADL of Linn, District 43

- 1 Amend Senate File 417 as follows:
- 2 Amend Senate File 417, page 4, by adding after
- 3 line 27 the following new section:
- 4 Sec. 6. Section six hundred four point eight
- 5 (604.8), subsection two (2), Code 1971, is amended as
- 6 follows:
- 7 2. The number of judgeships to which each of the
- 8 judicial districts shall be entitled shall be deter-

9 mined from time to time according to the following  
10 formula, giving equal weight to cases filed and  
11 population: [In districts containing a city of fifty  
12 thousand or more population, there shall be one judge-  
13 ship per five hundred fifty combined civil and crimin-  
14 al filings and forty thousand population, or major  
15 fraction of either, in all other] In all districts  
16 there shall be one judgeship per four hundred fifty  
17 combined civil and criminal filings and forty thousand  
18 population, or major fraction of either; provided, the  
19 seat of government shall be entitled to one additional  
20 judgeship. The figures on filings shall be the  
21 average for the latest available previous three-year  
22 period and when current census figures on population  
23 are not available, figures shall be taken from the  
24 state department of health computations.

KELLY of Woodbury, District 22  
DOYLE of Woodbury, District 21  
SARGISSON of Woodbury, District 24  
ANDERSEN of Woodbury, District 23

On motion by Kreamer of Polk, District 63, the House adjourned  
until 9:00 a.m., Thursday, April 8, 1971.

# JOURNAL OF THE HOUSE

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Eighty-eighth Calendar Day—Fifty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, APRIL 8, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Carl Wilson, pastor of the First United Methodist Church, Mount Pleasant, Iowa.

The Journal of Wednesday, April 7, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Varley of Adair, District 84, by the Speaker.

## BIRTHDAY CONGRATULATIONS

Dougherty of Monroe, District 94, rose on a point of personal privilege and on behalf of the House extended to the Honorable James I. Middleswart a "Happy Birthday."

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Thirty-eight senior class students from Madrid Community School, Madrid, Iowa, accompanied by their teacher, Mr. Steward. By Nystrom of Boone, District 55.

Sixty-five eighth grade students from North Mahaska Community School, New Sharon, Iowa, accompanied by their teachers, Dale Schwechel and Mr. Weber. By Pierson of Mahaska, District 87.

Thirty-five students from New Providence Community School, New Providence, Iowa, accompanied by their teachers, Joseph Jarvis, Dorothy Wiechmann and Richard Blum. By Welden of Hardin, District 32.

Fifty senior class students from Parkersburg High School, Parkersburg, Iowa, accompanied by their teachers, Mr. Engelbert, Mr. Hoch and Mr. Merritt. By Grassley of Butler, District 10.

Ninety students from Rockford High School, Rockford, Iowa, accompanied by their teacher, Gary Achenbach. By Grassley of Butler, District 10.

Fifty-two fifth grade students from Nevada Community School, Nevada, Iowa, accompanied by their teachers, Mrs. Gallagher, Mrs. Tullis and Mr. Lytten.

Fifteen Girl Scouts from Troop 219, Cattell School, Des Moines, Iowa, accompanied by their leader, Mrs. Good. By Bennett of Polk, District 59.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Radl of Linn, District 43, from forty-one residents of Linn County opposing Senate File 351, relating to repeal of the meat and poultry inspection act.

By Larson of Story, District 34, a resolution from the town of Sheldahl opposing any increase in sales or income tax, unless one-half of one cent of the sales tax is returned to the cities and towns.

By Shaw of Scott, District 78, from twelve residents of Scott County favoring House File 139, relating to income tax of nonresidents.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 73, 133, 423, 499 and 515, and Senate File 277, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 594**, by Taylor, Drake, Grassley, Millen and Pelton, a bill for an act relating to consumer fraud and providing a penalty.

Read first time and referred to committee on **judiciary**.

**House File 595**, by committee on cities and towns, a bill for an act relating to taxation of agricultural lands located within the limits of municipal corporations.

Read first time and referred to committee on **ways and means**.

**House File 596**, by Blouin, a bill for an act prohibiting the use of aerosol pesticide dispensers in restaurants and food establishments and providing a penalty.

Read first time and referred to committee on **human and industrial relations**.

**House File 597**, by Welden, a bill for an act relating to the management of state records.

Read first time and referred to committee on **state government**.

**House File 598**, by Millen, Pelton, Grassley, Taylor and Drake, a bill for an act relating to home solicitation sales.

Read first time and referred to committee on **commerce**.

**House File 599**, by Freeman, a bill for an act relating to false drawing and uttering of financial instruments.

Read first time and referred to committee on **commerce**.

**House File 600**, by committee on state government, a bill for an act relating to the minimum age for appointment of commissioned and warrant officers in the national guard.

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

**House File 601**, by committee on state government, a bill for an act relating to the interagency liaison committee.

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

**House File 602**, by committee on agriculture, a bill for an act relating to the use and application of pesticides.

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

**House File 603**, by Gluba, a bill for an act relating to the homestead tax credit.

Read first time and referred to committee on **ways and means**.

**House File 604**, by Blouin, Small, Bennett, Gluba, Anania, Jesse, Patton, Uban, Dunton, Kinley, Middleswart and McCormick, a bill for an act relating to the shipment of dangerous materials by railroads and providing penalties for violations.

Read first time and referred to committee on **law enforcement**.

**House File 605**, by committee on county government, a bill for an act relating to the regulated use of ground water.

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

**House File 606**, by committee on appropriations, a bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board.

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

**House File 607**, by Wells and Ellsworth, a bill for an act relating to unemployment compensation benefits for recipients of retirement benefits, social security benefits, or vacation benefits.

Read first time and referred to committee on **human and industrial relations**.

CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 527**, a bill for an act relating to inspection fees for weights and measures, with report of committee recommending amendment and passage, was taken up for consideration.

Kruse of O'Brien, District 4, offered the following amendment filed by the committee on agriculture and moved its adoption:

Amend House File 527 as follows:

1. Page 1, line 11, by striking the figure and word "500 to" and inserting in lieu thereof "[500 to]".
2. Page 1, line 11, by inserting after the word "capacity" the words "*or less*".
3. Page 1, line 15, by striking the word "*thirty-five*" and inserting in lieu thereof the word "*twenty-five*".

The amendment was adopted.

Kruse of O'Brien, District 4, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 527)

The ayes were, 77:

Anania	Franklin	Menefee	Shaw
Andersen	Freeman	Millen	Siglin
Bergman	Gluba	Moffitt	Small
Blouin	Hamilton	Mollett	Sorg
Bray	Hansen	Nielsen	Stanley
Camp	Hill	Norpel	Stokes
Campbell	Holden	Nystrom	Strand
Christensen	Husak	Patton	Stromer
Clark	Kelley	Pelton	Strothman
Cochran	Kinley	Pierson	Taylor
Curtis	Knoblauch	Priebe	Tieden
Dougherty	Knoke	Radl	Trowbridge
Doyle	Kruse	Rex	Uban
Drake	Lawson	Rodgers	Waugh
Dunton	Logemann	Roorda	Wells
Edelen	Mayberry	Sargisson	Willits
Egenes	McCormick	Schwartz	Winkelman
Ellsworth	McElroy	Schwieger	Wyckoff
Ellwell	Mendenhall	Scott	Mr. Speaker
Fisher, C. R.			

The nays were, 8:

Fischer, H. O.	Kennedy	Monroe	Schroeder
Goode	Larson	Schmeiser	Wirtz

Absent or not voting, 15:

Alt	Jesse	Lipsky	Skinner
Bennett	Johnston	Middleswart	Varley
Den Herder	Kehe	Miller	Welden
Grassley	Kreamer	Pellett	

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

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **Senate File 417**, a bill for an act relating to judicial redistricting and judicial nominating commissions and the following Stromer, et al., amendment:

Amend Senate File 417, as passed by the Senate, as follows:

1. Page 2, line 7, by striking the word "Butler,".
2. Page 2, line 8, by striking the word "Bremer,".
3. Page 2, by striking line 10 and inserting in lieu thereof the words "Mitchell, Floyd, Butler, Bremer, Worth, Winnebago, Hancock, Cerro".
4. Page 2, line 14, by inserting before the word "Emmet" the word "Kossuth,".
5. Page 3, line 5, by striking the word "Butler,".
6. Page 3, line 6, by striking the word "Bremer,".
7. Page 3, by striking line 8 and inserting in lieu thereof the words "Mitchell, Floyd, Butler, Bremer, Worth, Winnebago, Hancock, Cerro".
8. Page 3, line 13, by inserting after the words "counties of" the word "Kossuth".

Stromer of Hancock, District 8, moved the adoption of the Stromer, et al., amendment.

Roll call was requested by Schwieger of Black Hawk, District 40, and Logemann of Worth, District 7.

On the question "Shall the amendment be adopted?"

The ayes were, 53:

Andersen	Fischer, H. O.	Lawson	Patton
Bergman	Freeman	Logemann	Pellett
Camp	Goode	Mendenhall	Pierson
Christensen	Grassley	Menefee	Priebe
Curtis	Hamilton	Middleswart	Radl
Dougherty	Husak	Millen	Roorda
Doyle	Kehe	Monroe	Sargisson
Dunton	Kelly	Nielsen	Schmeiser
Edelen	Kruse	Norpel	Schroeder



Schwartz	Strand	Tieden	Winkelman
Scott	Stromer	Trowbridge	Wirtz
Siglin	Strothman	Waugh	Wyckoff
Sorg	Taylor	Wells	Mr. Speaker
Stokes			

The nays were, 41:

Alt	Fisher, C. R.	Kreamer	Pelton
Anania	Hansen	Larson	Rodgers
Blouin	Hill	Lipsky	Schwieger
Bray	Holden	Mayberry	Shaw
Campbell	Jesse	McCormick	Skinner
Clark	Johnston	McElroy	Small
Cochran	Kennedy	Miller	Stanley
Drake	Kinley	Moffitt	Uban
Egenes	Knoblauch	Mollett	Welden
Ellsworth	Knoke	Nystrom	Willits
Ewell			

Absent or not voting, 6:

Bennett	Franklin	Rex	Varley
Den Herder	Gluba		

The amendment was adopted.

Kelly of Woodbury, District 22, offered the following amendment filed by Kelly, et al.:

Amend Senate File 417 as follows:

Amend Senate File 417, page 4, by adding after line 27 the following new section:

Sec. 6. Section six hundred four point eight (604.8), subsection two (2), Code 1971, is amended as follows:

2. The number of judgeships to which each of the judicial districts shall be entitled shall be determined from time to time according to the following formula, giving equal weight to cases filed and population: [In districts containing a city of fifty thousand or more population, there shall be one judgeship per five hundred fifty combined civil and criminal filings and forty thousand population, or major fraction of either, in all other] *In* all districts there shall be one judgeship per four hundred fifty combined civil and criminal filings and forty thousand population, or major fraction of either; provided, the seat of government shall be entitled to one additional judgeship. The figures on filings shall be the average for the latest available previous three-year period and when current census figures on population are not available, figures shall be taken from the state department of health computations.

Drake of Muscatine, District 71, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 417)

The ayes were, 68:

Alt	Holden	Nielsen	Skinner
Anania	Jesse	Norpel	Small
Blouin	Johnston	Nystrom	Sorg
Bray	Kinley	Patton	Stanley
Camp	Knoblauch	Pellett	Strand
Campbell	Knoke	Pelton	Stromer
Cochran	Kreamer	Pierson	Strothman
Drake	Larson	Priebe	Taylor
Egenes	Lawson	Radl	Tieden
Ellsworth	Lipsky	Rex	Trowbridge
Ewell	Mayberry	Rodgers	Uban
Fisher, C. R.	McCormick	Schmeiser	Welden
Franklin	McElroy	Schroeder	Wells
Gluba	Mendenhall	Schwartz	Willits
Grassley	Middleswart	Schwieger	Winkelman
Hansen	Mollett	Scott	Wyckoff
Hill	Monroe	Shaw	Mr. Speaker

The nays were, 29:

Andersen	Edelen	Kelly	Moffitt
Bergman	Fischer, H. O.	Kennedy	Roorda
Christensen	Freeman	Kruse	Sargisson
Clark	Goode	Logemann	Siglin
Curtis	Hamilton	Menefee	Stokes
Dougherty	Husak	Millen	Waugh
Doyle	Kehe	Miller	Wirtz
Dunton			

Absent or not voting, 3:

Bennett	Den Herder	Varley
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### HOUSE FILE 409 WITHDRAWN

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw **House File 409** from further consideration by the House.

#### UNFINISHED BUSINESS

The House resumed consideration of **Senate File 78**, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

Mayberry of Webster, District 30, moved to reconsider the vote by which the Den Herder-Holden amendment was adopted on April 7, 1971.

The motion prevailed.

Den Herder of Sioux, District 1, offered the following amendment filed by him and Holden of Scott, District 75 :

Amend Senate File 78, as amended, passed and reprinted by the Senate, as follows:

1. Page 2, by striking lines 10 through 13, inclusive, and inserting in lieu thereof the following:

"5. 'Physician' means a person who is currently licensed in Iowa to practice medicine and surgery, osteopathic medicine and surgery, or osteopathy.

6. 'Physician's assistant' means a person who has successfully completed an approved program or is otherwise found to be qualified as a physician's assistant and is approved by the board to perform medical services under the supervision of one or more physicians approved by the board to supervise such assistant. The term 'supervision' shall not be construed as requiring the personal presence of a supervising physician at the place where such services are rendered except insofar as the personal presence is required by the rules and regulations adopted pursuant to this Act or as is expressly required in this Act."

2. Page 2, by inserting after line 28 a new paragraph as follows:

"If the board determines that a person has sufficient knowledge and experience to qualify as a physician's assistant, the board may approve an application to supervise such person as a physician's assistant without requiring the completion of an approved program."

3. Page 3, by inserting a paragraph after line 13 as follows:

"The board may modify the proposed utilization of a physician's assistant as detailed in any application and then approve the application as modified. A physician's assistant shall perform only those services for which he is qualified by training, and shall not perform any service that is not permitted to be performed by the board. Approval of an application to supervise a physician's assistant may be revoked or suspended at any time upon such grounds and pursuant to such procedure as the board shall establish by regulation."

4. Page 5A by striking lines 20 through 23, inclusive, and inserting in lieu thereof the following:

"Sec. 8. REGULATIONS. Regulations adopted by the board to implement the provisions of this Act shall be designed to encourage the utilization of physicians' assistants in a manner that is consistent with the provision of quality health care and medical services for the citizens of Iowa through better utilization of available physicians and the development of sound

programs for the education and training of skilled physician's assistants well qualified to assist physicians in providing health care and medical services.

Sec. 9. RIGHT TO DELEGATE. Nothing in this Act shall affect or limit a physician's existing right to delegate various medical tasks to aides, assistants or others acting under his supervision or direction. Aides, assistants or others who perform only those tasks which can be so delegated shall not be required to qualify as physician's assistants hereunder.

Sec. 10. APPLICATION OF OTHER CODE PROVISIONS. The use of physician's assistants shall be regulated by this Act and the regulations promulgated hereunder, and no other provision of the Code shall be construed as prohibiting a physician's assistant from performing any medical act that may lawfully be performed as provided in this Act and regulations promulgated pursuant to it.

Sec. 11. No physician's assistant shall be permitted to prescribe lenses, prisms or contact lenses for the aid, relief or correction of human vision. No physician's assistant shall be permitted to measure the visual power and visual efficiency of the human eye, as distinguished from routine visual screening, except in the personal presence of a supervising physician at the place where such services are rendered."

5. Page 5A, line 24, by striking the number "9" and inserting in lieu thereof the number "12".

Radl of Linn, District 43, offered the following amendment to the amendment and moved its adoption :

Amend the Den Herder-Holden amendment to Senate File 78 as follows:

1. By striking lines 42 and 43 and inserting in lieu thereof the following:

4. By adding the following new sections:

2. By striking all of section 10.

The amendment to the amendment was adopted.

Den Herder of Sioux, District 1, moved the adoption of the Den Herder-Holden amendment as amended.

A non-record roll call was requested.

The ayes were 73, nays 15.

The amendment as amended was adopted.

Mayberry of Webster, District 30, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 78)

The ayes were, 94:

Anania	Gluba	Menefee	Schwieger
Andersen	Goode	Middleswart	Scott
Bergman	Grassley	Millen	Shaw
Blouin	Hamilton	Miller	Siglin
Bray	Hansen	Moffitt	Skinner
Camp	Hill	Mollett	Small
Campbell	Holden	Monroe	Sorg
Christensen	Husak	Nielsen	Stanley
Clark	Jesse	Norpel	Stokes
Cochran	Johnston	Nystrom	Strand
Curtis	Kehe	Patton	Stromer
Den Herder	Kelly	Pellett	Taylor
Dougherty	Kennedy	Pelton	Tieden
Doyle	Kinley	Pierson	Trowbridge
Drake	Knoblauch	Priebe	Uban
Dunton	Knoke	Radl	Waugh
Edelen	Kreamer	Rex	Welden
Egenes	Kruse	Rodgers	Wells
Ellsworth	Larson	Roorda	Willits
Ewell	Lipsky	Sargisson	Winkelman
Fischer, H. O.	Mayberry	Schmeiser	Wirtz
Fisher, C. R.	McCormick	Schroeder	Wyckoff
Franklin	McElroy	Schwartz	Mr. Speaker
Freeman	Mendenhall		

The nays were, none.

Absent or not voting, 6:

Alt	Lawson	Strothman	Varley
Bennett	Logemann		

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

#### HOUSE FILE 92 WITHDRAWN

Mayberry of Webster, District 30, asked and received unanimous consent to withdraw **House File 92** from further consideration by the House.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

#### NONCONTROVERSIAL CALENDAR

**House File 470**, a bill for an act relating to sale or transfer of livestock brands, with report of committee recommending passage, was taken up for consideration.

Winkelman of Calhoun, District 26, offered the following amendment filed by him and Siglin of Lucas, District 86, and moved its adoption:

Amend House File 470 as follows:

1. By inserting as section 1 the following:

Section 1. Section one hundred eighty-seven point six (187.6), Code 1971, is amended as follows:

**CERTIFIED COPIES FURNISHED.** As soon as the brand is recorded by the secretary, he shall furnish the owner thereof with one certified copy of the record of such brand. [Additional certified copies may be obtained by the payment of five (5) dollars for each copy. Upon receipt by the owner of the certified copies of the record of such brand from the secretary, the owner shall within ten (10) days file one (1) of the certified copies in the office of the county recorder of the county where the owner's principal place of business is located and one (1) copy in each county where such branded animals are to be kept.]

2. By renumbering the following sections.

The amendment was adopted.

Winkelman of Calhoun, District 26, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 470)

The ayes were, 79:

Alt	Freeman	Mendenhall	Schwieger
Anania	Gluba	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bergman	Grassley	Miller	Siglin
Blouin	Hansen	Moffitt	Skinner
Camp	Hill	Monroe	Sorg
Campbell	Holden	Nielsen	Stokes
Clark	Husak	Norpel	Strand
Cochran	Jesse	Patton	Stromer
Curtis	Kehe	Pellett	Taylor
Den Herder	Kelly	Pelton	Trowbridge
Dougherty	Kennedy	Pierson	Waugh
Doyle	Kinley	Priebe	Welden
Drake	Knoblauch	Radl	Wells
Dunton	Knoke	Rex	Willits
Edelen	Kreamer	Rodgers	Winkelman
Ellsworth	Kruse	Sargisson	Wirtz
Ewell	Larson	Schmeiser	Wyckoff
Fischer, H. O.	Logemann	Schroeder	Mr. Speaker
Fisher, C. R.	McCormick	Schwartz	

The nays were, none.

**Absent or not voting, 21:**

Bennett	Johnston	Millen	Stanley
Bray	Lawson	Mollett	Strothman
Christensen	Lipsky	Nystrom	Tieden
Egenes	Mayberry	Roorda	Uban
Franklin	McElroy	Small	Varley
Hamilton			

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

**House File 342**, a bill for an act relating to tort liability of governmental subdivisions, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 342)

**The ayes were, 78:**

Alt	Gluba	Menefee	Schwartz
Anania	Grassley	Middleswart	Schwieger
Andersen	Hamilton	Millen	Scott
Bergman	Hansen	Miller	Shaw
Blouin	Hill	Moffitt	Siglin
Camp	Holden	Monroe	Sorg
Campbell	Husak	Nielsen	Stokes
Clark	Jesse	Norpel	Strand
Cochran	Kehe	Patton	Stromer
Curtis	Kelly	Pellett	Taylor
Den Herder	Kinley	Pelton	Uban
Dougherty	Knoblauch	Pierson	Waugh
Doyle	Knoke	Priebe	Welden
Drake	Kreamer	Rex	Wells
Dunton	Kruse	Rodgers	Willits
Edelen	Larson	Roorda	Winkelman
Egenes	Lipsky	Sargisson	Wirtz
Ellsworth	Logemann	Schmeiser	Wyckoff
Fisher, C. R.	McCormick	Schroeder	Mr. Speaker
Freeman	Mendenhall		

**The nays were, 3:**

Goode	Kennedy	Radl
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**Absent or not voting, 19:**

Bennett	Franklin	Mollett	Strothman
Bray	Johnston	Nystrom	Tieden
Christensen	Lawson	Skinner	Trowbridge
Ewell	Mayberry	Small	Varley
Fischer, H. O.	McElroy	Stanley	

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

## SENATE AMENDMENTS CONSIDERED

HOUSE REFUSES TO CONCUR  
(House File 369)

Holden of Scott, District 75, called up for consideration **House File 369**, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 369, page 1, by striking lines 17 and 18 and inserting in lieu thereof the following: "*A fee of three dollars must accompany each request for a search of census records. If the request for a search of the census records is for the purpose of determining genealogy, the curator shall charge to the person requesting the search the actual cost of performing the search if the cost is greater than the three dollar fee accompanying the request. All fees collected*".

Motion lost and the House refused to concur in the Senate amendment.

## NONCONTROVERSIAL CALENDAR

**Senate File 225**, a bill for an act relating to the definition of a nonresident for the purpose of making service of process, with report of committee recommending passage, was taken up for consideration.

Kennedy of Chickasaw, District 11, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 225)

The ayes were, 91:

Alt	Gluba	Menefee	Schwieger
Anania	Goode	Middleswart	Scott
Andersen	Grassley	Millen	Shaw
Bergman	Hamilton	Miller	Siglin
Blouin	Hansen	Moffitt	Skinner
Camp	Hill	Mollett	Small
Campbell	Holden	Monroe	Sorg
Christensen	Husak	Nielsen	Stanley
Clark	Johnston	Norpel	Stokes
Cochran	Kehe	Nystrom	Strand
Curtis	Kelly	Patton	Stromer
Den Herder	Kennedy	Pellett	Taylor
Dougherty	Kinley	Pelton	Tieden
Doyle	Knoblauch	Pierson	Trowbridge
Drake	Knoke	Priebe	Uban
Dunton	Kreamer	Radl	Welden
Edelen	Kruse	Rex	Wells
Egenes	Larson	Rodgers	Willits
Ellsworth	Lipsky	Roorda	Winkelman
Ewell	Logemann	Sargisson	Wirtz
Fischer, H. O.	Mayberry	Schmeiser	Wyckoff
Fisher, C. R.	McCormick	Schroeder	Mr. Speaker
Freeman	Mendenhall	Schwartz	



The nays were, none.

Absent or not voting, 9:

Bennett	Jesse	McElroy	Varley
Bray	Lawson	Strothman	Waugh
Franklin			

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

#### WAYS AND MEANS CALENDAR

**House File 570**, a bill for an act relating to the rate and collection of sales and use taxes, was taken up for consideration.

Roorda of Jasper, District 67, offered the following amendment filed by Roorda, et al., and moved its adoption:

Amend House File 570 as follows:

1. Page 1, line 1, by striking the words "rate and".
2. Page 2 by striking lines 1 through 26.
3. By renumbering the subsequent sections.

Roll call was requested by Knoblauch of Carroll, District 28, and Roorda of Jasper, District 67.

On the question "Shall the amendment be adopted?" (H.F. 570)

The ayes were, 90:

Alt	Freeman	McElroy	Schmeiser
Anania	Gluba	Mendenhall	Schroeder
Andersen	Goode	Menefee	Schwartz
Bergman	Grassley	Middleswart	Schwieger
Blouin	Hamilton	Millen	Scott
Camp	Hansen	Miller	Shaw
Campbell	Hill	Moffitt	Siglin
Christensen	Holden	Mollett	Skinner
Clark	Husak	Monroe	Small
Cochran	Jesse	Nielsen	Stanley
Curtis	Johnston	Norpel	Stokes
Den Herder	Kelly	Nvstrom	Strand
Dougherty	Kennedy	Patton	Stromer
Doyle	Kinley	Pellett	Taylor
Drake	Knoblauch	Pelton	Trowbridge
Dunton	Knoke	Pierson	Uban
Edelen	Kreamer	Priebe	Wells
Egenes	Kruse	Radl	Willits
Ellsworth	Larson	Rex	Winkelman
Ewell	Lipsky	Rodgers	Wirtz
Fischer, H. O.	Logemann	Roorda	Wyckoff
Fisher, C. R.	Mayberry	Sargisson	Mr. Speaker
Franklin	McCormick		

The nays were, 3:

Kehe	Tieden	Welden
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**Absent or not voting, 7:**

Bennett	Lawson	Strothman	Waugh
Bray	Sorg	Varley	

The amendment was adopted.

Roorda of Jasper, District 67, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 570)

**The ayes were, 73:**

Alt	Goode	Menefee	Schroeder
Andersen	Grassley	Middleswart	Schwieger
Bergman	Hamilton	Millen	Shaw
Blouin	Hansen	Miller	Siglin
Camp	Hill	Moffitt	Sorg
Campbell	Holden	Mollett	Stanley
Clark	Kehe	Nielsen	Stokes
Cochran	Kelly	Norpel	Strand
Curtis	Kinley	Nystrom	Stromer
Den Herder	Knoblauch	Pellett	Strothman
Dougherty	Knoke	Pelton	Trowbridge
Drake	Kreamer	Pierson	Uban
Dunton	Kruse	Priebe	Waugh
Edelen	Lawson	Radl	Welden
Egenes	Lipsky	Rex	Winkelman
Ellsworth	Logemann	Roorda	Wirtz
Ewell	McElroy	Sargisson	Wyckoff
Fisher, C. R.	Mendenhall	Schmeiser	Mr. Speaker
Freeman			

**The nays were, 24:**

Anania	Husak	McCormick	Skinner
Christensen	Jesse	Monroe	Small
Doyle	Johnston	Patton	Taylor
Fischer, H. O.	Kennedy	Rodgers	Tieden
Franklin	Larson	Schwartz	Wells
Gluba	Mayberry	Scott	Willits

**Absent or not voting, 3:**

Bennett	Bray	Varley
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker pro tempore Millen in the chair at 3:00 p.m.

**REGULAR CALENDAR**  
(Senate File 120 Pending)

**SENATE FILE 120 SUBSTITUTED FOR HOUSE FILE 162**

Hansen of Black Hawk, District 37, asked and received unanimous consent to substitute Senate File 120 for House File 162.

**Senate File 120**, a bill for an act relating to the control of vehicles

at institutions under the jurisdiction of the state board of regents, with report of committee recommending passage, was taken up for consideration.

Hansen of Black Hawk, District 37, offered the following amendment filed by him and moved its adoption :

Amend Senate File 120, as amended and passed by the Senate, as follows:

1. Page 2, line 15, by inserting after the period the following:

“Such procedure shall provide for adequate notice of violation, as well as sanction to be imposed, and shall allow an opportunity for hearing.”

2. Page 2, line 20, by inserting after the period the following:

“When there is a written agreement between the institution and its students, faculty, or staff, the sanction shall be included in the agreement.”

A non-record roll call was requested.

The ayes were 26, nays 58.

The amendment lost.

Knoke of Pottawattamie, District 79, offered the following amendment from the floor :

Amend Senate File 120 as follows:

1. Page 2, line 10, by inserting after the comma the word “and”.

2. Page 2, line 11, by striking all after the word “devices” and inserting after the word “devices” a period.

3. Page 2, by striking lines 12 through 26 and inserting in lieu thereof the following :

“All rules and regulations proposed hereunder shall be subject to chapter 17A, Code 1971.

A violation of such rules shall be a misdemeanor punishable by a fine of not more than one hundred dollars or by imprisonment in the county jail not to exceed thirty days.”

4. Page 2, by striking lines 27 through 31.

Division of the amendment was requested ; amendments 1, 2 and 3, lines 1 through 14, to be division 1 ; and amendment 4, line 15, to be division 2.

Uban of Black Hawk, District 38, moved that Senate File 120 be rereferred to the committee on higher education.

The motion lost.

(Senate File 120 and the Knoke amendment pending at adjournment.)

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate Concurrent Resolution 30, congratulating Coach Ed Gagnier and the Iowa State University Gymnastics Team on their achievements.

CARROLL A. LANE, Secretary

#### SENATE CONCURRENT RESOLUTION 30

By Van Drie

*Whereas*, Ed Gagnier has coached the Iowa State University Gymnastics Team to its first National Collegiate Athletic Association Championship, and

*Whereas*, three Cyclone performers: Brent Simmons, Russ Hoffman, and Dave Butzman won All-American Honors, and

*Whereas*, Brent Simmons was elected by a vote of the tournament coaches winner of the Nissen Award as the outstanding senior gymnast based on athletic ability, scholarship, and good sportsmanship, and

*Whereas* this 1971 Cyclone Team has carried the Cardinal and Gold to twenty-three straight victories in dual meets and is ranked number one nationally; therefore,

*Be It Resolved by the Senate, the House Concurring*, that the Iowa legislature in regular session April 8, 1971, in behalf of all Iowans, does hereby congratulate Coach Ed Gagnier and the Iowa State University Gymnastics Team on their several achievements and for reflecting great honor upon themselves, the Iowa State University and the State of Iowa and its people.

Laid over under Rule 25.

#### REPORTS OF COMMITTEE

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 215**, a bill for an act relating to notice of compensation commission appraisal of damages and appeal from the damages award, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 215 as follows:

1. Page 1, by striking the word "assessment" in lines 11, 12, and 13, and inserting in lieu thereof the word "appraisalment".

2. Page 1, line 13, by inserting after the first word "of" the words "mailing the notice of".

3. Page 1, line 14, by inserting after the word "court." the following: "The sheriff shall endorse the date of mailing of notice upon the original appraisal of damages."

4. Page 1, line 16, by inserting after the first comma the word "or".

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 464**, a bill for an act relating to the duty of support of certain dependents and providing for the enforcement of that duty, and defining desertion and providing penalties therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

1. Amend House File 464, page 2, line 24, by striking the words "duty of support" where they appear the second time and inserting in lieu thereof the words "financial responsibility".

CHARLES PELTON, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 241 by adding the following new section:
- 2 Sec. 5. Section three hundred twenty-one point two
- 3 hundred eighty-one (321.281), Code 1971, is hereby amend-
- 4 ed by inserting after paragraph one (1) the following:
- 5 In lieu of or prior to imposition of the punishment above
- 6 described for the first offense, the court, upon hearing,
- 7 may withhold sentencing while the defendant attends, at
- 8 his own expense, a course approved by the supreme
- 9 court and organized and operated under the supervision
- 10 of the department of public safety for the purpose of
- 11 rehabilitation of the drinking driver. Upon proof to the
- 12 court that the defendant has satisfactorily completed
- 13 the course, the court may suspend part or all of the
- 14 penalties in this section and section three hundred
- 15 twenty-one point two hundred nine (321.209) and may
- 16 place the defendant on parole for a period not to exceed
- 17 one year.

PELTON of Clinton, District 74

- 1 Amend House File 401 by striking all after line 2
- 2 and inserting in lieu thereof the following:
- 3 *Whereas*, the general assembly finds that super-
- 4 vision, regulation and control of those who attend or
- 5 otherwise observe films at drive-in and other open-air
- 6 motion picture theaters is difficult, inadequate and
- 7 ineffective, with the result that children and young
- 8 persons regularly and generally do, in fact, observe

9 films suitable only for adult and wholly unsuitable,  
 10 unwholesome and harmful to those of tender years; now  
 11 therefore,

12 *Be It Enacted by the General Assembly of the State of*  
 13 *Iowa:*

14 Section 1. A film containing scenes or frames  
 15 showing nude persons, or depicting sex relations or  
 16 acts of perversion, or the use of drugs as defined by  
 17 chapter two hundred three A (203A) of the Code, shall  
 18 not be shown at an open-air or drive-in motion picture  
 19 theater.

20 Sec. 2. Whoever shall exhibit a film forbidden by  
 21 this act shall be guilty of a misdemeanor. Provided  
 22 that in the trial of a charge of violating this section  
 23 the trier of fact after viewing the film shall decide  
 24 whether or not the film contained scenes or frames  
 25 specified in section 1 of this Act.

DOUGHERTY of Monroe, District 94  
 McELROY of Fremont, District 82  
 PRIEBE of Kossuth, District 6  
 WAUGH of Monona, District 27  
 TAYLOR of Dubuque, District 51  
 SCOTT of Cerro Gordo, District 18  
 WELLS of Linn, District 44  
 STROTHMAN of Henry, District 90  
 PELLETT of Cass, District 83  
 SIGLIN of Lucas, District 86  
 SARGISSON of Woodbury, District 24  
 TIEDEN of Clayton, District 14  
 TROWBRIDGE of Floyd, District 9  
 LOGEMANN of Worth, District 7  
 NORPEL of Jackson, District 52  
 MOFFITT of Appanoose, District 96  
 ROORDA of Jasper, District 67  
 EGENES of Story, District 33  
 COCHRAN of Webster, District 29  
 DUNTON of Keokuk, District 88  
 STROMER of Hancock, District 8  
 WELDEN of Hardin, District 32  
 FRANKLIN of Polk, District 64  
 MENDENHALL of Allamakee, District 13  
 HUSAK of Tama, District 41  
 WYCKOFF of Benton, District 42  
 RODGERS of Dallas, District 85  
 MILLER of Marshall, District 36  
 PATTON of Buchanan, District 20  
 DEN HERDER of Sioux, District 1  
 EDELEN of Emmet, District 5  
 CLARK of Lee, District 100  
 MAYBERRY of Webster, District 30  
 STANLEY of Linn, District 45  
 MOLLETT of Pottawattamie, District 80  
 NIELSEN of Shelby, District 53  
 STOKES of Plymouth, District 2

MIDDLESWART of Warren, District 93  
 DRAKE of Muscatine, District 71  
 WINKELMAN of Calhoun, District 26  
 MENEFEE of Fayette, District 19  
 PIERSON of Mahaska, District 87  
 KNOBLAUCH of Carroll, District 28  
 SCHROEDER of Pottawattamie, District 54  
 DOYLE of Woodbury, District 21  
 REX of Hamilton, District 31  
 BERGMAN of Osceola, District 3  
 ANDERSEN of Woodbury, District 23  
 GOODE of Davis, District 98  
 CHRISTENSEN of Union, District 95  
 STRAND of Poweshiek, District 68  
 CAMPBELL of Washington, District 89  
 KRUSE of O'Brien, District 4  
 GRASSLEY of Butler, District 10  
 FREEMAN of Buena Vista, District 15  
 CURTIS of Cherokee, District 25  
 McCORMICK of Delaware, District 48  
 MILLEN of Van Buren, District 99  
 SCHWARTZ of Wapello, District 97  
 RADL of Linn, District 43  
 ELLSWORTH of Dubuque, District 50  
 FISCHER of Grundy, District 35  
 WIRTZ of Palo Alto, District 16  
 SORG of Linn, District 47  
 LIPSKY of Linn, District 46  
 NYSTROM of Boone, District 55  
 ANANIA of Polk, District 65  
 HOLDEN of Scott, District 75  
 HANSEN of Black Hawk, District 37  
 KINLEY of Polk, District 66  
 CAMP of Clinton, District 73

1 Amend House File 573 as follows:

2 1. Page 3, line 15, by striking the numbers "[10.00]  
 3 15.00" and inserting in lieu thereof the number  
 4 "10.00".

5 2. Page 3, by inserting after line 27 the following:

6 "Sec. 3. Section one hundred ten point seventeen  
 7 (110.17), Code 1971, is amended by striking the unnumbered  
 8 paragraph two (2) and inserting in lieu thereof the  
 9 following:

10 'Upon written application to the state conservation  
 11 commission, one of the following persons shall be  
 12 issued a deer hunting license:

- 13 1. The owner residing on the farm unit; or
- 14 2. One member of the family of the owner, who  
 15 resides on the farm unit; or
- 16 3. The tenant residing on the farm unit; or
- 17 4. One member of the family of the tenant, who  
 18 resides on the farm unit.

19 The deer hunting permit shall be valid only for hunt-

20 ing on the farm unit upon which the licensee to whom  
21 it is issued resides.'”

KRUSE of O'Brien, District 4  
CHRISTENSEN of Union, District 95  
MIDDLESWART of Warren, District 93

Pursuant to the provisions of House Concurrent Resolution 29 duly adopted, the House was adjourned until 10:00 a.m., Monday, April 12, 1971.



# JOURNAL OF THE HOUSE

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Ninety-second Calendar Day—Fifty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, APRIL 12, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Daniel Knipper, pastor of the St. Joseph's Catholic Church, Bellevue, Iowa.

The Journal of Thursday, April 8, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hamilton of Cedar, District 72, indefinitely by the Speaker; Bennett of Polk, District 59, on request of Ewell of Black Hawk, District 39; Kennedy of Chickasaw, District 11, on request of Jesse of Polk, District 58.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Five Girl Scouts from Troop 256, Davenport, Iowa, accompanied by their leaders, Mrs. Jensen and Mrs. Vitoch. By Gluba of Scott, District 76.

Sixty fifth and sixth grade students from Jackson School, Des Moines, Iowa, accompanied by their teachers, Mrs. Keil and Miss Norris. By Kinley of Polk, District 66.

Six students from Westminster Presbyterian Church, Waterloo, Iowa, accompanied by Mr. Bachtel. By Schwieger of Black Hawk, District 40.

Twenty-five students from Garner Hayfield Community School, Garner, Iowa, accompanied by Reverend LeRoy Franz. By Stromer of Hancock, District 8.

Thirty students, members of the 4-H Club from Oskaloosa, Iowa, accompanied by their leaders, Mrs. Cadwallader, Mrs. Memmelaar and Mrs. Bruxvoort. By Pierson of Mahaska, District 87.

Twenty-five Girl Scouts from Cadette Troop 63, St. Johns School, Burlington, Iowa, accompanied by their leader, Mrs. John Brueck. By Schmeiser of Des Moines, District 91, and Monroe of Des Moines, District 92.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Stokes of Plymouth, District 2, from forty-six educators from the LeMars Community School favoring legislation requiring negotiations between public employees and their employers.

By Sargisson of Woodbury, District 24, a resolution from the town of Merville, Iowa, opposing any increase in sales or income tax, unless one-half of one cent of the sales tax is returned to the cities and towns.

By Wyckoff of Benton, District 42, from seventeen residents of Tama County favoring Senate Files 60, 107 and 276 and opposing House Files 126 and 185.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk Senate Concurrent Resolution 28, adopted by the Oklahoma State Senate March 31, 1971, and concurred in by the House of Representatives April 1, 1971, relating to petitioning the President of the United States to give the earliest consideration to the granting of executive clemency to Lt. William Calley.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 215 and 464, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 608**, by Dunton, a bill for an act relating to registration fees for airmen and aeronautics instructors.

Read first time and referred to committee on **ways and means**.

**House File 609**, by Ewell, a bill for an act relating to compensation received for work performed on Sunday or a legal holiday.

Read first time and referred to committee on **human and industrial relations**.

**House File 610**, by Norpel, Husak, Kinley, Wyckoff, Edelen, Blouin and Tieden, a bill for an act relating to zoning regulations

within prescribed distances of highways, parks, recreational areas, and navigable rivers.

Read first time and referred to committee on **transportation**.

**House File 611**, by Larson, a bill for an act relating to fees for certain hunting and fishing licenses.

Read first time and referred to committee on **conservation and recreation**.

**House File 612**, by Stromer, Drake and Winkelman, a bill for an act relating to partition fences.

Read first time and referred to committee on **county government**.

**House File 613**, by Fisher of Greene, Grassley, Andersen and Rex (Doderer), a bill for an act relating to deferred compensation for governmental employees.

Read first time and referred to committee on **state government**.

**House File 614**, by committee on county government, a bill for an act relating to the state fair board.

Read first time and referred to committee on **appropriations**.

**House File 615**, by committee on appropriations, a bill for an act relating to the costs of auditing the accounts of area schools.

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

**House File 616**, by Andersen, Bergman, Drake, Bray, Larson, Trowbridge, Rex, Egenes, Mayberry and Kennedy, a bill for an act relating to the payment of the salaries of state employees.

Read first time and referred to committee on **state government**.

**House File 617**, by Andersen, Nystrom, Bergman, Drake, Bray, Larson, Trowbridge, Rex, Egenes, Mayberry and Kennedy, a bill for an act relating to leave of absence for state employees.

Read first time and referred to committee on **state government**.

**House File 618**, by Pelton, Doyle, Gluba, Hamilton, Clark, Millen, Johnston, Stanley, Wells, Small, Mayberry, Pierson, Kelly, Mendenhall, Dougherty, Roorda, Radl, Bray, Kennedy, Cochran, Ellsworth, Knoke, Drake, Alt, Tieden, Dunton, Blouin, Holden, Mollett and Sorg (Riley, Robinson, Kennedy, Gaudineer, Davis, Potter, Coleman, Walsh and Kyhl), a bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.

Read first time and referred to committee on **county government**.

CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 393**, a bill for an act relating to waiver of right to jury trial in indictable misdemeanor cases, with report of committee recommending amendment and passage, was taken up for consideration.

Johnston of Johnson, District 70, offered the following amendment filed by the committee on judiciary and moved its adoption :

Amend House File 393 as follows:

1. Page 2, line 21, by striking the period and inserting in lieu thereof the words "which shall be filed as part of the court record."

The amendment was adopted.

Johnston of Johnson, District 70, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 393)

The ayes were, 77:

Alt	Gluba	Millen	Shaw
Anania	Goode	Miller	Siglin
Andersen	Hill	Moffitt	Stanley
Bergman	Holden	Mollett	Stokes
Bray	Husak	Nielsen	Strand
Camp	Johnston	Norpel	Stromer
Campbell	Kelly	Nystrom	Strothman
Christensen	Kinley	Patton	Taylor
Clark	Knoke	Pellet	Trowbridge
Cochran	Kreamer	Pelton	Uban
Curtis	Kruse	Pierson	Varley
Den Herder	Larson	Priebe	Waugh
Dougherty	Lawson	Rodgers	Welden
Drake	Mayberry	Sargisson	Wells
Dunton	McCormick	Schmeiser	Willits
Edelen	McElroy	Schroeder	Winkelman
Egenes	Mendenhall	Schwartz	Wirtz
Ellsworth	Menefee	Schwieger	Wyckoff
Ewell	Middleswart	Scott	Mr. Speaker
Fisher, C. R.			

The nays were, none.

Absent or not voting, 23:

Bennett	Grassley	Knoblauch	Roorda
Blouin	Hamilton	Lipsky	Skinner
Doyle	Hansen	Logemann	Small
Fischer, H. O.	Jesse	Monroe	Sorg
Franklin	Kehe	Radl	Tieden
Freeman	Kennedy	Rex	

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

**Senate File 312**, a bill for an act relating to the organization of corporations, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 312)

The ayes were, 86:

Alt	Gluba	Middleswart	Scott
Anania	Goode	Millen	Shaw
Andersen	Grassley	Miller	Siglin
Bergman	Hill	Moffitt	Small
Blouin	Holden	Mollett	Stanley
Bray	Husak	Monroe	Stokes
Camp	Jesse	Nielsen	Strand
Campbell	Johnston	Norpel	Stromer
Christensen	Kelly	Nystrom	Strothman
Clark	Kinley	Patton	Taylor
Cochran	Knoblauch	Pellett	Tieden
Curtis	Knoke	Pelton	Trowbridge
Den Herder	Kreamer	Pierson	Uban
Dougherty	Kruse	Priebe	Varley
Drake	Larson	Rex	Waugh
Dunton	Lawson	Rodgers	Wells
Egenes	Lipsky	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Fischer, H. O.	McCormick	Schroeder	Wirtz
Fisher, C. R.	McElroy	Schwartz	Wyckoff
Franklin	Mendenhall	Schwieger	Mr. Speaker
Freeman	Menefee		

The nays were, none.

Absent or not voting, 14:

Bennett	Hamilton	Logemann	Skinner
Doyle	Hansen	Radl	Sorg
Edelen	Kehe	Schmeiser	Welden
Ewell	Kennedy		

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

#### SENATE FILE 347 SUBSTITUTED FOR HOUSE FILE 434

Kreamer of Polk, District 63, asked and received unanimous consent to substitute **Senate File 347** for **House File 434**.

**Senate File 347**, a bill for an act relating to private foundations and charitable trusts, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 347)

The ayes were, 89:

Alt	Gluba	Miller	Shaw
Anania	Goode	Moffitt	Siglin
Andersen	Grassley	Mollett	Skinner
Bergman	Hill	Monroe	Small
Blouin	Holden	Nielsen	Stanley
Bray	Husak	Norpel	Stokes
Camp	Johnston	Nystrom	Strand
Campbell	Kelly	Patton	Stromer
Christensen	Kinley	Pellett	Strothman
Clark	Knoblauch	Pelton	Taylor
Cochran	Knoke	Pierson	Tieden
Curtis	Kreamer	Priebe	Trowbridge
Den Herder	Kruse	Radl	Uban
Dougherty	Lawson	Rex	Varley
Drake	Lipsky	Rodgers	Waugh
Dunton	Mayberry	Roorda	Welden
Edelen	McCormick	Sargisson	Wells
Egenes	McElroy	Schmeiser	Willits
Ellsworth	Mendenhall	Schroeder	Winkelman
Ewell	Menefee	Schwartz	Wirtz
Fisher, C. R.	Middleswart	Schwieger	Wyckoff
Franklin	Millen	Scott	Mr. Speaker
Freeman			

The nays were, 1:

Fischer, H. O.

Absent or not voting, 10:

Bennett	Hansen	Kennedy	Logemann
Doyle	Jesse	Larson	Sorg
Hamilton	Kehe		

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

#### HOUSE FILE 434 WITHDRAWN

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw **House File 434** from further consideration by the House.

**Senate File 257**, a bill for an act relating to fish which may be taken with licensed commercial fishing gear, with report of committee recommending passage, was taken up for consideration.

Mendenhall of Allamakee, District 13, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 257)

The ayes were, 87:

Alt	Freeman	Menefee	Shaw
Anania	Gluba	Middleswart	Siglin
Andersen	Goode	Miller	Skinner
Bergman	Grassley	Moffitt	Small
Blouin	Hill	Mollett	Stanley
Bray	Holden	Monroe	Stokes
Camp	Husak	Nielsen	Strand
Campbell	Johnston	Norpel	Stromer
Christensen	Kelly	Patton	Strothman
Clark	Kinley	Pellett	Taylor
Cochran	Knoblauch	Pelton	Tieden
Curtis	Knoke	Priebe	Trowbridge
Den Herder	Kreamer	Radl	Varley
Dougherty	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lawson	Roorda	Wells
Edelen	Lipsky	Sargisson	Willits
Ellsworth	Logemann	Schmeiser	Winkelman
Ewell	Mayberry	Schroeder	Wirtz
Fischer, H. O.	McCormick	Schwartz	Wyckoff
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker
Franklin	Mendenhall	Scott	

The nays were, 1:

Uban

Absent or not voting, 12:

Bennett	Hamilton	Kehe	Nystrom
Doyle	Hansen	Kennedy	Pierson
Egenes	Jesse	Millen	Sorg

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

#### HOUSE FILE 20 WITHDRAWN

Drake of Muscatine, District 71, asked and received unanimous consent to withdraw **House File 20** from further consideration by the House.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 32

Welden of Hardin, District 32, called up for consideration **House Concurrent Resolution 32**, filed on April 5, 1971, and found on page 841 of the House Journal, and moved its adoption.

A non-record roll call was requested.

The ayes were 51, nays 35.

The resolution was adopted.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 33

Welden of Hardin, District 32, called up for consideration **House**

**Concurrent Resolution 33**, filed on April 5, 1971, and found on page 842 of the House Journal, and moved its adoption.

Roll call was requested by Fischer of Grundy, District 35, and Cochran of Webster, District 29.

On the question "Shall the resolution be adopted?"

The ayes were, 56:

Alt	Hansen	Millen	Siglin
Andersen	Hill	Miller	Small
Bergman	Holden	Moffitt	Sorg
Camp	Kehe	Mollett	Stanley
Campbell	Kelly	Nielsen	Strand
Clark	Knoke	Nystrom	Stromer
Curtis	Kreamer	Pellett	Tieden
Den Herder	Kruse	Pelton	Trowbridge
Dougherty	Lawson	Pierson	Varley
Drake	Lipsky	Rex	Waugh
Edelen	Mayberry	Roorda	Welden
Egenes	McElroy	Schroeder	Winkelman
Fisher, C. R.	Mendenhall	Schwieger	Wirtz
Grassley	Menefee	Shaw	Mr. Speaker

The nays were, 35:

Anania	Freeman	Monroe	Skinner
Blouin	Gluba	Norpel	Stokes
Bray	Goode	Patton	Strothman
Christensen	Husak	Priebe	Taylor
Cochran	Johnston	Rodgers	Uban
Dunton	Knoblauch	Sargisson	Wells
Ellsworth	Larson	Schmeiser	Willits
Fischer, H.O.	Logemann	Schwartz	Wyckoff
Franklin	Middleswart	Scott	

Absent or not voting, 9:

Bennett	Hamilton	Kennedy	McCormick
Doyle	Jesse	Kinley	Radl
Ewell			

The resolution was adopted.

## CONSIDERATION OF BILLS

### WAYS AND MEANS CALENDAR

(House File 391 Pending)

**House File 391**, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

Waugh of Monona, District 27, offered the following amendment filed by the committee on ways and means on April 5, 1971, and moved its adoption:



Amend House File 391 as follows:

Page 2, line 31, by striking the word "twenty-five" and inserting in lieu thereof the word "fifty".

Page 2, line 32, by striking the word "ten" and inserting in lieu thereof the word "twenty".

A non-record roll call was requested.

The ayes were 77, nays 2.

The amendment was adopted.

Den Herder of Sioux, District 1, asked and received unanimous consent to withdraw the amendment filed by the committee on ways and means on March 24, 1971, and found on page 701 of the House Journal.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption:

Amend House File 391 as follows:

Page 6, by striking lines 5 through 17, inclusive.

A non-record roll call was requested.

The ayes were 43, nays 48.

The amendment lost.

Moffitt of Appanoose, District 96, asked and received unanimous consent to withdraw the Moffitt-Husak amendment filed on March 24, 1971, and found on page 701 of the House Journal.

Moffitt of Appanoose, District 96, offered the following amendment filed by him and Husak of Tama, District 41, and moved its adoption:

Amend House File 391, page 6, by striking lines 24 through 28 and inserting the following:

"Sec. 6. The licensing provisions of this Act shall not apply to any dealer or broker who has a license issued by the department to conduct a food establishment or locker plant and who purchases livestock for slaughter valued at less than an average daily value of one thousand five hundred dollars during the preceding twelve months or such part thereof as the dealer or broker was purchasing livestock. Said licensees are made subject to this Act as to the regulatory and penal provisions hereof. All other provisions of this Act shall apply to said dealers or brokers."

The amendment was adopted.

Cochran of Webster, District 29, moved to reconsider the vote by which the amendment by Fischer of Grundy failed to be adopted.

House File 391 and the Cochran motion pending at recess.

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of House File 391 and the motion by Cochran of Webster, District 29.

On the Cochran motion to reconsider the vote by which the amendment by Fischer of Grundy failed to be adopted, a non-record roll call was requested.

The ayes were 49, nays 34.

The motion prevailed.

(House File 391 and Fischer of Grundy amendment pending.)

### REPORT OF STEERING COMMITTEE

MR. SPEAKER: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:

- H. F. 123 To prohibit the discharge of sewage from residences into open ditches. By Varley, Lawson, et al. (Companion Bill S.F. 328)
- H. F. 563 COMMITTEE BILL. Relating to the powers of cities and other governmental bodies to form authority for the purpose of obtaining a supply of electric power and energy, gas and water. By committee on cities and towns; Alt, chairman.
- S. F. 217 Relating to compensating state employees for use of their motor vehicles. By committee on state government.
- H. F. 573 COMMITTEE BILL. Relating to fish and game licenses and fees. By committee on conservation and recreation; Tieden, chairman.
- H. F. 577 COMMITTEE BILL. Imposing fees for the use of certain state recreational areas. By committee on conservation and recreation; Tieden, chairman. (Companion Bill S.F. 346)
- H. F. 423 To provide for uniform traffic summons. By Kehe, Shaw and Knoke.
- H. F. 306 Relating to wine licenses for commercial establishments whose principal business is the sale of food. By Rodgers, Knoblauch, et al.
- H. F. 132 Relating to the penalties for false use of credit cards and fraudulent use of wire services. By Kelly.

FLOYD H. MILLEN, Chairman

REPORT OF COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

- H. F. 254 Relating to the rate of interest which may be paid by a real estate investment trust. By Shaw.
- H.J.R. 14 COMMITTEE BILL. Creating a committee to study the use of land and other related resources. By committee on Iowa development; Winkelman, chairman.
- H. F. 587 COMMITTEE BILL. Relating to rules of statutory construction. By committee on judiciary; Pelton, chairman.
- H. F. 209 Relating to county and city programs for senior citizens. By Dougherty and Stokes. (Companion Bill S.F. 140)
- H. F. 446 Relating to public recreation on private lands. By Scott.
- S. F. 210 Relating to the conversion of credit union charters. By Van Drie, et al.
- H. F. 515 Legalize proceedings of the Board of Township Trustees of Delaware Township of Polk County. By Skinner.
- S. F. 277 Legalize procedures within West Marshall Community School District. By Mowry.
- H. F. 600 COMMITTEE BILL. Relating to minimum age for appointment of commissioned and warrant officers in the national guard. By committee on state government; Fisher of Greene, chairman.
- H. F. 601 COMMITTEE BILL. Relating to the interagency liaison committee. By committee on state government; Fisher of Greene, chairman.
- H. F. 605 COMMITTEE BILL. Relating to the regulated use of ground water. By committee on county government; Rex, chairman.
- H. F. 215 Relating to notice of compensation commission appraisal of damages. By Dunton.

NATHAN F. SORG, Chairman

COMMUNICATION FROM THE SECRETARY OF STATE

April 8, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I hereby certify that House File 177 was published in the Newton Daily News, Newton, Iowa, March 12, 1971, and in The Sheldon Mail, Sheldon, Iowa, March 10, 1971.

I further certify that Senate File 171 was published in the Waterloo

Daily Courier, Waterloo, Iowa, March 23, 1971, and in the Jackson Sentinel, Maquoketa, Iowa, March 20, 1971.

Respectfully submitted,  
**MELVIN D. SYNHORST**  
 Secretary of State

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 122, 133, 249, 209 and 353.

**ELIZABETH R. MILLER,**  
 Chairwoman, House Committee  
**JOHN C. RHODES,**  
 Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 122, 133, 209, 249 and 353.

#### REPORTS OF COMMITTEE

Goode of Davis, District 98, from the committee on transportation, submitted the following reports:

**MR. SPEAKER:** Your committee on transportation to whom as referred **House File 205**, a bill for an act to require motor trucks, trailers and semi-trailers carrying certain kinds of freight to be covered, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 205, page 1, line 9 by striking the words "or otherwise dislodged".

**DEWEY E. GOODE,** Chairman

Also:

**MR. SPEAKER:** Your committee on transportation to whom as referred **House File 454**, a bill for an act relating to motor vehicle registration cards, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

**DEWEY E. GOODE,** Chairman

## AMENDMENTS FILED

- 1 Amend the appropriations committee amendment filed  
 2 April 7, 1971, to House File 73, by striking from  
 3 lines 3 and 4, the words "state soil conservation  
 4 committee" and inserting in lieu thereof the words  
 5 "Department of Soil Conservation".

CAMP of Clinton, District 73

- 1 Amend House File 129 as follows:  
 2 1. Page 6, line 26, by inserting after the  
 3 word "government" the following: ", except the  
 4 buildings and grounds referred to in section 77  
 5 hereof".  
 6 2. Page 7, line 2, by inserting after the  
 7 word "buildings" the following: ", except the  
 8 buildings and grounds referred to in section 77  
 9 hereof".  
 10 3. Page 10, line 9, by inserting after the  
 11 word "buildings" the following: ", except the  
 12 buildings and grounds referred to in section 77  
 13 hereof".

LAWSON of Cerro Gordo, District 17

FISHER of Greene, District 56

- 1 Amend House File 451, line 8, by inserting  
 2 after the word "Iowa," the word "*permanently*".

EDELEN of Emmet, District 5

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Tuesday, April 13, 1971.

# JOURNAL OF THE HOUSE

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Ninety-third Calendar Day—Sixtieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, APRIL 13, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Eugene Kramer, pastor of the Emmanuel Lutheran Church, Waterloo, Iowa.

The Journal of Monday, April 12, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Mollett of Pottawattamie, District 80, on request of Stanley of Linn, District 45; Bennett of Polk, District 59, on request of Ewell of Black Hawk, District 39.

## PRESENTATION OF DISTINGUISHED GUEST

The Speaker announced that a distinguished visitor was present in the House chamber and requested that the Honorable John Camp escort him to the Speaker's station.

Representative Camp presented James Bohay, director of the Midwest Council of State Government.

Mr. Bohay addressed the House briefly on the services of the council that are available to the legislators and public officials.

## PRESENTATION OF VISITORS

Varley of Adair, District 84, presented to the House the Honorable Joseph B. Flatt, former member of the House in the Fifty-eighth General Assembly and state Senator in the Fifty-ninth, Sixtieth, Sixtieth Extra, Sixty-first, Sixty-second and Sixty-third General Assemblies, representing Adair, Cass and Madison Counties.

The Speaker announced that the following visitors were present in the House chamber :

Fifty-four fifth grade students from Earlham Community School, Earlham, Iowa, accompanied by their teachers, Mrs. Birk and Mrs. Brown. By Varley of Adair, District 84.

Seventy-five sixth grade students from Corning Elementary School, Corning, Iowa, accompanied by their teacher, Warren Steffen. By Varley of Adair, District 84.

Fifty-two fifth grade students from Clive School, West Des Moines, Iowa, accompanied by their teachers, Mrs. Daubenberger and Mrs. Saverman. By Alt of Polk, District 61.

Eighty eighth grade students from Prairie Junior High School, Callender, Iowa, accompanied by their principal, Richard E. Phillips, and teachers, Mrs. Barbara Bastow and Gary Boerner. By Cochran of Webster, District 29.

Sixteen civics class students from St. Joseph's School, Neola, Iowa, accompanied by their teacher, Mrs. Alice Masker. By Schroeder of Pottawattamie, District 54.

Forty seventh and eighth grade students from Palmer Consolidated School, Palmer, Iowa, accompanied by their principal, James Wolf. By Wirtz of Palo Alto, District 16, and Priebe of Kossuth, District 6.

Seventy-nine sixth grade students from Highland Community School, Ainsworth and Riverside, Iowa, accompanied by their teachers, Mrs. Curley, Mrs. Bowman, Mrs. Bainbridge, Mr. Daubenberger and Mr. Brissman. By Campbell of Washington, District 89.

Seven students from the National Honor Society, Fox Valley High School, Milton, Iowa, accompanied by their principal, John Ashton, and sponsor, Marjorie Koellner. By Millen of Van Buren, District 99.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Pellett of Cass, District 83, from twenty residents of Cass County opposing Senate File 351 and favoring continued support of the Iowa meat and poultry inspection law.

By Husak of Tama, District 41, from nineteen members of the Auxiliary Unit 335 of Dysart, Iowa, opposing House Files 126 and 185, relating to the Iowa Soldiers Home, and favoring Senate Files 60, 107, 276 and 307, providing for tax exemptions and credits to veterans and widows of veterans.

By Monroe of Des Moines, District 92, from thirteen residents of Des Moines County favoring chapter 725.5 as presently stated in the Code.

By Shaw of Scott, District 78, from fifty-two residents of Lee County favoring House File 345, relating to the sale of beer and liquor on Sunday.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 205 and 454, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 619**, by Schwieger, a bill for an act relating to the arrest and court records of juveniles.

Read first time and referred to committee on **judiciary**.

**House File 620**, by Dunton, a bill for an act relating to penalties for violations of terms of certificates of convenience and necessity by motor carriers.

Read first time and referred to committee on **transportation**.

**House File 621**, by Taylor, a bill for an act relating to conditions of withdrawal from a county library district.

Read first time and referred to committee on **county government**.

**House File 622**, by Norpel, a bill for an act relating to state income tax returns.

Read first time and referred to committee on **ways and means**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has refused to concur in House amendment to:

Senate File 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein and passed:

**House File 12**, a bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles.

Also: That the Senate has concurred in the House amendment to the Senate amendment and passed:

**House File 29**, a bill for an act relating to payment of subsequent damages to property owners.

CARROLL A. LANE, Secretary



## CONSIDERATION OF BILLS

## UNFINISHED BUSINESS

The House resumed consideration of **House File 391**, a bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption :

Amend House File 391 as follows:

Page 6, by striking lines 5 through 17, inclusive.

Roll call was requested by Fischer of Grundy, District 35, and Middleswart of Warren, District 93.

On the question "Shall the amendment be adopted?"

The ayes were, 59:

Alt	Kehe	Nystrom	Stanley
Andersen	Kinley	Patton	Strand
Bergman	Knoblauch	Pellett	Tieden
Blouin	Knoke	Pelton	Trowbridge
Christensen	Kreamer	Pierson	Uban
Clark	Larson	Priebe	Varley
Cochran	Lawson	Radl	Waugh
Curtis	Mayberry	Rex	Welden
Dougherty	McCormick	Rodgers	Wells
Drake	McElroy	Roorda	Willits
Dunton	Menefee	Sargisson	Winkelman
Egenes	Middleswart	Schmeiser	Wirtz
Fischer, H. O.	Millen	Scott	Wyckoff
Franklin	Monroe	Small	Mr. Speaker
Jesse	Norpel	Sorg	

The nays were, 29:

Anania	Freeman	Kruse	Schroeder
Bray	Goode	Lipsky	Schwieger
Camp	Grassley	Logemann	Siglin
Campbell	Hansen	Mendenhall	Stokes
Den Herder	Holden	Miller	Stromer
Edelen	Husak	Moffitt	Strothman
Ellsworth	Kelly	Nielsen	Taylor
Fisher, C. R.			

Absent or not voting, 12:

Bennett	Gluba	Johnston	Schwartz
Doyle	Hamilton	Kennedy	Shaw
Ewell	Hill	Mollett	Skinner

The amendment was adopted.

Kruse of O'Brien, District 4, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 391)

The ayes were, 80:

Alt	Gluba	Miller	Siglin
Anania	Grassley	Moffitt	Small
Bergman	Hansen	Monroe	Sorg
Blouin	Husak	Nielsen	Stanley
Camp	Jesse	Norpel	Stokes
Campbell	Kehe	Nystrom	Strand
Christensen	Kinley	Patton	Stromer
Clark	Knoblauch	Pellett	Strothman
Cochran	Knoke	Pelton	Taylor
Den Herder	Kreamer	Pierson	Tieden
Dougherty	Kruse	Priebe	Trowbridge
Drake	Larson	Radl	Varley
Dunton	Lawson	Rex	Waugh
Edelen	Logemann	Rodgers	Welden
Egenes	McCormick	Roorda	Wells
Ewell	McElroy	Sargisson	Willits
Fischer, H. O.	Mendenhall	Schmeiser	Winkelman
Fisher, C. R.	Menefee	Schroeder	Wirtz
Franklin	Middleswart	Scott	Wyckoff
Freeman	Millen	Shaw	Mr. Speaker

The nays were, 12:

Andersen	Ellsworth	Kelly	Schwartz
Bray	Goode	Lipsky	Schwieger
Curtis	Holden	Mayberry	Uban

Absent or not voting, 8:

Bennett	Hamilton	Johnston	Mollett
Doyle	Hill	Kennedy	Skinner

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

#### HOUSE FILE 160 WITHDRAWN

Kruse of O'Brien, District 4, asked and received unanimous consent to withdraw **House File 160** from further consideration by the House.

#### APPROPRIATIONS CALENDAR

(House File 73 Pending)

The House resumed consideration of **House File 73**, a bill for an act relating to conservation of soil and water resources of the state, and to control of water pollution, with report of committee recommending amendment and passage.

Campbell of Washington, District 89, offered the following amendment filed by the committee on environmental preservation:

Amend House File 73 as follows:

1. Page 37, line 6, by inserting after the word "arose" the words "had submitted application for public cost-

sharing funds pursuant to section thirty-five (35) of this Act, or”.

2. Page 39, line 33, by inserting after the word “as” the word “*ex officio*”.

3. Page 40, line 3, by inserting after the word “Seven” the word “*voting*”.

4. Page 40, lines 5 and 6, by striking the words “bona fide farmers living on farms” and inserting in lieu thereof the words “[bona fide farmers living on farms] *persons engaged in actual farming operations*”.

5. Page 42, by striking lines 21 through 28, inclusive, and inserting in lieu thereof the following:

“2. ‘Soil and water conservation practices’ means any of the practices designated in or pursuant to this subsection which serve to prevent erosion of soil by wind or water, in excess of applicable soil loss limits, from land used for agricultural or horticultural purposes only.

a. ‘Permanent soil and water conservation practices’ means planting of perennial grasses, legumes, shrubs, or trees, the establishment of grassed waterways, and the construction of terraces.

b. ‘Temporary soil and water conservation practices’ means planting of annual or biennial crops, use of strip-cropping, contour planting, minimum or mulch tillage, and any other cultural practices approved by the state soil conservation committee”.

6. Page 44, line 10, by striking the word “commission” and inserting in lieu thereof the word “committee”.

7. Page 44, line 13, by striking the word “higher”.

8. Page 44, line 14, by striking the words “than can” and inserting in lieu thereof the words “that cannot”.

9. Page 46, by striking from lines 25 and 26 the words “in an amount equal to at least seventy-five percent of the cost of establishing such practice”.

10. Page 46, line 28, by inserting after the word “occupant” the following:

“in an amount equal to at least seventy-five percent of the cost of any permanent soil and water conservation practice, or at least twenty-five percent of the cost of any temporary soil and water conservation practice. The state soil conservation commission shall review these requirements at least once each year, and may authorize soil conservation district commissioners to make the mandatory establishment of any specified soil and water conservation practice in any particular case conditional on a higher proportion of public cost-sharing than is required by this section. When the commissioners have been so authorized, they shall, in determining the amount of cost-sharing for establishment of a specified soil and water conservation practice to comply with an administrative order issued pursuant to section thirty-four (34) of this Act, consider the extent to which the practice will contribute benefits to the public in rela-

tion to the benefits that will accrue to the individual owner or occupant of the land on which the practice is to be established”.

Speaker pro tempore Millen in the chair at 11:10 a.m.

Cochran of Webster, District 29, offered the following amendment filed by him and Varley of Adair, District 84, and moved its adoption:

Amend the committee on environmental preservation amendment to House File 73 as follows:

1. By striking lines 14 through 29, inclusive, and renumbering the succeeding amendments accordingly.

2. By striking lines 35 through 58, inclusive, and inserting in lieu thereof the following:

“8. Page 46, by striking from line 25 all after the word ‘funds’, and striking lines 26 and 27 and all of line 28 before the period in that line, and inserting in lieu thereof the following:

‘are available for such practice in an amount established by the state soil conservation committee. In determining the amount of cost sharing for each approved type of practice, the committee shall consider the extent to which the practice contributes benefits to the public in relation to the benefits that will accrue to the individual owner or occupant.

The committee shall review the minimums established for cost sharing once a year and may change them to conform to changes in cost benefits or damages’.”

Roll call was requested by Cochran of Webster, District 29, and Uban of Black Hawk, District 38.

On the question “Shall the amendment to the amendment be adopted?”

The ayes were, 43:

Alt	Harbor	Mayberry	Schwartz
Anania	Hill	McCormick	Schwieger
Andersen	Jesse	Middleswart	Shaw
Blouin	Johnston	Monroe	Small
Bray	Kelly	Norpel	Sorg
Christensen	Kennedy	Nystrom	Stromer
Cochran	Kinley	Pelton	Uban
Egenes	Knoblauch	Radl	Varley
Ewell	Knoke	Rodgers	Willits
Gluba	Kreamer	Sargisson	Speaker
Hansen	Larson	Schmeiser	(Millen)

The nays were, 50:

Bergman	Den Herder	Ellsworth	Grassley
Camp	Dougherty	Fischer, H. O.	Holden
Campbell	Drake	Fisher, C. R.	Husak
Clark	Dunton	Freeman	Kehe
Curtis	Edelen	Goode	Kruse

Lawson	Patton	Siglin	Trowbridge
Lipsky	Pellett	Stanley	Waugh
Logemann	Pierson	Stokes	Welden
McElroy	Priebe	Strand	Wells
Mendenhall	Rex	Strothman	Winkelman
Miller	Roorda	Taylor	Wirtz
Moffitt	Schroeder	Tieden	Wyckoff
Nielsen	Scott		

Absent or not voting, 7:

Bennett	Franklin	Menefee	Skinner
Doyle	Hamilton	Mollett	

The amendment to the amendment lost.

(House File 73 and the committee amendment pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### HOUSE FILE 335 REREFERRED

The Speaker announced that **House File 335** previously referred to the committee on appropriations is rereferred to the committee on **ways and means**.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate insists on its amendment to House File 369, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives, requests a conference committee, and that the President of the Senate has appointed as members of the conference committee, on the part of the Senate: the Senator from Scott, Mr. Nicholson, chairman; the Senator from Hardin, Mr. Potgeter; the Senator from Johnson, Mrs. Doderer, and the Senator from Clinton, Mr. Shaff.

CARROLL A. LANE, Secretary

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 1, 1971, he approved and transmitted to the Secretary of State the following resolution:

House Joint Resolution 15, relating to extending the right to vote to citizens eighteen years of age or older.

A communication was received from the Governor announcing that on April 9, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 250, an act relating to the changing and regulation of mileage

measurements contained on motor vehicle odometers and providing penalties for violating the act.

Senate File 365, an act to provide for this state to enter into the midwest nuclear compact.

#### REPORTS OF COMMITTEE

Rex of Hamilton, District 31, from the committee on county government, submitted the following reports:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 257**, a bill for an act relating to assessments levied by drainage and levee districts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 452**, a bill for an act relating to the clarification of the notification date to property owner by county assessor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

Also:

MR. SPEAKER: Your committee on county government, to whom was referred **House File 503**, a bill for an act relating to levee and drainage districts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CLYDE REX, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 73 by adding the following new
- 2 section:
- 3 "There is hereby appropriated from the general
- 4 fund the amount of six million seven hundred thousand
- 5 dollars to be used as matching funds for soil conser-
- 6 vation practices, under the guidelines of this act."

BLOUIN of Dubuque, District 49

- 1 Amend House File 73 as follows:
- 2 1. Page 39, line 33, by striking the words
- 3 "[six] ten" and inserting in lieu thereof the
- 4 word "six".
- 5 2. Page 39, line 33, by striking the word "shall"
- 6 and inserting in lieu thereof the word "may".
- 7 3. Page 41, line 15, by striking the word
- 8 "shall" and inserting in lieu thereof the
- 9 word "may".

LOGEMANN of Worth, District 7

1 Amend House File 123 as follows:

2 1. Page one, line 1, by striking the words "from  
3 residences."

4 2. Page 2, lines 5 and 6, by striking the words  
5 "used for residential purposes".

UBAN of Black Hawk, District 38  
COCHRAN of Webster, District 29

1 Amend House File 132 as follows:

2 1. Page 1, line 11, by striking the word "one" and  
3 substituting in lieu thereof the word "three".

4 2. Page 1, line 17, by striking the word "one" and  
5 substituting in lieu thereof the word "three".

McCORMICK of Delaware, District 48

1 Amend House File 164, page 3, by adding to  
2 section 5 thereof the following:

3 "The twelve months period of residence  
4 in the proposed home required in section six  
5 hundred point two (600.2) of the Code shall not  
6 apply to this section."

GOODE of Davis, District 98

1 Amend House File 164 by adding thereto the fol-  
2 lowing new section:

3 Section four hundred twenty-two point nine  
4 (422.9), subsection two (2), Code 1971, is amended  
5 by adding the following new paragraph:

6 "Add the amount by which expenses paid or incur-  
7 red in connection with the adoption of a child by  
8 the taxpayer exceed three percent of the net income  
9 of the taxpayer, or of the taxpayer and spouse in  
10 the case of a joint return. The expenses may in-  
11 clude medical and hospital expenses of the natural  
12 mother which are incident to the child's birth and  
13 are paid by the taxpayer, and welfare agency fees,  
14 legal fees, and all other fees and costs relating  
15 to the adoption."

KREAMER of Polk, District 63

1 Amend the Dougherty, et al., amendment to House  
2 File 401, filed April 8, 1971, line 19 by inserting  
3 after the word "theater" the following: ", unless  
4 the viewing screen is not visible from outside the  
5 theater grounds".

STROMER of Hancock, District 8  
TAYLOR of Dubuque, District 51

1 Amend House File 423 as follows:

2 1. Page 4, by striking all after the period  
3 in line 3 and all of lines 4 and 5 and inserting in  
4 lieu thereof the following: "A receipt for payment  
5 may be obtained upon request to the court and by  
6 furnishing a postage-paid addressed envelope."

7 2. Pages 6 and 7 by striking all of Sec. 8

8 and inserting in lieu thereof the following:  
 9 "Sec. 8. Section three hundred twenty-one point  
 10 two hundred seven (321.207) is amended by striking  
 11 unnumbered paragraph two (2)."

KEHE of Bremer District 12  
 KNOKE of Pottawattamie, District 79

1 Amend the agriculture committee amendment, filed  
 2 April 7, to House File 451, line 2, by inserting  
 3 before the word "in-", the word "*permanently*".

EDELEN of Emmet, District 5

1 Amend House File 563, as follows:  
 2 1. Page 7, line 1, by adding after the period,  
 3 "Net revenues of the public authority which are not  
 4 needed for debt service or expansion, shall be re-  
 5 turned to the various municipalities in proportion to  
 6 their purchases from the public authority."  
 7 2. Page 7, lines 6, 7, and 8, by striking the  
 8 words "All property of public authorities is exempt  
 9 from taxation by the state of Iowa and its political  
 10 subdivisions."  
 11 3. Page 11, by striking all of section 19 and  
 12 renumber the subsequent sections.

UBAN of Black Hawk, District 38

1 Amend Senate File 190, as passed by the Senate  
 2 and reprinted, as follows:  
 3 1. Page 1, lines 4 and 5, by striking the words  
 4 "or construction,"  
 5 2. Page 1, line 12, by striking all after the  
 6 word "Code." and all of lines 13 and 14 and the  
 7 words "their operation." in line 15 and inserting  
 8 in lieu thereof the words "The board shall establish  
 9 rules and regulations for the operation of each such  
 10 facility."  
 11 3. Page 2, lines 2 and 3, by striking the words  
 12 "the age, sex, or type of offender or person which  
 13 may be detained or confined therein;"  
 14 4. Page 3, line 6, by striking the word "may"  
 15 and inserting in lieu thereof the word "shall".

KREAMER of Polk, District 63

On motion by Kreamer of Polk, District 63, the House adjourned  
 until 9:00 a.m., Wednesday, April 14, 1971.



# JOURNAL OF THE HOUSE

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Ninety-fourth Calendar Day—Sixty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, APRIL 14, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Emmett Bush, pastor of the Lutheran Church, Bellevue, Iowa.

The Journal of Tuesday, April 13, 1971, was approved.

## PRESENTATION OF VISITORS

Grassley of Butler, District 10, presented to the House the Honorable Floyd P. Edgington, former member of the House in the Fifty-fifth, Fifty-sixth, Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth, Sixtieth Extra, Sixty-first, Sixty-second and Sixty-third General Assemblies, representing Franklin County.

Bennett of Polk, District 59, presented to the House the Honorable Thomas A. Renda, former member of the House in the Sixty-first, Sixty-second and Sixty-third General Assemblies, representing Polk County.

The Speaker announced that the following visitors were present in the House chamber:

Thirty-two government class students from Kanawha High School, Kanawha, Iowa, accompanied by their teacher, Robert Sallee. By Stromer of Hancock, District 8.

Sixty junior students from Interstate 35 Community School, Truro, Iowa, accompanied by their teachers, Mrs. Jordan, Mr. Alney and Mr. Brugman. By Siglin of Lucas, District 86.

One hundred thirty-eight students from Audubon High School, Audubon, Iowa, accompanied by their teacher, D. E. Kristensen. By Pellett of Cass, District 83.

Twenty senior students from Lone Tree Community School, Lone Tree, Iowa, accompanied by their teacher, LaVerne E. Barton. By Johnston of Johnson, District 70.

Sixty-two ninth grade students from Webster City School, Webster City, Iowa, accompanied by their teacher, Mrs. Mabel Card. By Rex of Hamilton, District 31.

Fourteen eighth grade students from Alden Community School, Alden, Iowa, accompanied by their teacher, Janet Ziesman. By Welden of Hardin, District 32.

Seventy-three senior students from North Tama High School, Traer, Iowa, accompanied by their principal, Mr. Clark, and advisors, Mr. Law and Mr. Phillips. By Husak of Tama, District 41.

Sixty senior students from Holstein High School, Holstein, Iowa, accompanied by their teachers, Mrs. Hansen, Mr. Lester and Mr. Kraai. By Curtis of Cherokee, District 25.

Thirty-eight students from the Rockwell-Swaledale Consolidated School, Rockwell, Iowa, accompanied by their teacher, Jim Fredrickson. By Scott of Cerro Gordo, District 18.

Twenty-four fifth grade students from Gilman School, Gilman, Iowa, accompanied by their teacher, Mrs. Paul Jones. By Fischer of Grundy, District 35.

Sixty eighth grade students from Dysart-Geneseo Consolidated School, Geneseo, Iowa, accompanied by their teacher, Mr. Bode. By Husak of Tama, District 41.

#### BIRTHDAY CONGRATULATIONS

Stromer of Hancock, District 8, rose on a point of personal privilege and on behalf of the House extended to the Honorable Laverne W. Schroeder a "Happy Birthday."

#### PETITIONS FILED

The following petitions were received and placed on file:

By Tieden of Clayton, District 14, from one hundred five residents of Clayton County opposing Senate File 463, relating to registration of snowmobiles.

By Lawson of Cerro Gordo, District 17, a resolution from the city of Mason City favoring an increase in state sales tax with proceeds to be returned to cities on a per capita basis.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 257, 452 and 503, under Rule 35.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced a time change on the legislative memorial session, pursuant to House Concurrent Resolution 31, from Wednesday, April 28, 1971, to Tuesday, April 27, 1971.

OBJECTION TO HOUSE FILE 601 ON  
NONCONTROVERSIAL CALENDAR

MR. SPEAKER: Pursuant to the rules of the steering committee, we the undersigned request that House File 601 be removed from the steering committee noncontroversial calendar.

JOAN LIPSKY  
DALE M. COCHRAN  
NORMAN G. RODGERS  
JOHN H. CLARK  
LAVERNE W. SCHROEDER

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a report by the Governor of Iowa of each case of pardon, reprieve, commutation, and suspension granted and the names of all persons in whose favor remissions of fines and forfeitures have been granted, for the period ending at 2:00 p.m. on January 2, 1971, in compliance with section 16, Article IV, of the Constitution.

## INTRODUCTION OF BILLS

**House File 623**, by Schwieger, Holden, Camp, Schroeder and Grassley, a bill for an act relating to application of income tax refunds to court-ordered support payments.

Read first time and referred to committee on **judiciary**.

**House File 624**, by Schwieger and Knoke, a bill for an act relating to evaluations of the emotional stability of parents or guardians whose children are adjudicated to be neglected, dependent, or delinquent.

Read first time and referred to committee on **social services**.

**House File 625**, by committee on judiciary, a bill for an act relating to city and town ordinances.

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

**House File 626**, by Ewell, a bill for an act relating to the removal of tracks from an abandoned railway right-of-way.

Read first time and referred to committee on **transportation**.

**House File 627**, by Ellsworth, Mollett and Stanley (Walsh and Kennedy), a bill for an act relating to the regulation, licensing and control of the dispensing of optical devices.

Read first time and referred to committee on **social services**.

**House File 628**, by Pelton, a bill for an act establishing a study of the public information activities of the executive branch and to make an appropriation.

Read first time and referred to committee on **appropriations**.

**House File 629**, by committee on transportation, a bill for an act relating to temporary restrictions on weight and load of motor vehicles, and to provide penalties for violation of temporary restrictions.

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

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS CALENDAR  
(House File 73 Deferred)

The House resumed consideration of **House File 73**, a bill for an act relating to conservation of soil and water resources of the state and to control of water pollution, and the following amendment filed by the committee on environmental preservation:

Amend House File 73 as follows:

1. Page 37, line 6, by inserting after the word "arose" the words "had submitted application for public cost-sharing funds pursuant to section thirty-five (35) of this Act, or".
2. Page 39, line 33, by inserting after the word "as" the word "*ex officio*".
3. Page 40, line 3, by inserting after the word "Seven" the word "*voting*".
4. Page 40, lines 5 and 6, by striking the words "bona fide farmers living on farms" and inserting in lieu thereof the words "[bona fide farmers living on farms] *persons engaged in actual farming operations*".
5. Page 42, by striking lines 21 through 28, inclusive, and inserting in lieu thereof the following:
  - "2. 'Soil and water conservation practices' means any of the practices designated in or pursuant to this subsection which serve to prevent erosion of soil by wind or water, in excess of applicable soil loss limits, from land used for agricultural or horticultural purposes only.
    - a. 'Permanent soil and water conservation practices' means planting of perennial grasses, legumes, shrubs, or trees, the establishment of grassed waterways, and the construction of terraces.

b. 'Temporary soil and water conservation practices' means planting of annual or biennial crops, use of strip-cropping, contour planting, minimum or mulch tillage, and any other cultural practices approved by the state soil conservation committee".

6. Page 44, line 10, by striking the word "commission" and inserting in lieu thereof the word "committee".

7. Page 44, line 13, by striking the word "higher".

8. Page 44, line 14, by striking the words "than can" and inserting in lieu thereof the words "that cannot".

9. Page 46, by striking from lines 25 and 26 the words "in an amount equal to at least seventy-five percent of the cost of establishing such practice".

10. Page 46, line 28, by inserting after the word "occupant" the following:

"in an amount equal to at least seventy-five percent of the cost of any permanent soil and water conservation practice, or at least twenty-five percent of the cost of any temporary soil and water conservation practice. The state soil conservation commission shall review these requirements at least once each year, and may authorize soil conservation district commissioners to make the mandatory establishment of any specified soil and water conservation practice in any particular case conditional on a higher proportion of public cost-sharing than is required by this section. When the commissioners have been so authorized, they shall, in determining the amount of cost-sharing for establishment of a specified soil and water conservation practice to comply with an administrative order issued pursuant to section thirty-four (34) of this Act, consider the extent to which the practice will contribute benefits to the public in relation to the benefits that will accrue to the individual owner or occupant of the land on which the practice is to be established".

Campbell of Washington, District 89, offered the following amendment filed by him and moved its adoption:

Amend the committee on environmental preservation amendment to House File 73, filed March 5, 1971, line 24, by inserting after the word "terraces" the following: ", or other permanent soil and water practices approved by the state soil conservation committee".

The amendment to the committee amendment was adopted.

Campbell of Washington, District 89, asked and received unanimous consent to withdraw the amendment filed by him on March 23, 1971, and found on page 689 of the House Journal.

Varley of Adair, District 84, offered the following amendment from the floor:

Amend the committee on environmental preservation amendment to House File 73 by striking lines 40 through 43 and inserting in lieu thereof the following:

"in an amount equal to at least fifty percent of the cost of any permanent soil and water conservation practice, or an amount set by the state soil conservation committee of any temporary soil and water conservation practice. The state".

Kruse of O'Brien, District 4, asked and received unanimous consent that House File 73 be deferred and retained on the calendar under unfinished business.

(House File 73 and Varley amendment pending.)

#### STEERING COMMITTEE CALENDAR

(House File 123 Deferred)

**House File 123**, a bill for an act to prohibit the discharge of sewage from residences into open ditches along the right-of-way of any highway or public road, and to provide penalties therefor, with report of committee recommending passage, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and Cochran of Webster, District 29, and moved its adoption:

Amend House 123 as follows:

1. Page one, line 1, by striking the words "from residences".
2. Page 2, lines 5 and 6, by striking the words "used for residential purposes".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent that **House File 123** be deferred.

#### APPROPRIATIONS CALENDAR

**House File 606**, a bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 606)

The ayes were, 90:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Middleswart	Siglin
Bennett	Goode	Miller	Small
Bergman	Grassley	Moffitt	Sorg
Blouin	Hansen	Mollett	Stanley
Bray	Hill	Monroe	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Jesse	Patton	Strothman
Clark	Johnston	Pellett	Taylor
Cochran	Kennedy	Pelton	Tieden
Curtis	Kinley	Pierson	Trowbridge
Den Herder	Knoblauch	Priebe	Varley
Dougherty	Knoke	Radl	Waugh
Doyle	Kreamer	Rex	Welden
Drake	Kruse	Rodgers	Willits
Dunton	Larson	Roorda	Winkelman
E. delen	Lawson	Sargisson	Wirtz
Ellsworth	Lipsky	Schmeiser	Wyckoff
Ewell	Logemann	Schroeder	Speaker
Fischer, H. O.	Mayberry	Schwartz	(Millen)
Fisher, C. R.	McElroy	Schwieger	

The nays were, 2:

Skinner                    Uban

Absent or not voting, 8:

Egenes	Harbor	Kelly	Norpel
Hamilton	Kehe	McCormick	Wells

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

Speaker Harbor in the chair at 10:50 a.m.

#### STEERING COMMITTEE CALENDAR

(House File 577 Pending)

**House File 577**, a bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations, was taken up for consideration.

Skinner of Polk, District 60, rose on a point of order and invoked Rule 31.

The Speaker ruled the point not well taken.

Egenes of Story, District 33, offered the following amendment from the floor:

Amend House File 577 as follows:

1. Page 2, line 21, by striking the word "five" and inserting in lieu thereof the word "three".

Freeman of Buena Vista, District 15, moved that the Egenes amendment be tabled.

A non-record roll call was requested.

The ayes were 19, nays 66.

The motion lost.

Egenes of Story, District 33, moved the adoption of her amendment.

The ayes were 42, nays 51.

The amendment lost.

(House File 577 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 505, a bill for an act relating to the fees charged for insurance agent licenses.

Also: That the Senate has concurred in the House amendment to and passed:

Senate File 78, a bill for an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

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

Senate File 297, a bill for an act relating to motor vehicle inspection and safety.

CARROLL A. LANE, Secretary

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports



that it has examined and find correctly enrolled: House Files 112, 170, 195, 230, 308, 334, 381 and House Joint Resolution 7.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 112, 170, 195, 230, 308, 334, 381 and House Joint Resolution 7.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 14th day of April, 1971, sent to the Governor for his approval: House Files 112, 170, 195, 230, 308, 334 and 381; and to the Secretary of State for deposit: House Joint Resolution 7.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### REPORTS OF COMMITTEES

Grassley of Butler, District 10, from the committee on schools, submitted the following report:

MR. SPEAKER: Your committee on schools, to whom was referred **House File 183**, a bill for an act relating to a method of paying the salaries of certificated school personnel, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 183 as follows:

1. Page 1, line 12, by inserting after the word "based" the word "solely".
2. Page 1, line 14, by striking the words "be based upon" and inserting in lieu thereof the word "include".

CHARLES E. GRASSLEY, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 129**, a bill for an act to create a department of general services,

transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, making an appropriation, and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 129, page 8, by striking lines 26 through 31, and renumber the subsequent subsection.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 614**, a bill for an act relating to the state fair board, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 614, page 2, line 10, by striking the word "*forty*" and inserting in lieu thereof the word "*thirty*".

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend the committee on environmental preservation
- 2 amendment to House File 73 as follows:
- 3 1. By inserting after amendment No. 9 the
- 4 following:
- 5 9a. Page 46, line 24, by inserting after the word
- 6 "new" the words "permanent or temporary".
- 7 2. By striking lines 40 through 43 and inserting
- 8 in lieu thereof the following: "in an amount equal to
- 9 at least fifty percent of the cost of any permanent
- 10 soil and water conservation practice, or an amount
- 11 set by the state soil conservation committee for any
- 12 temporary soil and water conservation practice. The
- 13 state".

VARLEY of Adair, District 84

- 1 Amend House File 120 as follows:
- 2 1. Page 1, line 6, by inserting after the word "[of]"
- 3 the words "*one-third*" of".
- 4 2. Page 1, by adding after line 9 the following:
- 5 "Sec. 2. Section four hundred twenty-two point thirty-
- 6 five (422.35), Code 1971, is amended by adding the follow-
- 7 ing new subsection:
- 8 'Add depletion or amortization expense allowed as a
- 9 deduction against earnings or surplus, unless the taxpayer
- 10 holds title to or a lease on the property being depleted
- 11 or amortized, and such interest is represented by a capital
- 12 expenditure carried on the books and records of the corpor-
- 13 ation. Annual depletion or amortization, when allowable,
- 14 must be computed according to the pro rata life of the
- 15 interest being depleted or according to an approved method

16 based on unit cost depletion. In no event will depletion  
 17 or amortization be allowed beyond the actual recovery of  
 18 cost.”

UBAN of Black Hawk, District 38

1 Amend House File 164 by adding thereto the fol-  
 2 lowing new section:

3 Section four hundred twenty-two point nine  
 4 (422.9), subsection two (2), Code 1971, is amended  
 5 by adding the following new paragraph:

6 “Add the amount by which expenses paid or incur-  
 7 red in connection with the adoption of a child by  
 8 the taxpayer exceed three percent of the net income  
 9 of the taxpayer, or of the taxpayer and spouse in  
 10 the case of a joint return. The expenses may in-  
 11 clude medical and hospital expenses of the natural  
 12 mother which are incident to the child’s birth and  
 13 are paid by the taxpayer, welfare agency fees, le-  
 14 gal fees, and all other fees and costs relating to  
 15 the adoption of a child if the child is placed by  
 16 a child-placing agency licensed under Chapter two  
 17 hundred thirty-eight (238) of the 1971 Code of Iowa.

KREAMER of Polk, District 63

1 Amend House File 320 as follows:

2 1. Page 6, by inserting after line 30 the following:  
 3 “Sec. 2. Section four hundred twenty-two point thirty-  
 4 five (422.35), Code 1971, is amended by adding the follow-  
 5 ing new subsection:

6 ‘Add depletion or amortization expense allowed as a de-  
 7 duction against earnings or surplus, unless the taxpayer  
 8 holds title to or a lease on the property being depleted  
 9 or amortized, and such interest is represented by a capital  
 10 expenditure carried on the books and records of the corpor-  
 11 ation. Annual depletion or amortization, when allowable,  
 12 must be computed according to the pro rata life of the  
 13 interest being depleted or according to an approved method  
 14 based on unit cost depletion. In no event will depletion  
 15 or amortization be allowed beyond the actual recovery of  
 16 cost.’”

UBAN of Black Hawk, District 38

1 Amend House File 465, page 1, line 11, by  
 2 striking the words “two hundred fifty” and  
 3 inserting in lieu thereof the words “one hundred  
 4 fifty”.

WELLS of Linn, District 44

1 Amend House File 573 by inserting in page 3 after line  
 2 12, the following:

3 “An additional fee of one dollar shall be charged for  
 4 the issuance of any hunting license and hunting and fishing  
 5 combined license to legal residents of the state, and the

6 *proceeds from such additional fee shall be used exclusively*  
 7 *for the acquisition, development, and maintenance of wild-*  
 8 *life habitat improvement projects."*

LARSON of Story, District 34  
 NYSTROM of Boone, District 55  
 BRAY of Scott, District 77

1 Amend House File 573, page 3, by inserting after  
 2 line 27 the following:

3 "It shall be unlawful to fish in any lake, oxbow,  
 4 streams or pond for seventy-two (72) hours after  
 5 it has been stocked with trout."

NORPEL of Jackson, District 52

1 Amend House File 573, page 3, by inserting  
 2 after line 13 the following:

3 "*One and one-half dollar of each nonresident*  
 4 *license shall be contributed by the state conser-*  
 5 *vation commission to a proper agency or agencies in*  
 6 *Canada for the propagation, management, and control*  
 7 *of migratory waterfowl as approved by the director."*

KELLY of Woodbury, District 32  
 ELLSWORTH of Dubuque, District 50  
 SCHWIEGER of Black Hawk, District 40  
 WIRTZ of Palo Alto, District 16  
 HANSEN of Black Hawk, District 41  
 KINLEY of Polk, District 66  
 SARGISSON of Woodbury, District 24  
 PRIEBE of Kossuth, District 6

1 Amend House File 577, page 2, by inserting after  
 2 line 27 the following:

3 "No fee shall be collected from any individual  
 4 who cannot afford to pay the fee, and who so declares  
 5 to the person responsible for collecting the fee."

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76

1 Amend House File 577 as follows:

2 Page 3, by inserting after the period in line 9  
 3 the following section: "The provisions of this Act shall  
 4 become effective January 1, 1972."

TIEDEN of Clayton, District 14

1 Amend House File 595, by striking from line 15,  
 2 the words "the millage rate levied under" and by  
 3 striking all of lines 16, 17 and 18, and inserting in  
 4 lieu thereof the following:

5 "fifteen mills on the dollar in any tax year for  
 6 all of the functions provided by Sec. 404.6 to 404.12  
 7 inclusive."

UBAN of Black Hawk, District 38

- 1 Amend Senate File 89, as follows:  
2 1. By striking everything after the enacting  
3 clause and inserting in lieu thereof the following:  
4 "Section 1. Section three hundred twenty-five  
5 point six (325.6) and Section three hundred twenty-  
6 five point seven (325.7), Code 1971, are hereby re-  
7 pealed."  
8 2. By striking from the title, the word "issuance"  
9 and inserting in lieu thereof the word "elimination".

UBAN of Black Hawk, District 38  
DUNTON of Keokuk, District 88

- 1 Amend the committee on state government amendment  
2 filed April 1, 1971 to Senate File 217 by adding  
3 after the word "court," in line 31 the words  
4 "state employees not employed in Polk county,".

LARSON of Story, District 34  
EGENES of Story, District 33

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Thursday, April 15, 1971.

# JOURNAL OF THE HOUSE

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Ninety-fifth Calendar Day—Sixty-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, APRIL 15, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Charles Carter, pastor of the Westminster Presbyterian Church, Ida Grove, Iowa.

The Journal of Wednesday, April 14, 1971, was approved.

## PRESENTATION OF VISITORS

Varley of Adair, District 84, presented to the House the Honorable John E. King, former member of the House in the Sixty-second General Assembly, representing Lucas and Monroe Counties.

Stromer of Hancock, District 8, presented to the House the Honorable Lenabelle Bock, former member of the House in the Fifty-ninth and Sixtieth General Assemblies, representing Hancock County.

The Speaker announced that the following visitors were present in the House chamber :

Twenty-seven senior students from Stratford Community School, Stratford, Iowa, accompanied by their teacher, Mr. Klink. By Rex of Hamilton, District 31.

Twenty-one senior students from Dumont Community School, Dumont, Iowa, accompanied by their teacher, Tom Pruess. By Grassley of Butler, District 10.

Thirty-five American government class students from Radcliffe School, Radcliffe, Iowa, accompanied by their teachers, Mr. Ashby and Mr. Molendorp. By Welden of Hardin, District 32.

Seventy eleventh grade students from Guthrie Center Community School, Guthrie Center, Iowa, accompanied by their teacher, David Laske. By Fisher of Greene, District 56.

Eighteen senior students from Rockwell-Swaledale Community School, Rockwell, Iowa, accompanied by their teacher, Randall Arends. By Scott of Cerro Gordo, District 18.

Fifty-two eighth grade students from Sheffield School, Sheffield, Iowa, accompanied by their teachers, Mrs. Davis and Mr. Weld. By Scott of Cerro Gordo, District 18.

Thirteen senior students from Winterset Community School, Winterset, Iowa, accompanied by their teacher, John Safford. By Varley of Adair, District 84, and Siglin of Lucas, District 86.

Fifty-four senior students from Clear Creek Community School, Tiffin, Iowa, accompanied by their teacher, Mr. Diegel. By Small of Johnson, District 69, and Johnston of Johnson, District 70.

Sixty-four fourth grade students from Madrid Community School, Madrid, Iowa, accompanied by their teacher, Mrs. Lucas. By Nystrom of Boone, District 55.

Thirty government class students from Des Moines, Iowa, accompanied by their teachers, Mr. Penneman and Mrs. Kreamer. By the Polk County delegation.

#### PETITIONS FILED

The following petitions were received and placed on file :

By Pellett of Cass, District 83, from thirty residents of Audubon County; Kruse of O'Brien, District 4, from forty-two residents of O'Brien County; and Bergman of Osceola, District 3, from twenty-eight residents of Dickinson and Osceola Counties, opposing Senate File 351, relating to the repeal of the meat and poultry inspection law.

By Mendenhall of Allamakee, District 13, from thirty-six residents of Allamakee County opposing the raising of snowmobile registration.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 129, 183 and 614, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 630**, by Andersen, Larson, Mayberry, Nystrom, Schwieger, Grassley, Rex and Drake, a bill for an act relating to the payment of salaries for state employees.

Read first time and referred to committee on **state government**.

**House File 631**, by Strothman, a bill for an act relating to inspection of food establishments, food-service establishments, temporary food-service establishments, and hotels, and providing a penalty.

Read first time and referred to committee on **agriculture**.

**House File 632**, by committee on state government, a bill for an act amending House File one hundred nineteen (119) of the Sixty-fourth General Assembly, First Session, relating to the population of election precincts.

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

#### SENATE MESSAGE CONSIDERED

**Senate File 297**, a bill for an act relating to motor vehicle inspection and safety and providing penalties for violation of the act.

Read first time and referred to committee on **law enforcement**.

#### ADDITIONAL SPONSORS

(House File 420)

Lawson of Cerro Gordo, District 17, asked and received unanimous consent that Representatives Samuel F. Anania and W. R. Monroe, Jr., be added as sponsors on House File 420.

#### CONFERENCE COMMITTEE APPOINTED

(House File 369)

The Speaker announced the appointment of Holden of Scott, District 75, chairman; Pierson of Mahaska, District 87, Campbell of Washington, District 89, and Schwartz of Wapello, District 97, on the part of the House, as conferees concerning House File 369.

#### CONSIDERATION OF BILLS

##### UNFINISHED BUSINESS

The House resumed consideration of **House File 577**, a bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations.

Gluba of Scott, District 76, asked and received unanimous consent to withdraw the amendment filed by him and Small of Johnson, District 69, on April 14, 1971, and found on page 940 of the House Journal.

Tieden of Clayton, District 14, offered the following amendment filed by him and moved its adoption:

Amend House File 577 as follows:

Page 3, by inserting after the period in line 9 the following section: "The provisions of this Act shall become effective January 1, 1972."



The amendment was adopted.

Gluba of Scott, District 76, offered the following amendment from the floor, filed by him and Small of Johnson, District 69:

Amend House File 577 as follows:

Page 2, by striking lines 21 through 27, inclusive, and inserting in lieu thereof the following:

“the commission upon the payment of a voluntary fee in such amount as the operator deems reasonable. A vehicle operator may obtain a daily restricted area permit, at his option, upon payment of a voluntary fee in such amount as the operator deems reasonable. A vehicle operator shall not be required to pay any fee for either the annual restricted area permit or the daily restricted area permit, however every operator must obtain either an annual or daily restricted area permit before he may operate a motor vehicle in any restricted area. The annual permit shall expire on the thirty-first day of December following the date of issue.”

Millen of Van Buren, District 99, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Rodgers of Dallas, District 85, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 577)

The ayes were, 52:

Alt	Hill	Miller	Shaw
Bergman	Holden	Moffitt	Siglin
Camp	Kehe	Mollett	Stanley
Campbell	Kelly	Nielsen	Stokes
Christensen	Kreamer	Pellett	Strand
Curtis	Kruse	Pelton	Strothman
Den Herder	Lipsky	Pierson	Tieden
Drake	Logemann	Radi	Trowbridge
Dunton	McElroy	Rex	Uban
Egenes	Mendenhall	Rodgers	Varley
Ellsworth	Menefee	Roorda	Wells
Ewell	Middleswart	Sargisson	Winkelman
Hansen	Millen	Schwieger	Mr. Speaker

The nays were, 45:

Anania	Doyle	Grassley	Larson
Andersen	Edelen	Husak	McCormick
Bennett	Fischer, H. O.	Jesse	Monroe
Blouin	Fisher, C. R.	Johnston	Norpel
Bray	Franklin	Kennedy	Nystrom
Clark	Freeman	Kinley	Patton
Cochran	Gluba	Knoblauch	Priebe
Dougherty	Goode	Knoke	Schmeiser

Schroeder	Small	Taylor	Willits
Schwartz	Sorg	Waugh	Wirtz
Scott	Stromer	Welden	Wyckoff
Skinner			

Absent or not voting, 3:

Hamilton	Lawson	Mayberry
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**MOTION TO RECONSIDER LOST**  
(House File 577)

Kruse of O'Brien, District 4, moved that the vote by which House File 577 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 45, nays 47.

The motion lost.

Speaker pro tempore Millen in the chair at 10:35 a.m.

Kruse of O'Brien, District 4, moved to reconsider the vote by which House File 577 passed the House.

Roll call was requested by Kruse of O'Brien, District 4, and Rodgers of Dallas, District 85.

On the question "Shall the vote by which House File 577 passed the House be reconsidered?"

The ayes were, 45:

Anania	Franklin	Larson	Scott
Andersen	Freeman	Mayberry	Skinner
Bennett	Gluba	McCormick	Small
Blouin	Goode	Monroe	Sorg
Bray	Husak	Norpel	Taylor
Clark	Jesse	Nystrom	Uban
Cochran	Johnston	Patton	Waugh
Dougherty	Kennedy	Priebe	Wells
Dunton	Kinley	Radl	Willits
Ellsworth	Knoblauch	Schmeiser	Wirtz
Ewell	Knoke	Schwartz	Wyckoff
Fischer, H. O.			

The nays were, 46:

Alt	Den Herder	Hill	Lawson
Bergman	Drake	Holden	McElroy
Camp	Edelen	Kehe	Mendenhall
Campbell	Egenes	Kelly	Menefee
Christensen	Fisher, C. R.	Kreamer	Middleswartz
Curtis	Harbor	Kruse	Miller

Moffitt	Rodgers	Stanley	Varley
Mollett	Roorda	Stokes	Welden
Nielsen	Sargisson	Strand	Winkelman
Pellett	Schroeder	Stromer	Speaker
Pelton	Shaw	Strothman	(Millen)
Pierson	Siglin	Tieden	

Absent or not voting, 9:

Doyle	Hansen	Logemann	Schwieger
Grassley	Lipsky	Rex	Trowbridge
Hamilton			

The motion having failed to receive a constitutional majority lost.

CONSIDERATION OF BILLS  
UNFINISHED BUSINESS CALENDAR  
(House File 73 Pending)

The House resumed consideration of **House File 73**, a bill for an act relating to conservation of soil and water resources of the state and to control of water pollution and the following amendment filed by the committee on environmental preservation:

Amend House File 73 as follows:

1. Page 37, line 6, by inserting after the word "arose" the words "had submitted application for public cost-sharing funds pursuant to section thirty-five (35) of this Act, or".
2. Page 39, line 33, by inserting after the word "as" the word "*ex officio*".
3. Page 40, line 3, by inserting after the word "*Seven*" the word "*voting*".
4. Page 40, lines 5 and 6, by striking the words "bona fide farmers living on farms" and inserting in lieu thereof the words "[bona fide farmers living on farms] *persons engaged in actual farming operations*".
5. Page 42, by striking lines 21 through 28, inclusive, and inserting in lieu thereof the following:
  - "2. 'Soil and water conservation practices' means any of the practices designated in or pursuant to this subsection which serve to prevent erosion of soil by wind or water, in excess of applicable soil loss limits, from land used for agricultural or horticultural purposes only.
    - a. 'Permanent soil and water conservation practices' means planting of perennial grasses, legumes, shrubs, or trees, the establishment of grassed waterways, and the construction of terraces.
    - b. 'Temporary soil and water conservation practices' means planting of annual or biennial crops, use of strip-cropping, contour planting, minimum or mulch tillage, and any other cultural practices approved by the state soil conservation committee".
6. Page 44, line 10, by striking the word "commission" and inserting in lieu thereof the word "committee".

7. Page 44, line 13, by striking the word "higher".
8. Page 44, line 14, by striking the words "than can" and inserting in lieu thereof the words "that cannot".
9. Page 46, by striking from lines 25 and 26 the words "in an amount equal to at least seventy-five percent of the cost of establishing such practice".
10. Page 46, line 28, by inserting after the word "occupant" the following:

"in an amount equal to at least seventy-five percent of the cost of any permanent soil and water conservation practice, or at least twenty-five percent of the cost of any temporary soil and water conservation practice. The state soil conservation commission shall review these requirements at least once each year, and may authorize soil conservation district commissioners to make the mandatory establishment of any specified soil and water conservation practice in any particular case conditional on a higher proportion of public cost-sharing than is required by this section. When the commissioners have been so authorized, they shall, in determining the amount of cost-sharing for establishment of a specified soil and water conservation practice to comply with an administrative order issued pursuant to section thirty-four (34) of this Act, consider the extent to which the practice will contribute benefits to the public in relation to the benefits that will accrue to the individual owner or occupant of the land on which the practice is to be established".

Varley of Adair, District 84, asked and received unanimous consent to withdraw the amendment to the amendment filed by him on April 14, 1971, and found on page 934 of the House Journal.

Varley of Adair, District 84, offered the following amendment to the amendment filed by him and moved its adoption:

Amend the committee on environmental preservation amendments to House File 73 as follows:

1. By inserting after amendment No. 9 the following:

- 9a. Page 46, line 24, by inserting after the word "new" the words "permanent or temporary".

2. By striking lines 40 through 43 and inserting in lieu thereof the following: "in an amount equal to at least fifty percent of the cost of any permanent soil and water conservation practice, or an amount set by the state soil conservation committee for any temporary soil and water conservation practice. The state".

A non-record roll call was requested.

The ayes were 65, nays 26.

The amendment to the amendment was adopted.

Campbell of Washington, District 89, moved the adoption of the committee amendment as amended.

The amendment as amended was adopted.

Lawson of Cerro Gordo, District 17, offered the following amendment filed by him and moved its adoption :

Amend House File 73, page 30, line 12, by inserting after the word "regulations" the following: " , except those water quality standards under the authority of the Iowa water pollution control commission".

The amendment was adopted.

Campbell of Washington, District 89, offered the following amendment filed by him and moved its adoption :

Amend House File 73 as follows:

1. Page 34, lines 27 and 28, by striking the words "for its approval".
2. Page 39, line 35, by inserting after the word "service" the words "or his designee".
3. Page 45, line 26, by inserting after the first word "a" the words "written and signed".
4. Page 45, lines 26 and 27, by striking the words " , either in writing or by a personal appearance of the complainant,".

The amendment was adopted.

Campbell of Washington, District 89, offered the following amendment filed by him and moved its adoption :

Amend House File 73, page 40, by striking from line 18 the word "but" and inserting in lieu thereof the words "[but] *and the president of the Iowa county engineers association may designate a member of the association to serve in the same manner, but these persons shall have no vote and shall serve*".

The amendment was adopted.

Varley of Adair, District 84, offered the following amendment filed by him and moved its adoption :

Amend House File 73 as follows:

1. Page 39, by striking from line 9 the words " , et seq" and inserting in lieu thereof the words "through section four hundred fifty-five A point thirty-two (455A.32), inclusive".
2. Page 39, by striking lines 28 and 29 and inserting in lieu thereof the following: "this chapter,".
3. Page 46, by inserting in line 34 after the word "of" the words "sections thirty (30) through forty (40) of".

4. Page 47, by inserting in line 7 after the word "by" the words "sections thirty (30) through forty (40) of".

The amendment was adopted.

Logemann of Worth, District 7, offered the following amendment filed by him and moved its adoption :

Amend House File 73 as follows :

1. Page 39, line 33, by striking the words "[six] *ten*" and inserting in lieu thereof the word "*six*".
2. Page 39, line 33, by striking the word "*shall*" and inserting in lieu thereof the word "*may*".
3. Page 41, line 15, by striking the word "*shall*" and inserting in lieu thereof the word "*may*".

The amendment lost.

Blouin of Dubuque, District 49, offered the following amendment filed by him and moved its adoption :

Amend House File 73 by adding the following new section :

"There is hereby appropriated from the general fund the amount of six million seven hundred thousand dollars to be used as matching funds for soil conservation practices, under the guidelines of this act."

Roll call was requested by Blouin of Dubuque, District 49, and Johnston of Johnson, District 70.

On the question "Shall the amendment be adopted?"

The ayes were, 32:

Anania	Ewell	Mayberry	Schwartz
Bennett	Franklin	McCormick	Scott
Blouin	Gluba	Monroe	Skinner
Bray	Husak	Norpel	Small
Cochran	Johnston	Patton	Uban
Dougherty	Kennedy	Radl	Wells
Doyle	Kinley	Sargisson	Willits
Dunton	Larson	Schmeiser	Wyckoff

The nays were, 59:

Andersen	Ellsworth	Knoke	Mollett
Bergman	Fischer, H. O.	Kreamer	Nielsen
Camp	Freeman	Kruse	Nystrom
Campbell	Goode	Lawson	Pellett
Christensen	Grassley	Lipsky	Pelton
Clark	Hansen	Logemann	Pierson
Curtis	Hill	McElroy	Rodgers
Den Herder	Holden	Mendenhall	Roorda
Drake	Kehe	Menefee	Schroeder
Edelen	Kelly	Miller	Schwieger
Egenes	Knoblauch	Moffitt	Shaw

Siglin	Strand	Tieden	Winkelman
Sorg	Stromer	Trowbridge	Wirtz
Stanley	Strothman	Varley	Speaker
Stokes	Taylor	Welden	(Millen)

Absent or not voting, 9:

Alt	Harbor	Middleswart	Rex
Fisher, C. R.	Jesse	Priebe	Waugh
Hamilton			

The amendment lost.

(House File 73 pending.)

#### MOTION TO REREFER PENDING

(Senate File 224)

Holden of Scott, District 75, asked unanimous consent that **Senate File 224** be rereferred to the committee on state government.

Objection was raised.

Holden of Scott, District 75, moved that Senate File 224 be rereferred to the committee on state government.

(Motion pending.)

The House was recessed until 1.30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 462, a bill for an act relating to property tax levies—Ida, Johnson and Kossuth Counties.

CARROLL A. LANE, Secretary

#### REPORTS OF COMMITTEES

Fisher of Greene, District 56, from the committee on state government, submitted the following reports:

MR. SPEAKER: Your committee on state government, to which was referred **House File 239**, 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 has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also :

MR. SPEAKER: Your committee on state government, to which was referred **Senate File 183**, a bill for an act relating to disposal of unneeded documents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Christensen of Union, District 95, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 420**, a bill for an act relating to reduction of sentence for prisoners held in county jails, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

PERRY L. CHRISTENSEN, Ranking Member

Pelton of Clinton, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **Senate File 348**, a bill for an act relating to nonprofit corporations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also :

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 439**, a bill for an act relating to misuse of food stamps and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 439 as follows:

1. Page 1, by striking lines 4 through 19 and inserting in lieu thereof the following:

Section 1. Any person who buys, sells, transfers, acquires, exchanges, barter, or possesses any federal food stamp in any manner not authorized by the rules of the United States department of agriculture or the Iowa department of social services shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail not to exceed thirty days.

CHARLES PELTON, Chairman

Also :

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 501**, a bill for an act relating to the use of temporary injunctions for



discrimination in housing, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 501 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred five A point two (105A.2), subsection seven (7), Code 1971, is amended as follows:

7. "Unfair practice" or "discriminatory practice" means those practices specified as unfair or discriminatory in sections 105A.6, 105A.7 [and], 105A.8 and 105A.13.

Sec. 2. Chapter one hundred five A (105A), Code 1971, is amended by adding the following new section:

"The commission may obtain writs or injunction without bond, as provided by the rules of civil procedure, to enforce compliance with the provisions of this chapter."

2. Amend the title to House File 501 as follows:

Page 1, line 1, by striking the word "temporary".

Page 1, line 2, by striking the words "discrimination in housing" and inserting in lieu thereof the words "unfair practice or discriminatory practice."

CHARLES PELTON, Chairman

Fischer of Grundy, District 35, from the committee on commerce, submitted the following report:

MR. SPEAKER: Your committee on commerce, to whom was referred **Senate File 89**, a bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HAROLD O. FISCHER, Chairman

#### HOUSE FILE 239 REREFERRED

The Speaker announced that **House File 239**, relating to licensing and regulation of hearing aid dealers, reported out for passage by the committee on state government, is hereby referred to the committee on **ways and means**, under House Rule 31.

#### AMENDMENTS FILED

- 1 Amend Senate File 120 as follows:
- 2 1. Page 2, by striking lines 27 through 31.
- 3 2. Page 2, by adding the following new section:
- 4 "All monetary sanctions collected shall be remitted

5 each month to the treasurer of state for placement  
6 in the general fund."

SCHROEDER of Pottawattamie, District 54

1 Amend Senate File 120, as amended and passed by the  
2 Senate, page 2, by adding after the period in line 26 the  
3 following new sentences:

4 "The procedures shall require giving notice of the  
5 violation and the sanction involved and provide an oppor-  
6 tunity for an administrative hearing. Appeal of the  
7 administrative ruling may be heard de novo by the district  
8 court. The rules promulgated under this section shall be  
9 subject to chapter seventeen A (17A) of the Code."

HANSEN of Black Hawk, District 37

VARLEY of Adair, District 84

KREAMER of Polk, District 63

MILLEN of Van Buren, District 99

DRAKE of Muscatine, District 71

CAMP of Clinton, District 73

GRASSLEY of Butler, District 10

PIERSON of Mahaska, District 87

MENDENHALL of Allamakee, District 13

KRUSE of O'Brien, District 4

MOLLETT of Pottawattamie, District 80

LAWSON of Cerro Gordo, District 17

TIEDEN of Clayton, District 14

MOFFITT of Appanoose, District 96

SIGLIN of Lucas, District 86

STRAND of Poweshiek, District 68

REX of Hamilton, District 31

CLARK of Lee, District 100

BERGMAN of Osceola, District 3

ANDERSEN of Woodbury, District 23

WAUGH of Monona, District 27

PELLETT of Cass, District 83

NIELSEN of Shelby, District 53

CAMPBELL of Washington, District 89

LOGEMANN of Worth, District 7

KELLY of Woodbury, District 22

FISCHER of Grundy, District 35

WIRTZ of Palo Alto, District 16

ELLSWORTH of Dubuque, District 50

DEN HERDER of Sioux, District 1

CHRISTENSEN of Union, District 95

LIPSKY of Linn, District 46

STANLEY of Linn, District 45

SHAW of Scott, District 78

TROWBRIDGE of Floyd, District 9

STROTHMAN of Henry, District 90

TAYLOR of Dubuque, District 51

WINKELMAN of Calhoun, District 26

STROMER of Hancock, District 8

NYSTROM of Boone, District 55

SCHWIEGER of Black Hawk, District 40

WELDEN of Hardin, District 32  
 FREEMAN of Buena Vista, District 15  
 EGENES of Story, District 33  
 DOUGHERTY of Monroe, District 94  
 JOHNSTON of Johnson, District 70  
 KENNEDY of Chickasaw, District 11  
 JESSE of Polk, District 58  
 BRAY of Scott, District 77  
 UBAN of Black Hawk, District 38  
 GLUBA of Scott, District 76  
 MONROE of Des Moines, District 92  
 SKINNER of Polk, District 60  
 LARSON of Story, District 34  
 FRANKLIN of Polk, District 64  
 BENNETT of Polk, District 59  
 DUNTON of Keokuk, District 88  
 MAYBERRY of Webster, District 30  
 WELLS of Linn, District 44  
 NORPEL of Jackson, District 52  
 BLOUIN of Dubuque, District 49  
 PRIEBE of Kossuth, District 6  
 SCOTT of Cerro Gordo, District 18  
 RADL of Linn, District 43  
 DOYLE of Woodbury, District 21  
 RODGERS of Dallas, District 85  
 MIDDLESWART of Warren, District 93

- 1 Amend House File 498 as follows:  
 2 1. Page 2, line 11, by adding before the word  
 3 "recommendations" the word "joint".  
 4 2. Page 2, line 11, by adding after the word  
 5 "instruction" the words "and the Iowa development  
 6 commission".

WINKELMAN of Calhoun, District 26  
 LAWSON of Cerro Gordo, District 17

- 1 Amend House File 574 as follows:  
 2 1. Page 61, line 25, by striking the words "a  
 3 majority" and inserting in lieu thereof the words "sixty  
 4 percent".  
 5 2. Page 143, line 26, by striking the words "*a*  
 6 *majority*" and inserting in lieu thereof the word "*sixty*  
 7 *percent*".  
 8 3. Page 157, line 31, by striking the words "a  
 9 majority" and inserting in lieu thereof the words "sixty  
 10 percent".

MENDENHALL of Allamakee, District 13  
 ELLSWORTH of Dubuque, District 50  
 ANANIA of Polk, District 65  
 HANSEN of Black Hawk, District 37  
 HOLDEN of Scott, District 75  
 KNOBLAUCH of Carroll, District 28  
 SORG of Linn, District 47  
 WELLS of Linn, District 44  
 KEHE of Bremer, District 12

- 1 Amend House File 574 as follows:
- 2 1. Page 40, line 33, by striking the word
- 3 "October" and inserting in lieu thereof the word
- 4 "August".
- 5 2. Page 42, by striking from line 1 the words
- 6 ", and as" and all of lines 2 and 3 and inserting in
- 7 lieu thereof a period.
- 8 3. Page 43 by striking all of lines 5 through
- 9 8, inclusive.
- 10 4. Page 43, by striking all of lines 13 and
- 11 14 and inserting in lieu thereof the following:
- 12 "in section twenty-four point six (24.6) of the
- 13 Code."
- 14 5. Page 47, by striking all of lines 19
- 15 through 35, inclusive.
- 16 6. By striking all of pages 48 through 53,
- 17 inclusive.
- 18 7. Page 54, by striking all of lines 1 through
- 19 13, inclusive, and inserting in lieu thereof the
- 20 following new section:
- 21 "Annually, a city shall prepare and adopt a
- 22 budget, and shall certify taxes, as provided in
- 23 chapter twenty-four (24) of the Code."
- 24 8. Page 64, by striking all of lines 3 through
- 25 5, inclusive.
- 26 9. Page 115, by striking all of lines 32
- 27 through 35, inclusive.
- 28 10. Page 116, by striking all of lines 1
- 29 through 30, inclusive.
- 30 11. Page 117, by striking all of lines 10
- 31 through 35, inclusive.
- 32 12. Page 118, by striking all of lines 1
- 33 through 27, inclusive.
- 34 13. Page 125, by striking all of lines 29
- 35 through 35, inclusive.
- 36 14. Page 126, by striking all of lines 1
- 37 through 11, inclusive.
- 38 15. Page 180, by striking all of lines 24
- 39 through 35, inclusive.
- 40 16. By striking all of page 181.
- 41 17. Page 182, by striking all of lines 1 and 2.
- 42 18. Renumber sections as required by these
- 43 amendments.

KEHE of Bremer, District 12

On motion by Kreamer of Polk, District 63, the House adjourned until 9:00 a.m., Friday, April 16, 1971.

# JOURNAL OF THE HOUSE

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Ninety-sixth Calendar Day—Sixty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, APRIL 16, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Frank Paul Hladky, pastor of the Central Presbyterian Church, Nevada, Iowa.

The Journal of Thursday, April 15, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

McElroy of Fremont, District 82, on request of Moffitt of Appanoose, District 96; Kruse of O'Brien, District 4, on request on Bergman of Osceola, District 3; Mollett of Pottawattamie, District 80, on request of Kreamer of Polk, District 63; Bennett of Polk, District 59, for April 16 and April 19, on request of Fischer of Grundy, District 35.

## PRESENTATION OF VISITORS

Rodgers of Dallas, District 85, presented to the House the Honorable Kenneth Robinson, former member of the House in the Sixty-first General Assembly, representing Audubon and Guthrie Counties.

Middleswart of Warren, District 93, presented to the House Edward Munhutu from Rhodesia, a student attending Simpson College, Indianola, Iowa.

The Speaker announced that the following visitors were present in the House chamber:

Seventy-five seventh and eighth grade students from Stratford School, Stratford, Iowa, accompanied by their teachers, Mr. Delay, Mrs. Klaver, Mrs. Anderson and Mrs. Van Marel. By Rex of Hamilton, District 31.

Seventeen sixth grade students from Twin Cedars School, Attica, Iowa, accompanied by their teacher, Miss VanKlompberg. By Dougherty of Monroe, District 94.

Fifty sixth grade students from United Community School, Boone, Iowa, accompanied by their teachers, Mrs. Swesind and Mrs. Huffman. By Nystrom of Boone, District 55.

Forty-nine eighth grade students from West Harrison School, accompanied by their teachers, Mrs. Darlene Hime, Mr. Ullerich, Mr. Enkers and Mrs. Ehlert. By Nielsen of Shelby, District 53.

Twenty-two senior students from Goldfield Community School, Goldfield, Iowa, accompanied by their teacher, C. B. Reno. By Stromer of Hancock, District 8.

Twelve Girl Scouts from Troop 97, Coralville, Iowa, accompanied by their leaders, Mrs. Thomas, Mrs. Cullers and Mrs. Bishop. By Small of Johnson, District 69.

Fifty-six fifth grade students from Exira Community School, Exira, Iowa, accompanied by their principal, John Graham, and teachers, Mrs. Brown and Mrs. Hansen. By Pellett of Cass, District 83.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Radl of Linn, District 43, from forty-two residents of Linn County, and Edelen of Emmet, from forty-five residents of Emmet County, opposing Senate File 351, relating to the meat and poultry inspection law.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 420, 439 and 501 and Senate Files 89, 183 and 348, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 633**, by Willits, a bill for an act relating to public hearings for rate increases of public utilities.

Read first time and referred to committee on **commerce**.

**House File 634**, by Dougherty, Wells, Rodgers, Wyckoff and Husak, a bill for an act relating to migratory labor camps.

Read first time and referred to committee on **human and industrial relations**.

**House File 635**, by Taylor, Pelton, Grassley, Millen and Drake,

a bill for an act to amend the uniform commercial code, relating to rights of a holder of certain instruments.

Read first time and referred to committee on **commerce**.

**House File 636**, by Doyle, a bill for an act authorizing cities and towns to impose a local tax on the gross receipts from sales of tickets and admissions to athletic events, and making the tax subject to applicable provisions of the Code, including penalties.

Read first time and referred to committee on **ways and means**.

**House File 637**, by Lipsky, a bill for an act relating to the establishment and financing of school administrative units.

Read first time and referred to committee on **schools**.

**House File 638**, by Ewell, Wyckoff, Kinley, Husak, McCormick and Blouin, a bill for an act relating to workmen's compensation death benefits.

Read first time and referred to committee on **human and industrial relations**.

**House File 639**, by Schmeiser, a bill for an act relating to requests for withdrawal of body substances under the implied consent law.

Read first time and referred to committee on **social services**.

**House File 640**, by Mayberry, a bill for an act relating to the sale of land by the commissioner of social services.

Read first time and referred to committee on **state government**.

**House File 641**, by Taylor, Campbell, Pierson, Middleswart, Strothman and Priebe, a bill for an act relating to county business licenses.

Read first time and referred to committee on **county government**.

**House File 642**, by committee on county government, a bill for an act to provide a civil proceeding making possible an adversary hearing upon questions of obscenity, as required by federal law.

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

**House File 643**, by Ellsworth, Skinner, and Curtis (Walsh), 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; and to provide penalties for violations of the provisions of this act.

Read first time and referred to committee on **commerce**.

## SENATE MESSAGE CONSIDERED

**Senate File 462**, a bill for an act relating to property tax levies for the basic school tax in Ida, Johnson and Kossuth Counties.

Read first time and referred to committee on **ways and means**.

## HOUSE RESOLUTION 6

By Varley and Cochran

*Whereas*, the membership of the House of Representatives of the Sixty-fourth General Assembly has learned with great sorrow of the passing of Mrs. Helen F. Bennett of Des Moines, the mother of Representative Vernon Bennett, the gentleman from Polk County; *now, therefore*,

*Be It Resolved*, that each member of the House hereby wishes to express to Mr. Bennett and his family their personal sympathy in the loss of his mother, Mrs. Helen Bennett.

Laid over under Rule 25.

## SENATE FILE 297 REREFERRED

The Speaker announced that **Senate File 297**, relating to motor vehicle inspection and safety, previously referred to the committee on law enforcement is rereferred to the committee on **transportation**.

## CONSIDERATION OF BILLS

## NONCONTROVERSIAL CALENDAR

**House Joint Resolution 14**, a joint resolution creating a committee to study the use of land and other related resources, was taken up for consideration.

Campbell of Washington, District 89, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted?" (H.J.R. 14)

The ayes were, 70:

Alt	Den Herder	Freeman	Larson
Anania	Dougherty	Gluba	Lawson
Andersen	Doyle	Goode	Lipsky
Bergman	Dunton	Grassley	Logemann
Blouin	Edelen	Hansen	Mayberry
Bray	Egenes	Hill	McCormick
Campbell	Ellsworth	Husak	Mendenhall
Clark	Fischer, H. O.	Kehe	Menefee
Cochran	Fisher, C. R.	Knoke	Middleswart
Curtis	Franklin	Kreamer	Miller



Moffitt	Priebe	Small	Uban
Monroe	Rodgers	Stanley	Wells
Nielsen	Roorda	Stokes	Willits
Norpel	Sargisson	Strand	Winkelman
Nystrom	Schroeder	Stromer	Wirtz
Patton	Schwieger	Tieden	Wyckoff
Pellett	Scott	Trowbridge	Mr. Speaker
Pierson	Siglin		

The nays were, 8:

Christensen	Radl	Sorg	Taylor
Kinley	Rex	Strothman	Welden

Absent or not voting, 22:

Bennett	Jesse	McElroy	Schwartz
Camp	Johnston	Millen	Shaw
Drake	Kelly	Mollett	Skinner
Ewell	Kennedy	Pelton	Varley
Hamilton	Knoblauch	Schmeiser	Waugh
Holden	Kruse		

The resolution having received a constitutional majority was declared to have been adopted by the House and the title was agreed to.

**House File 209**, a bill for an act relating to county and city programs for senior citizens, with report of committee recommending passage, was taken up for consideration.

Dougherty of Monroe, District 94, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 209)

The ayes were, 72:

Alt	Franklin	Miller	Skinner
Anania	Freeman	Moffitt	Small
Andersen	Gluba	Monroe	Stanley
Bergman	Goode	Nielsen	Stokes
Blouin	Hansen	Norpel	Strand
Bray	Hill	Nystrom	Stromer
Campbell	Husak	Patton	Strothman
Christensen	Kinley	Pellett	Taylor
Clark	Knoke	Pierson	Tieden
Cochran	Kreamer	Priebe	Trowbridge
Curtis	Larson	Rex	Uban
Dougherty	Lipsky	Rodgers	Varley
Doyle	Logemann	Roorda	Wells
Dunton	Mayberry	Sargisson	Willits
Edelen	McCormick	Schroeder	Winkelman
Egenes	Mendenhall	Schwieger	Wirtz
Ellsworth	Menefee	Scott	Wyckoff
Fisher, C. R.	Millen	Siglin	Mr. Speaker

The nays were, 4:

Kehe	Radl	Sorg	Welden
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## Absent or not voting, 24:

Bennett	Grassley	Kennedy	Mollett
Camp	Hamilton	Knoblauch	Pelton
Den Herder	Holden	Kruse	Schmeiser
Drake	Jesse	Lawson	Schwartz
Ewell	Johnston	McElroy	Shaw
Fischer, H. O.	Kelly	Middleswart	Waugh

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

**House File 446**, a bill for an act relating to public recreation on private lands, with report of committee recommending passage, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 446, line 9, by inserting after the word "driving," the word "motorcycling,".

The amendment was adopted.

Scott of Cerro Gordo, District 18, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 446)

The ayes were, 81:

Alt	Freeman	Millen	Skinner
Anania	Goode	Miller	Sorg
Andersen	Grassley	Moffitt	Stanley
Bergman	Hansen	Monroe	Stokes
Blouin	Holden	Nielsen	Strand
Bray	Husak	Norpel	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Kinley	Patton	Taylor
Clark	Knoblauch	Pellett	Tieden
Cochran	Knoke	Pierson	Trowbridge
Curtis	Kreamer	Priebe	Uban
Den Herder	Larson	Rex	Varley
Dougherty	Lawson	Rodgers	Waugh
Doyle	Lipsky	Roorda	Welden
Dunton	Logemann	Sargisson	Wells
Edelen	Mayberry	Schroeder	Willits
Egenes	McCormick	Schwartz	Winkelman
Ellsworth	Mendenhall	Schwieger	Wirtz
Fischer, H. O.	Menefee	Scott	Wyckoff
Fisher, C. R.	Middleswart	Siglin	Mr. Speaker
Franklin			

The nays were, 4:

Gluba	Johnston	Radl	Small
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Absent or not voting, 15:

Bennett	Hamilton	Kennedy	Pelton
Camp	Hill	Kruse	Schmeiser
Drake	Kehe	McElroy	Shaw
Ewell	Kelly	Mollett	

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

**House File 515**, a bill for an act to legalize and validate the proceedings of the Board of Township Trustees of Delaware Township of Polk County, Iowa, in connection with certain elections held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said elections and that bonds issued pursuant to said proceedings shall be enforceable obligations of said Township, with report of committee recommending passage, was taken up for consideration.

Skinner of Polk, District 60, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 515)

The ayes were, 82:

Alt	Gluba	Monroe	Small
Anania	Goode	Nielsen	Sorg
Andersen	Hansen	Norpel	Stanley
Bergman	Hill	Nystrom	Stokes
Blouin	Holden	Patton	Strand
Bray	Husak	Pellett	Stromer
Campbell	Kehe	Pierson	Strothman
Christensen	Kinley	Priebe	Taylor
Clark	Knoblauch	Radl	Tieden
Cochran	Knoke	Rex	Trowbridge
Curtis	Kreamer	Rodgers	Uban
Dougherty	Larson	Roorda	Varley
Doyle	Lawson	Sargisson	Waugh
Dunton	Logemann	Schmeiser	Welden
Edelen	Mayberry	Schroeder	Wells
Egenes	McCormick	Schwartz	Willits
Ellsworth	Mendenhall	Schwieger	Winkelman
Ewell	Menefee	Scott	Wirtz
Fischer, H. O.	Middleswart	Siglin	Wyckoff
Fisher, C. R.	Miller	Skinner	Mr. Speaker
Franklin	Moffitt		

The nays were, none.

Absent or not voting, 18:

Bennett	Grassley	Kennedy	Millen
Camp	Hamilton	Kruse	Mollett
Den Herder	Jesse	Lipsky	Pelton
Drake	Johnston	McElroy	Shaw
Freeman	Kelly		

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

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate Concurrent Resolution 34, opposing any plan to move the United States Department of Agriculture Veterinary Biologics Division Laboratory from its present location in Ames.

CARROLL A. LANE, Secretary

## ADOPTION OF SENATE CONCURRENT RESOLUTION 34

Egenes of Story, District 33, asked and received unanimous consent to take up for immediate consideration **Senate Concurrent Resolution 34**, and moved its adoption:

## SENATE CONCURRENT RESOLUTION 34

By Potgeter and Van Drie

*Whereas*, the United States Department of Agriculture Veterinary Biologics Division Laboratory situated at Ames, Iowa, is ideally located in the feed grains and livestock center of the United States and adjacent to the National Animal Disease Laboratory and the Veterinary College of Iowa State University; and

*Whereas*, the successful continuation and coordination of its work is vitally important to the basic industry of Iowa, and the loss of the employment of some one hundred persons with a payroll of one million dollars annually would be a severe economic depressant to the city of Ames and the State of Iowa; and

*Whereas*, recent news articles have reported on the possibility of transferring the laboratory from Ames, Iowa, to Fort Detrick, Maryland, which follows by only two years a proposal to move this facility to Lincoln, Nebraska, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That the General Assembly deplores and opposes any plan or proposal to move the United States Department of Agriculture Veterinary Biologics Division Laboratory from its present location in Ames, Iowa; and

*Be It Further Resolved*, That copies of this resolution be directed to the President and Vice President of the United States, the Secretary of Agriculture of the United States; and that copies of this resolution combined with the General Assembly's expression of appreciation for efforts in this regard be directed to the Iowa delegation in the United States Congress, and to the Governor of Iowa.

The resolution was adopted.

## CONSIDERATION OF BILLS

## UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **Senate File 120**, a bill for an act relating to the control of vehicles at institutions under the juris-

diction of the state board of regents, and the following amendment filed by Knoke of Pottawattamie, District 79 :

Amend Senate File 120 as follows:

1. Page 2, line 10, by inserting after the comma the word "and".
2. Page 2, line 11, by striking all after the word "devices" and inserting after the word "devices" a period.

3. Page 2, by striking lines 12 through 26 and inserting in lieu thereof the following:

"All rules and regulations proposed hereunder shall be subject to chapter 17A, Code 1971.

A violation of such rules shall be a misdemeanor punishable by a fine of not more than one hundred dollars or by imprisonment in the county jail not to exceed thirty days."

4. Page 2, by striking lines 27 through 31.

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw amendments 1, 2 and 3, lines 2 through 14 of his amendment.

Knoke of Pottawattamie, District 79, moved the adoption of amendment 4, line 15 of his amendment.

Amendment 4 was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him :

- 1 Amend Senate File 120 as follows:
- 2 1. Page 2, by striking lines 27 through 31
- 3 2. Page 2, by adding the following new section:
- 4 "All monetary sanctions collected shall be remitted
- 5 each month to the treasurer of state for placement
- 6 in the general fund."

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw amendment 1, line 2 of his amendment.

Schroeder of Pottawattamie, District 54, moved the adoption of amendment 2, lines 1, and 3 through 6 of his amendment.

A non-record roll call was requested.

The ayes were 18, nays 55.

Amendment 2 of the amendment lost.

Speaker pro tempore Millen in the chair at 10:05 a.m.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and Small of Johnson, District 69, and moved its adoption :

Amend Senate File 120 as follows:

1. Page 2, line 20, by inserting before the period the following:

“, provided that compliance is made with Article I, section 6, and Article I, section 9, of the Constitution of Iowa, and with the Iowa Rules of Civil Practice and Procedure, chapter 624, chapter 626 of the Code of Iowa 1971”.

A non-record roll call was requested.

The ayes were 33, nays 41.

The amendment lost.

Hansen of Black Hawk, District 37, offered the following amendment filed by Hansen, et, al., and moved its adoption:

Amend Senate File 120, as amended and passed by the Senate, page 2, by adding after the period in line 26 the following new sentences:

“The procedures shall require giving notice of the violation and the sanction involved and provide an opportunity for an administrative hearing. Appeal of the administrative ruling may be heard de novo by the district court. The rules promulgated under this section shall be subject to chapter seventeen A (17A) of the Code.”

The amendment was adopted.

Hansen of Black Hawk, District 37, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 120)

The ayes were, 66:

Alt	Goode	Monroe	Stokes
Andersen	Grassley	Nielsen	Strand
Bergman	Hansen	Norpel	Stromer
Campbell	Hill	Nystrom	Strothman
Christensen	Holden	Patton	Taylor
Clark	Kinley	Pellett	Tieden
Cochran	Knoke	Pierson	Trowbridge
Curtis	Kreamer	Priebe	Uban
Dougherty	Larson	Rex	Waugh
Doyle	Lawson	Rodgers	Welden
Dunton	Lipsky	Roorda	Wells
Egenes	Logemann	Sargisson	Winkelman
Ellsworth	Mendenhall	Schmeiser	Wirtz
Fischer, H. O.	Menefee	Schwartz	Wyckoff
Fisher, C. R.	Middleswart	Scott	Speaker
Franklin	Miller	Siglin	(Millen)
Freeman	Moffitt	Stanley	

The nays were, 16:

Anania	Ewell	Johnston	Skinner
Blouin	Gluba	Knoblauch	Small
Bray	Husak	McCormick	Sorg
Edelen	Jesse	Schroeder	Willits

Absent or not voting, 18:

Bennett	Harbor	Mayberry	Radl
Camp	Kehe	McElroy	Schwieger
Den Herder	Kelly	Mollett	Shaw
Drake	Kennedy	Pelton	Varley
Hamilton	Kruse		

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

#### HOUSE FILE 162 WITHDRAWN

Hansen of Black Hawk, District 37, asked and received unanimous consent to withdraw **House File 162** from further consideration by the House.

#### HOUSE FILE 241 PENDING

The House resumed consideration of **House File 241**, a bill for an act relating to the penalties imposed for driving while under the influence of alcoholic beverages or drugs, and amending the implied consent law.

Andersen of Woodbury, District 23, asked and received unanimous consent to withdraw the amendment filed by him on March 24, and found on pages 700 and 701 of the House Journal.

Hill of Polk, District 62, offered the following amendment filed by him and moved its adoption:

Amend House 241 as follows:

1. Page 1, line 2, by striking all after the word "drugs" and all of line 3 and inserting in lieu thereof a period.
2. By striking all of sections three (3) and four (4).

The amendment was adopted.

Mendenhall of Allamakee, District 13, offered the following amendment filed by him and moved its adoption:

Amend House File 241 as follows:

1. Page 2, line 14, by inserting after the comma the word and number "subsection 2,".
2. Page 2, line 17, by inserting after the comma the word and number "subsection 2,".
3. Page 3, line 11, by inserting after the period the following:

*"The court shall not, however, suspend any sentence imposed by this section, nor place the defendant on probation in lieu of any such sentence."*

Roll call was requested by Mendenhall of Allamakee, District 13, and Andersen of Woodbury, District 23.

On the question "Shall the amendment be adopted?"

The ayes were, 31:

Andersen	Goode	Miller	Siglin
Bergman	Grassley	Moffitt	Stanley
Campbell	Kreamer	Nystrom	Stokes
Dunton	Lipsky	Pellett	Strand
Edelen	Logemann	Rex	Strothman
Egenes	Mendenhall	Roorda	Tieden
Fischer, H. O.	Menefee	Sargisson	Winkelman
Fisher, C. R.	Middleswart	Scott	

The nays were, 49:

Alt	Gluba	McCormick	Sorg
Anania	Hansen	Monroe	Stromer
Blouin	Hill	Norpel	Taylor
Bray	Husak	Patton	Trowbridge
Christensen	Jesse	Priebe	Uban
Clark	Johnston	Rodgers	Welden
Cochran	Kehe	Schmeiser	Wells
Curtis	Kinley	Schroeder	Willits
Dougherty	Knoblauch	Schwartz	Wirtz
Doyle	Knoke	Schwieger	Wyckoff
Ellsworth	Larson	Skinner	Speaker
Ewell	Lawson	Small	(Millen)
Franklin	Mayberry		

Absent or not voting, 20:

Bennett	Hamilton	Kruse	Pierson
Camp	Harbor	McElroy	Radl
Den Herder	Holden	Mollett	Shaw
Drake	Kelly	Nielsen	Varley
Freeman	Kennedy	Pelton	Waugh

The amendment lost.

(House File 241 pending.)

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 9

Lawson of Cerro Gordo, District 17, called up for consideration **House Concurrent Resolution 9**, filed on January 27, 1971, and found on page 176 of the House Journal, and moved its adoption.

A non-record roll call was requested.

The ayes were 46, nays 19.

The resolution was adopted.



SENATE CONCURRENT RESOLUTION 30 DEFERRED

Egenes of Story, District 33, called up for consideration **Senate Concurrent Resolution 30**, filed on April 8, 1971, and found on page 900 of the House Journal.

Skinner of Polk moved that action on Senate Concurrent Resolution 30 be deferred.

The motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 551, a bill for an act relating to the registration of motor vehicles.

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

House File 570, a bill for an act relating to the collection of sales and use taxes.

CARROLL A. LANE, Secretary

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 15, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 112, an act authorizing the use of bid bonds in lieu of certified or cashiers checks.

House File 170, an act relating to the enucleating of eyes by funeral directors or embalmers.

House File 195, an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage.

House File 230, an act relating to election precincts.

House File 308, an act relating to physical requirements for marriage license.

House File 334, an act relating to deposit and investment of public funds.

House File 381, an act relating to commercial feed inspection fee.

REPORTS OF COMMITTEE

Tieden of Clayton, District 14, from the committee on conservation and recreation, submitted the following reports:

MR. SPEAKER: Your committee on conservation and recreation, to whom

was referred **House File 514**, a bill for an act relating to county conservation boards, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

Also :

MR. SPEAKER: Your committee on conservation and recreation, to whom was referred **Senate File 149**, a bill for an act relating to the imposition of a general criminal penalty for violations of the fish and game conservation laws, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DALE TIEDEN, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 73, page 47, by inserting after line
- 2 14 the following:
- 3 "In no case shall an owner of property be required to
- 4 spend more than five percent of actual value as determined
- 5 in section four hundred forty-one point twenty-one (441.21),
- 6 of the Code, of all acreage within project in any one year,
- 7 or twenty percent of his net income for the previous year,
- 8 whichever is the least. The burden of proof of income
- 9 shall be on the owner of property."

SCHROEDER of Pottawattamie, District 54  
 NIELSEN of Shelby, District 53  
 PRIEBE of Kossuth, District 6  
 WYCKOFF of Benton, District 42  
 SCOTT of Franklin, District 18  
 TAYLOR of Dubuque, District 51  
 TIEDEN of Clayton, District 14  
 REX of Hamilton, District 31  
 FISCHER of Grundy, District 35  
 LOGEMANN of Worth, District 7  
 VARLEY of Adair, District 84

- 1 Amend House File 498 as follows:
- 2 1. Page 2, line 11, by striking the word
- 3 "recommendation", and inserting in lieu thereof
- 4 the words "joint recommendations".
- 5 2. Page 2, line 11, by adding after the word
- 6 "instruction" the words "and the Iowa development
- 7 commission".

WINKELMAN of Calhoun, District 26  
 LAWSON of Cerro Gordo, District 17

- 1 Amend House File 540 as follows:
- 2 1. Page 2, line 30, by inserting after the word "any"
- 3 the word "female".
- 4 2. Page 2, line 31, by inserting after the first word
- 5 "any" the word "female".
- 6 3. Page 4, line 14, by striking the word "[female]" and

7 inserting the word "female".

8 4. Page 4, line 15, by striking the words "[and of any  
9 male person under twelve years of age]" and insert-  
10 in lieu thereof the words "*and of any male*  
11 *person under twelve years of age*".

DUNTON of Keokuk, District 88

1 Amend House File 552, page 2, by striking lines 1  
2 through 9, inclusive, and inserting in lieu thereof the  
3 following:

4 Section 1. Section four hundred twenty-two point forty-  
5 two (422.42), subsections eleven (11) and thirteen (13),  
6 Code 1971, are amended as follows:

7 11. "Place of business" shall mean any warehouse,  
8 store, place, office, building or structure where goods,  
9 wares or merchandise or *taxable services* are offered for  
10 sale at retail or where any taxable amusement is conducted  
11 or each office where gas, water, heat, communication or  
12 electric services are offered for sale at retail.

13 13. "Services" means all acts or services rendered,  
14 furnished, or performed, other than services performed on  
15 tangible personal property delivered into interstate com-  
16 merce, or services used in processing of tangible personal  
17 property for use in taxable retail sales or services, for  
18 an "employer" as defined in section 422.4, subsection 15[,  
19 for a valuable consideration by any person engaged in any  
20 business or occupation specifically enumerated in this  
21 division]. The tax shall be due and collectible when the  
22 service is rendered, furnished, or performed for the  
23 ultimate user thereof.

DUNTON of Keokuk, District 88

1 Amend House File 587 by adding the following to  
2 section 14:

3 Unless otherwise specifically provided by the  
4 general assembly, whenever the following words are  
5 used in a statute hereafter enacted, their meaning  
6 and application shall be:

- 7 1. The word "shall" imposes a duty.
- 8 2. The word "must" states a requirement.
- 9 3. The word "may" confers a power.

FISCHER of Grundy, District 35

On motion by Kreamer of Polk, District 63, the House adjourned  
until 10:00 a.m., Monday, April 19, 1971.

# JOURNAL OF THE HOUSE

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Ninety-ninth Calendar Day—Sixty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, APRIL 19, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Robert Deo Butler, pastor of the United Methodist Church, Sac City, Iowa.

The Journal of Friday, April 16, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Bergman of Osceola, District 3, on request of Kruse of O'Brien, District 4.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seventy sixth grade students from Wayne Community School, Corydon, Iowa, accompanied by their teachers, Mrs. Brandon, Mrs. Christensen, Mr. Klett and Mr. Muilenburg. By Moffitt of Appanoose, District 96.

Sixty-five senior students from Belle Plaine High School, Belle Plaine, Iowa, accompanied by G. W. Argo, Rolland Hansen and Dwayne Lockhart. By Wyckoff of Benton, District 42.

Twenty-seven National Honor Society students from Centerville High School, Centerville, Iowa, accompanied by their teachers, Mrs. Velma Davis and Mrs. Beulah Mitchell. By Moffitt of Appanoose, District 96.

Thirty-five fifth grade students from Douglas School, Des Moines, Iowa, accompanied by their teachers, Miss Forke and Miss Zawn. By Bennett of Polk, District 59.

Forty-four senior students from Twin Rivers Community School, Twin Rivers, Iowa, accompanied by their teachers, Jack Pierick, Herb Rainey and Basil Brock. By Priebe of Kossuth, District 6.

Thirty-two American government class students from Walnut High School, Walnut, Iowa, accompanied by their teacher, Mr. Johnson. By Schroeder of Pottawattamie, District 54.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Schroeder of Pottawattamie, District 54, from nineteen residents of Harrison County favoring House File 530 relating to the collection of premium taxes on insurance premiums collected by non-profit hospital and medical service corporations.

By Dougherty of Monroe, District 94, from thirty-seven members of the American Legion, Albia, Iowa, opposing House File 126, relating to the soldiers relief commission and opposing House File 185, relating to the soldiers home.

By Christensen of Union, District 95, from thirteen residents of Ringgold County opposing Senate File 351, relating to repeal of the Iowa meat and poultry inspection law.

By Freeman of Buena Vista, District 15, from forty-seven pharmacists from north central Iowa favoring preserving Chapter 725.5 of the Code of Iowa.

By Freeman of Buena Vista, District 15, from fifty-five residents of Buena Vista County favoring state inspection of plants and lockers rather than federal inspection.

By Tieden of Clayton, District 14, from thirty-two residents of Clayton County favoring park-user fees.

By Larson of Story, District 34, a resolution from the city of Ames favoring state aid to cities and towns.

By Norpel of Jackson, District 52, a resolution from the town of Green Island and the city of Maquoketa favoring an increase in sales tax from three to four percent with the proceeds being returned to cities, towns and counties on a per capita basis.

By Wells of Linn, District 44, a resolution from the city of Cedar Rapids favoring an increase in sales tax from three to four percent with the proceeds being returned to cities, towns and counties on a per capita basis.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 514 and Senate File 149, under Rule 35.

## ADOPTION OF HOUSE RESOLUTION 6

Varley of Adair, District 84, called up for consideration **House Resolution 6**, filed on April 16, 1971, and found on page 960 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

## HOUSE FILE 639 REREFERRED

The Speaker announced that **House File 639**, previously referred to the committee on social services is rereferred to the committee on **law enforcement**.

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Senate Joint Resolution 9 adopted by the Alabama Legislature on April 6, 1971. This resolution urges the signatories of the last Geneva Convention to exert their influence in an effort to persuade the Government of North Vietnam to live up to the rules of the last Geneva Convention concerning prisoners of war.

## INTRODUCTION OF BILLS

**House File 644**, by committee on county government, a bill for an act to create an error, omission and embezzlement fund and to impose a tax therefor.

Read first time and referred to committee on **ways and means**.

**House File 645**, by Gluba (Robinson, Palmer, Gaudineer, Tapscott, Doderer and Glenn), a bill for an act relating to the establishment of uniform procedures for the payment of wages by employers and for settling disputes and providing penalties for violations.

Read first time and referred to committee on **human and industrial relations**.

**House File 646**, by Monroe, a bill for an act relating to proceedings auxiliary to execution.

Read first time and referred to committee on **judiciary**.

**House File 647**, by Dunton, a bill for an act relating to the vocational education advisory council.

Read first time and referred to committee on **schools**.

**House File 648**, by committee on state government, 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.

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

**House File 649**, by committee on state government, a bill for an act relating to the Iowa crime commission.

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

**House File 650**, by Monroe, Johnston, Ewell, Gluba, Rodgers, Scott, Willits, Small, McCormick, Bennett, Doyle, Franklin, Dunton, Schwartz, Anania, Dougherty, Wells, Husak and Bray, a bill for an act relating to benefits under the workmen's compensation law.

Read first time and referred to committee on **human and industrial relations**.

**House File 651**, by Dougherty, a bill for an act relating to bills of sales on certain items.

Read first time and referred to committee on **commerce**.

**House File 652**, by Logemann, a bill for an act relating to the manner of election of county boards of supervisors.

Read first time and referred to committee on **county government**.

**House File 653**, by Grassley, Holden, Skinner, Waugh, Radl and Dunton, a bill for an act relating to local law enforcement personnel.

Read first time and referred to committee on **law enforcement**.

**House File 654**, by committee on ways and means, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax.

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

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 550, a bill for an act relating to information obtained by the department of revenue.

CARROLL A. LANE, Secretary

## CONSIDERATION OF BILLS

## NONCONTROVERSIAL CALENDAR

**House File 254**, a bill for an act relating to the rate of interest which may be paid by a real estate investment trust, with report of committee recommending passage, was taken up for consideration.

Shaw of Scott, District 78, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 254)

The ayes were, 72:

Alt	Fisher, C. R.	Miller	Siglin
Andersen	Freeman	Moffitt	Small
Blouin	Goode	Mollett	Sorg
Campbell	Holden	Nielsen	Stanley
Christensen	Kelly	Norpel	Strand
Clark	Kinley	Nystrom	Stromer
Cochran	Knoblauch	Patton	Strothman
Curtis	Knoke	Pellett	Taylor
Den Herder	Kruse	Pelton	Trowbridge
Dougherty	Larson	Rex	Varley
Doyle	Lawson	Rodgers	Waugh
Drake	Lipsky	Roorda	Welden
Dunton	McCormick	Sargisson	Wells
Edelen	McElroy	Schmeiser	Willits
Egenes	Mendenhall	Schroeder	Winkelman
Ellsworth	Menefee	Schwartz	Wirtz
Ewell	Middleswart	Schwieger	Wyckoff
Fischer, H. O.	Millen	Shaw	Mr. Speaker

The nays were, 11:

Bray	Gluba	Monroe	Scott
Camp	Husak	Pierson	Stokes
Franklin	Kennedy	Priebe	

Absent or not voting, 17:

Anania	Hansen	Kehe	Radl
Bennett	Hill	Kreamer	Skinner
Bergman	Jesse	Logemann	Tieden
Grassley	Johnston	Mayberry	Uban
Hamilton			

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

**House File 587**, a bill for an act relating to rules of statutory construction, was taken up for consideration.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption:

Amend House File 587 by adding the following to section 14:

Unless otherwise specifically provided by the



general assembly, whenever the following words are used in a statute hereafter enacted, their meaning and application shall be:

1. The word "shall" imposes a duty.
2. The word "must" states a requirement.
3. The word "may" confers a power.

The amendment was adopted.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 587)

The ayes were, 90:

Alt	Gluba	Millen	Scott
Andersen	Goode	Miller	Shaw
Blouin	Grassley	Moffitt	Siglin
Bray	Hill	Mollett	Small
Camp	Holden	Monroe	Sorg
Campbell	Husak	Nielsen	Stanley
Christensen	Jesse	Norpel	Stokes
Clark	Kelly	Nystrom	Strand
Cochran	Kennedy	Patton	Stromer
Curtis	Kinley	Pellett	Strothman
Den Herder	Knoblauch	Pelton	Taylor
Dougherty	Knoke	Pierson	Tieden
Doyle	Kreamer	Priebe	Trowbridge
Drake	Larson	Radl	Varley
Dunton	Lawson	Rex	Waugh
Edelen	Lipsky	Rodgers	Welden
Egenes	Mayberry	Roorda	Wells
Ellsworth	McCormick	Sargisson	Willits
Ewell	McElroy	Schmeiser	Winkelman
Fischer, H. O.	Mendenhall	Schroeder	Wirtz
Fisher, C. R.	Menefee	Schwartz	Wyckoff
Franklin	Middleswart	Schwieger	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 10:

Anania	Hamilton	Kehe	Skinner
Bennett	Hansen	Logemann	Uban
Bergman	Johnston		

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

**Senate File 210**, a bill for an act relating to the conversion of credit union charters, with report of committee recommending passage, was taken up for consideration.

Nystrom of Boone, District 55, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 210)

The ayes were, 90:

Alt	Goode	Middleswart	Scott
Anania	Grassley	Millen	Shaw
Andersen	Hansen	Miller	Siglin
Blouin	Hill	Moffitt	Small
Bray	Holden	Mollett	Sorg
Camp	Husak	Monroe	Stanley
Campbell	Jesse	Nielsen	Stokes
Christensen	Kelly	Norpel	Strand
Clark	Kennedy	Nystrom	Stromer
Cochran	Kinley	Patton	Strothman
Curtis	Knoblauch	Pellett	Taylor
Den Herder	Knoke	Pelton	Tieden
Dougherty	Kreamer	Pierson	Trowbridge
Doyle	Kruse	Priebe	Varley
Drake	Larson	Rex	Waugh
Dunton	Lawson	Rodgers	Welden
Edelen	Lipsky	Roorda	Wells
Egenes	Logemann	Sargisson	Willits
Ellsworth	Mayberry	Schmeiser	Winkelman
Ewell	McCormick	Schroeder	Wirtz
Franklin	McElroy	Schwartz	Wyckoff
Freeman	Mendenhall	Schwieger	Mr. Speaker
Gluba	Menefee		

The nays were, none.

Absent or not voting, 10:

Bennett	Fisher, C. R.	Kehe	Skinner
Bergman	Hamilton	Radl	Uban
Fischer, H. O.	Johnston		

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

### CONSIDERATION OF BILLS UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 73**, a bill for an act relating to conservation of soil and water resources of the state and to control of water pollution.

Lawson of Cerro Gordo, District 17, offered the following amendment filed by him and moved its adoption:

Amend House File 73, page 46, line 10,  
by striking the word "ten" and inserting in  
lieu thereof the word "thirty".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by Schroeder, et al.:

Amend House File 73, page 47, by inserting after line  
14 the following:

"In no case shall an owner of property be required to spend more than five percent of actual value as determined in section four hundred forty-one point twenty-one (441.21), of the Code, of all acreage within project in any one year, or twenty percent of his net income for the previous year, whichever is the least. The burden of proof of income shall be on the owner of property."

Moffitt of Appanoose offered the following amendment to the amendment from the floor and moved its adoption :

Amend the Schroeder, et al., amendment, filed April 16, 1971, as follows:

1. Line 3, after the word "of" insert the word "real".
2. Line 4, after the word "of" insert the word "its".

The amendment to the amendment was adopted.

Schroeder of Pottawattamie, District 54, moved the adoption of the Schroeder, et al., amendment as amended.

A non-record roll call was requested.

The ayes were 56, nays 27.

The amendment as amended was adopted.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations:

Amend House File 73 as follows:

1. Page 52, by adding the following new section:  
"APPROPRIATION. There is appropriated to the state soil conservation committee for the fiscal year commencing July 1, 1971, the sum of thirty-eight thousand six hundred twelve (38,612) dollars, and for the fiscal year commencing July 1, 1972, the sum of fifty-seven thousand eighty-two (57,082) dollars, or so much thereof as is necessary, for the purpose of carrying out the provisions of this act."
2. Page 1, amend the title by inserting before the period in line 2 the words ", and making an appropriation therefor".
3. Page 41, line 20, strike the word "forty" and insert in lieu thereof the word "thirty".

Division of the amendment was requested.

Camp of Clinton, District 73, moved the adoption of amendment 3, line 1 and lines 12 and 13 of the committee amendment.

Amendment 3 was adopted.

Camp of Clinton, District 73, asked and received unanimous consent to withdraw amendments 1 and 2, lines 2 through 11 of the

committee amendment, and the amendment filed by him on April 12, 1971, and found on page 917 of the House Journal.

Campbell of Washington, District 89, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 73)

The ayes were, 92:

Alt	Freeman	McElroy	Schwartz
Anania	Gluba	Mendenhall	Schwieger
Andersen	Goode	Menefee	Scott
Blouin	Grassley	Middleswart	Shaw
Bray	Hansen	Millen	Siglin
Camp	Hill	Miller	Skinner
Campbell	Holden	Moffitt	Small
Christensen	Husak	Mollett	Stanley
Clark	Jesse	Monroe	Strand
Cochran	Kehe	Nielsen	Stromer
Curtis	Kelly	Norpel	Taylor
Den Herder	Kennedy	Nystrom	Tieden
Dougherty	Kinley	Patton	Trowbridge
Doyle	Knoblauch	Pellett	Uban
Drake	Knoke	Pelton	Varley
Dunton	Kreamer	Pierson	Waugh
Edelen	Kruse	Priebe	Welden
Egenes	Larson	Rex	Wells
Ellsworth	Lawson	Rodgers	Willits
Ewell	Lipsky	Roorda	Winkelman
Fischer, H. O.	Logemann	Sargisson	Wirtz
Fisher, C. R.	Mayberry	Schmeiser	Wyckoff
Franklin	McCormick	Schroeder	Mr. Speaker

The nays were, 4:

Radl	Sorg	Stokes	Strothman
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Absent or not voting, 4:

Bennett	Bergman	Hamilton	Johnston
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### HOUSE INSISTS (Senate File 188)

Knoke of Pottawattamie, District 79, called up for consideration **Senate File 188**, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, and moved that the House insist on the House amendment to Senate File 188.

A non-record roll call was requested.

The ayes were 61, nays 5.

The motion prevailed and the House insists on the House amendment to Senate File 188.

CONFERENCE COMMITTEE APPOINTED  
(Senate File 188)

The Speaker announced the appointment of Knoke of Pottawattamie, District 79, chairman; Hansen of Black Hawk, District 37, Christensen of Union, District 95, and Dunton of Keokuk, District 88, on the part of the House, as conferees concerning Senate File 188.

CONSIDERATION OF BILLS

NONCONTROVERSIAL CALENDAR

**Senate File 277**, a bill for an act to legalize and validate the procedures wherein the West Marshall Community School District in the counties of Marshall and Story entered into contract for the sale of certain real estate, with report of committee recommending passage, was taken up for consideration.

Miller of Marshall, District 36, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 277)

The ayes were, 79:

Alt	Goode	Moffitt	Siglin
Andersen	Grassley	Mollett	Skinner
Blouin	Hill	Monroe	Small
Bray	Holden	Nielsen	Stanley
Camp	Husak	Norpel	Stokes
Campbell	Jesse	Nystrom	Strand
Christensen	Kehe	Patton	Strothman
Clark	Kelly	Pellett	Taylor
Cochran	Kinley	Pelton	Tieden
Curtis	Knoke	Pierson	Trowbridge
Den Herder	Kreamer	Priebe	Varley
Dougherty	Kruse	Radl	Waugh
Doyle	Larson	Rex	Welden
Drake	Lawson	Rodgers	Wells
Ellsworth	Logemann	Roorda	Willits
Fischer, H. O.	McCormick	Schroeder	Winkelman
Fisher, C. R.	Mendenhall	Schwartz	Wirtz
Franklin	Menefee	Schwieger	Wyckoff
Freeman	Middleswart	Scott	Mr. Speaker
Gluba	Miller	Shaw	

The nays were, none.

Absent or not voting, 21:

Anania	Ewell	Knoblauch	Sargisson
Bennett	Hamilton	Lipsky	Schmeiser
Bergman	Hansen	Mayberry	Sorg
Dunton	Johnston	McElroy	Stromer
Edelen	Kennedy	Millen	Uban
Egenes			

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

**House File 605**, a bill for an act relating to the regulated use of ground water, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 605)

The ayes were, 81:

Andersen	Grassley	Miller	Siglin
Blouin	Hill	Moffitt	Skinner
Bray	Holden	Mollett	Small
Camp	Husak	Monroe	Stanley
Campbell	Jesse	Norpel	Stokes
Christensen	Kehe	Nystrom	Strand
Clark	Kelly	Patton	Strothman
Cochran	Kinley	Pellett	Taylor
Curtis	Knoke	Pelton	Tieden
Den Herder	Kruse	Pierson	Trowbridge
Dougherty	Larson	Priebe	Uban
Doyle	Lawson	Rex	Varley
Drake	Lipsky	Rodgers	Waugh
Dunton	Logemann	Roorda	Welden
Edelen	Mayberry	Schmeiser	Wells
Ellsworth	McCormick	Schroeder	Willits
Fischer, H. O.	Mendenhall	Schwartz	Winkelman
Fisher, C. R.	Menefee	Schwieger	Wirtz
Freeman	Middleswart	Scott	Wyckoff
Gluba	Millen	Shaw	Mr. Speaker
Goode			

The nays were, none.

Absent or not voting, 19:

Alt	Ewell	Kennedy	Radl
Anania	Franklin	Knoblauch	Sargisson
Bennett	Hamilton	Kreamer	Sorg
Bergman	Hansen	McElroy	Stromer
Egenes	Johnston	Nielsen	

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

**House File 600**, a bill for an act relating to the minimum age for appointment of commissioned and warrant officers in the national guard, was taken up for consideration.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 600)

The ayes were, 83:

Alt	Gluba	Miller	Siglin
Andersen	Goode	Moffitt	Skinner
Blouin	Grassley	Mollett	Small
Bray	Hill	Monroe	Stanley
Camp	Holden	Norpel	Stokes
Campbell	Husak	Nystrom	Strand
Christensen	Jesse	Patton	Strothman
Clark	Kehe	Pellett	Taylor
Cochran	Kelly	Pelton	Tieden
Curtis	Kinley	Pierson	Trowbridge
Den Herder	Knoke	Priebe	Uban
Dougherty	Kruse	Radl	Varley
Doyle	Lawson	Rex	Waugh
Drake	Lipsky	Rodgers	Welden
Dunton	Logemann	Roorda	Wells
Edelen	Mayberry	Schmeiser	Willits
Ellsworth	McCormick	Schroeder	Winkelman
Fischer, H. O.	Mendenhall	Schwartz	Wirtz
Fisher, C. R.	Menefee	Schwieger	Wyckoff
Franklin	Middleswart	Scott	Mr. Speaker
Freeman	Millen	Shaw	

The nays were, 1:

Larson

Absent or not voting, 16:

Anania	Ewell	Kennedy	Nielsen
Bennett	Hamilton	Knoblauch	Sargisson
Bergman	Hansen	Kreamer	Sorg
Egenes	Johnston	McElroy	Stromer

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

#### UNFINISHED BUSINESS

The House resumed consideration of **House File 123**, a bill for an act to prohibit the discharge of sewage from residences into open ditches along the right-of-way of any highway or public road, and to provide penalties therefor.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 123)

## The ayes were, 69:

Alt	Jesse	Monroe	Stanley
Andersen	Kehe	Norpel	Stokes
Blouin	Kelly	Nystrom	Strand
Clark	Knoblauch	Patton	Stromer
Cochran	Knoke	Pelton	Strothman
Curtis	Kreamer	Pierson	Taylor
Den Herder	Kruse	Radl	Trowbridge
Dougherty	Larson	Rex	Uban
Doyle	Lawson	Rodgers	Varley
Drake	Lipsky	Roorda	Waugh
Dunton	Logemann	Schmeiser	Welden
Edelen	Mayberry	Schwartz	Wells
Ellsworth	McCormick	Schwieger	Willits
Fischer, H. O.	Mendenhall	Scott	Winkelman
Gluba	Millen	Shaw	Wirtz
Goode	Miller	Skinner	Wyckoff
Hill	Mollett	Small	Mr. Speaker
Holden			

## The nays were, 16:

Bray	Fisher, C. R.	Menefee	Priebe
Camp	Freeman	Middleswart	Schroeder
Campbell	Grassley	Moffitt	Siglin
Christensen	Husak	Pellet	Tieden

## Absent or not voting, 15:

Anania	Ewell	Johnston	Nielsen
Bennett	Franklin	Kennedy	Sargisson
Bergman	Hamilton	Kinley	Sorg
Egenes	Hansen	McElroy	

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

## APPROPRIATIONS CALENDAR

(House File 615 Pending)

**House File 615**, a bill for an act relating to the costs of auditing the accounts of area schools, was taken up for consideration.

Cochran of Webster, District 29, offered the following amendment from the floor:

Amend House File 615 as follows:

1. By inserting a period after the word "auditing" in line one (1) and striking the balance of line one (1) and all of line two (2).
2. By striking from lines four (4) and five (5) the words and figures "two hundred eighty-six A point twelve (286A.12), unnumbered paragraph two (2)" and inserting in lieu thereof the words and figures "eleven point five (11.5)".
3. By striking all of line six (6) and inserting in lieu thereof the words "by adding at the end thereof the following paragraph:."
4. By inserting after the word "another" in line



nine (9) the words "by an area school".

5. By inserting after the words "area school" in line twelve (12) the words ", state department, institution under the board of regents, or institution under the department of social services".

6. By inserting after the words "area school" in line thirteen (13) the words ", state department, or institution".

Fischer of Grundy, District 35, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

(House File 615 pending.)

#### AMENDMENTS FILED

- 1 Amend House File 183 by striking lines 9 through 11
- 2 and inserting in lieu thereof the following:
- 3 "is based upon a subjective judgement as well
- 4 as years of educational experience and years of
- 5 service. The subjective judgment shall be made by one
- 6 or more persons with the participation and
- 7 knowledge of the certificated person."

EWELL of Black Hawk, District 39

- 1 Amend the Dougherty, et al., amendment to House
- 2 File 401, filed April 8, 1971, by striking all of
- 3 lines 16 and 17 and inserting in lieu thereof the
- 4 following: "acts of perversion, or the illegal use
- 5 of drugs as defined in Senate File 1, Acts of the
- 6 Sixty-fourth General Assembly, First Session, shall".

DOUGHERTY of Monroe, District 94

- 1 Amend the Dougherty, et al., amendment to House File
- 2 401, filed April 8, 1971, by adding in line 17, after
- 3 the words "of the Code," the following: "or a motion
- 4 picture glorifying or condoning violence to a person
- 5 or persons, or depicting and condoning sadism, war
- 6 or killing, or which condones the abuse of alcohol".

BRAY of Scott, District 77

FRANKLIN of Polk, District 64

UEAN of Black Hawk, District 38

McCORMICK of Delaware, District 48

DUNTON of Iowa, District 88

PATTON of Buchanan, District 20

WILLITS of Polk, District 57

PRIEBE of Kossuth, District 6

KENNEDY of Chickasaw, District 11

JESSE of Polk, District 58

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Tuesday, April 20, 1971.

# JOURNAL OF THE HOUSE

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One Hundredth Calendar Day—Sixty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, APRIL 20, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Ray Thompson, pastor of the Salem United Methodist Church, Meservey, Iowa.

The Journal of Monday, April 19, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97; Strothman of Henry, District 90, on request of Stokes of Plymouth, District 2; Fisher of Greene, District 56, on request of Nielsen of Shelby, District 53; Bennett of Polk, District 59, by the Speaker for April 20, 21 and 22.

## PRESENTATION OF DISTINGUISHED VISITOR

Waugh of Monona, District 27, presented to the House the Honorable Julia E. Swearingen, Deputy State Treasurer for the State of Colorado, and Mr. Swearingen. The Honorable Mrs. Swearingen is here as the guest of the Honorable Maurice Baringer, State Treasurer, to observe the functions of the State Treasurer's office and the Iowa legislature.

## PRESENTATION OF VISITORS

Varley of Adair, District 84, presented to the House the Honorable Ralph F. McCartney, former member of the House during the Sixty-second and Sixty-third General Assemblies, representing Floyd County.

The Speaker announced that the following visitors were present in the House Chamber :

Thirty-one fifth grade students from St. Theresa School, Des Moines, Iowa, accompanied by their teacher, Mrs. Maher. By Alt of Polk, District 61.

Sixty senior class students from Exira School, Exira, Iowa, accompanied by their teachers, Mrs. Bill Goettsch and Larry Pfiel. By Pellett of Cass, District 83.

Twenty students from Visitation School, Des Moines, Iowa, accompanied by their teachers, Sister Mary Thomasina and John Allen. By Alt of Polk, District 61.

Eighty Girl Scouts from Storm Lake, Iowa, accompanied by their leaders, Mrs. Elk, Mrs. Jorgensen, Mrs. Pritchard, Mrs. Bruce, Mrs. Senser and Mrs. Cole. By Freeman of Buena Vista, District 15.

Twenty-six students from Harlan High School, Harlan, Iowa, accompanied by their teacher, Ted Williams. By Nielsen of Shelby, District 53.

Forty-two ninth grade government class students from John Adams and Roosevelt Junior High Schools, Mason City, Iowa, accompanied by their teachers, Don Brown and Mr. Attleson. By Lawson of Cerro Gordo, District 17.

Fifty-four students from St. Mary's School, Humboldt, Iowa, accompanied by Mrs. LaBaunte and Sister Therese Marie. By Priebe of Kossuth, District 6.

Forty senior class students from Pekin High School, Pekin, Iowa, and Eliana Valenzuela, a foreign exchange student from Arica, Chile, accompanied by their teachers, Ray Prentis and Terry Northcutt. By Dunton of Keokuk, District 88.

Twenty-nine senior class students from Meservey-Thornton Community School, Thornton, Iowa, accompanied by their teacher, Larry Carey. By Scott of Cerro Gordo, District 18.

Twenty-four senior students from the Iowa Mennonite School, Kalona, Iowa, accompanied by their teacher, Mr. Lehman. By Campbell of Washington, District 89.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Taylor of Dubuque, District 51; Ellsworth of Dubuque, District 50; and Blouin of Dubuque, District 49, from sixty-three residents of Dubuque County opposing any tax increase which does not include at least the equivalent of one-half cent of sales tax to Iowa cities and towns.

By Middleswart of Warren, District 93, from twenty-one residents of District 93; Camp of Clinton, District 73, from thirteen residents of Jackson County; and Kruse of O'Brien, District 4, from sixty-seven residents of Clay and O'Brien Counties opposing Senate File 351, relating to the repeal of the meat and poultry inspection law.

By Husak of Tama, District 41, from eighty-one residents of Tama County recommending that the Iowa legislature take action to shift

the costs of financing education, welfare and state institutions from property taxes to taxes related to ability to pay.

By Small of Johnson, District 69, a resolution from the City Council of Iowa City, Iowa, favoring state aid to cities and towns.

By Camp of Clinton, District 73, from over two thousand state employees favoring House File 212 and Senate File 84, relating to salaries of the state highway commission and other state employees.

By Camp of Clinton, District 73, from two thousand five hundred highway commission employees requesting that they not be included under the state merit system.

#### INTRODUCTION OF BILL

**House File 655**, by committee on law enforcement, a bill for an act relating to restricted driving privileges for a person whose operator's or chauffeur's license has been revoked, and providing a penalty for violation of the privilege.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 460**, a bill for an act providing for enactment of the uniform partnership act.

Read first time and referred to committee on **judiciary**.

**Senate File 469**, a bill for an act to legalize and validate the proceedings of the town council of the Town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water.

Read first time and referred to committee on **cities and towns**.

#### APPOINTMENT TO THE DEPARTMENTAL RULES REVIEW COMMITTEE

The Speaker announced the reappointment of the Gentleman from Butler, District 10, Charles E. Grassley, to serve on the Departmental Rules Review Committee for a four-year term beginning May 1, 1971.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the conference com-

mittee on Senate File 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, on the part of the Senate: the Senator from Marshall, Mr. Mowry, chairman; the Senator from Scott, Mr. Nicholson; the Senator from Greene, Mr. Arbuckle, and the Senator from Jasper, Mr. Hill.

Also: That the Senate has concurred in House amendment to and passed: Senate File 120, a bill for an act relating to the control of vehicles at institutions.

Also: That the Senate has concurred in House amendment to and passed: Senate File 417, a bill for an act relating to judicial redistricting.

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

Senate File 460, a bill for an act relating to the enactment of the uniform partnership act.

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

Senate File 469, a bill for an act legalizing the proceedings of the town council of the Town of Bussey.

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

House File 572, a bill for an act relating to the construction of an administration building for the state highway commission.

CARROLL A. LANE, Secretary

SPECIAL ORDER  
(House File 654)

Varley of Adair, District 84, asked and received unanimous consent that House File 654 be made a special order of business for 9:15 a.m., Thursday, April 22, 1971.

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**House File 614**, a bill for an act relating to the state fair board, with report of committee recommending amendment and passage, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend House File 614, page 2, line 10, by striking the word "*forty*" and inserting in lieu thereof the word "*thirty*".

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 614)

The ayes were, 75:

Anania	Fischer, H. O.	Millen	Schwartz
Andersen	Freeman	Miller	Schwieger
Bergman	Gluba	Moffitt	Scott
Blouin	Goode	Mollett	Siglin
Bray	Hill	Monroe	Stanley
Camp	Kehe	Nielsen	Stokes
Campbell	Kelly	Norpel	Strand
Christensen	Knoblauch	Nystrom	Stromer
Clark	Knoke	Patton	Taylor
Cochran	Kreamer	Pelton	Tieden
Curtis	Kruse	Pierson	Trowbridge
Den Herder	Larson	Priebe	Waugh
Dougherty	Lawson	Radl	Welden
Doyle	Mayberry	Rex	Wells
Drake	McCormick	Rodgers	Willits
Dunton	McElroy	Roorda	Winkelman
Egenes	Mendenhall	Sargisson	Wyckoff
Ellsworth	Menefee	Schmeiser	Mr. Speaker
Ewell	Middleswart	Schroeder	

The nays were, 2:

Husak                      Uban

Absent or not voting, 23:

Alt	Hamilton	Kinley	Small
Bennett	Hansen	Lipsky	Sorg
Edelen	Holden	Logemann	Strothman
Fisher, C. R.	Jesse	Pellett	Varley
Franklin	Johnston	Shaw	Wirtz
Grassley	Kennedy	Skinner	

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

#### STEERING COMMITTEE CALENDAR

**House File 423**, a bill for an act to provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations, with report of committee recommending amendment and passage, was taken up for consideration.

Alt of Polk, District 61, offered the following amendment filed by the committee on cities and towns and moved its adoption:

Amend House File 423 as follows:

Page 3, line 28, by striking the figure "\$20.00" and inserting in lieu thereof the figure "\$10.00".

The amendment was adopted.

Kehe of Bremer, District 12, offered the following amendment filed by him and Knoke of Pottawattamie, District 79, and moved its adoption:

Amend House File 423 as follows:

1. Page 4, by striking all after the period in line 3 and all of lines 4 and 5 and inserting in lieu thereof the following: "A receipt for payment may be obtained upon request to the court and by furnishing a postage-paid addressed envelope."

2. Pages 6 and 7 by striking all of Sec. 8 and inserting in lieu thereof the following:

"Sec. 8. Section three hundred twenty-one point two hundred seven (321.207), Code 1971, is amended by striking unnumbered paragraph two (2)."

The amendment was adopted.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (H.F. 423)

The ayes were, 59:

Alt	Hill	McCormick	Schwieger
Andersen	Jesse	Mendenhall	Shaw
Bergman	Johnston	Menefee	Siglin
Blouin	Kehe	Millen	Small
Bray	Kelly	Miller	Sorg
Campbell	Kennedy	Moffitt	Stanley
Clark	Knoblauch	Mollett	Strand
Cochran	Knoke	Monroe	Stromer
Curtis	Kreamer	Patton	Trowbridge
Den Herder	Kruse	Pellett	Uban
Drake	Larson	Pelton	Welden
Egenes	Lawson	Pierson	Wells
Ellsworth	Lipsky	Rex	Willits
Ewell	Logemann	Schmeiser	Wirtz
Gluba	Mayberry	Schwartz	

The nays were, 33:

Anania	Goode	Norpel	Scott
Camp	Grassley	Nystrom	Stokes
Christensen	Holden	Priebe	Taylor
Dougherty	Husak	Radl	Tieden
Doyle	Kinley	Rodgers	Waugh
Dunton	McElroy	Roorda	Winkelman
Edelen	Middleswart	Sargisson	Wyckoff
Fischer, H. O.	Nielsen	Schroeder	Mr. Speaker
Freeman			

Absent or not voting, 8:

Bennett	Franklin	Hansen	Strothman
Fisher, C. R.	Hamilton	Skinner	Varley

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

**Senate File 217**, a bill for an act relating to compensating state employees for the use of their motor vehicles, with report of committee recommending amendment and passage, was taken up for consideration.

Drake of Muscatine, District 71, offered the following amendment filed by the committee on state government:

Amend Senate File 217, as passed by the Senate, by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section twenty-one point four (21.4), Code 1971, is amended as follows:

21.4 PRIVATE USE—RATE FOR STATE BUSINESS. No state officer or employee shall use any state-owned car for his own personal private use, nor shall he be compensated for driving his own motor vehicle except [if such is done on state business and in such case he shall not receive more than ten cents per mile] *a state officer, or an employee may, with the approval of the department head, drive his personal car on state business up to six thousand miles per year. Approval by the state car dispatcher shall be necessary for use of a private vehicle driven on state business over six thousand miles per year. In all cases of use of a personal vehicle on state business, the state officer or employee shall not receive more than ten cents per mile. When a state officer or employee drives over eleven thousand five hundred miles per year he shall either be assigned a state car by the state car dispatcher or, if he resides in an area where a car pool is established, then he shall use a car from that pool. When a state car has been assigned to a state officer or employee he shall not collect mileage for the use of his personal vehicle unless the state vehicle assigned to him is not useable.*

*This section shall not apply to elected officers of the state, judges of the district court, judges of the supreme court, or officials and employees of the state whose mileage is paid by other than state agencies.*

Sec. 2. This Act, being deemed of immediate importance shall take effect and be in force from and after its publication in The Daily Freeman-Journal, a newspaper published in Webster City, Iowa, and in The Record, a newspaper published in Cedar Falls, Iowa.

Larson of Story, District 34, offered the following amendment to the amendment filed by him and Egenes of Story, District 33, and moved its adoption:

Amend the committee on state government amendment, filed April 1, 1971, to Senate File 217 by adding



after the word "court," in line 31 the words "state employees not employed in Polk county,".

The amendment to the amendment lost.

Egenes of Story, District 33, offered the following amendment to the amendment from the floor and moved its adoption:

Amend the committee on state government amendment, filed April 1, 1971, to Senate File 217 by adding after the word "pool" in line 24, by striking the period and adding the words "except that if the state employee is not employed in Polk county, this provision may be waived by approval of the state car dispatcher."

The amendment to the amendment was adopted.

Drake of Muscatine, District 71, moved the adoption of the committee amendment as amended.

The committee amendment as amended was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 217)

The ayes were, 84:

Alt	Fischer, H. O.	Mendenhall	Schwartz
Anania	Freeman	Menefee	Schwieger
Andersen	Gluba	Middleswart	Scott
Bergman	Goode	Millen	Siglin
Blouin	Grassley	Miller	Skinner
Bray	Holden	Moffitt	Stanley
Camp	Husak	Monroe	Stokes
Campbell	Jesse	Nielsen	Strand
Christensen	Kehe	Norpel	Taylor
Clark	Kelly	Nystrom	Tieden
Cochran	Kennedy	Patton	Trowbridge
Curtis	Knoblauch	Pellett	Uban
Den Herder	Knoke	Pelton	Varley
Dougherty	Kreamer	Pierson	Waugh
Doyle	Kruse	Radl	Welden
Drake	Lawson	Rex	Wells
Dunton	Lipsky	Rodgers	Willits
Edelen	Logemann	Roorda	Winkelman
Egenes	Mayberry	Sargisson	Wirtz
Ellsworth	McCormick	Schmeiser	Wyckoff
Ewell	McElroy	Schroeder	Mr. Speaker

The nays were, 4:

Johnston	Kinley	Larson	Small
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Absent or not voting, 12:

Bennett	Hamilton	Mollett	Sorg
Fisher, C. R.	Hansen	Priebe	Stromer
Franklin	Hill	Shaw	Strothman

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

**Senate File 190**, a bill for an act relating to the transfer of persons committed to jail, with report of committee recommending amendment and passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment filed by the committee on judiciary :

Amend Senate File 190, as passed by the Senate and reprinted, as follows:

1. Page 1, line 9, by striking the words "sub-sections two (2) and three (3)".

2. Page 1, line 10, by striking the word "shall" and by inserting in lieu thereof the word "may" and by inserting after the word "in" the words "lieu of or in".

3. Page 2, line 16, by adding after the period the following: "The board of supervisors shall deliver a copy of the contract to each municipal court judge in the county and to each district court judge of the district which includes that county.

4. Page 3, line 18, by inserting after the word "Code." the following: "The provisions of chapter seven hundred forty-five (745) of the Code shall be applicable to any person detained, committed, or transferred to a facility established and maintained pursuant to this act."

Division of the amendment was requested.

Knoke of Pottawattamie, District 79, moved the adoption of amendment 1, lines 1 through 4 of the committee amendment.

Amendment 1 was adopted.

Knoke of Pottawattamie, District 79, moved the adoption of amendment 2, lines 5, 6 and 7 of the committee amendment.

A non-record roll call was requested.

The ayes were 57, nays 16.

Amendment 2 was adopted.

Knoke of Pottawattamie, District 79, moved the adoption of amendment 3, lines 8 through 12 of the committee amendment.

Amendment 3 was adopted.

Knoke of Pottawattamie, District 79, moved the adoption of amendment 4, lines 13 through 17 of the committee amendment.

Amendment 4 was adopted.

Kreamer of Polk, District 63, offered the following amendment filed by him:

Amend Senate File 190, as passed by the Senate and reprinted, as follows:

1. Page 1, lines 4 and 5, by striking the words "or construction,".
2. Page 1, line 12, by striking all after the word "Code." and all of lines 13 and 14 and the words "their operation." in line 15 and inserting in lieu thereof the words "The board shall establish rules and regulations for the operation of each such facility.".
3. Page 2, lines 2 and 3, by striking the words "the age, sex, or type of offender or person which may be detained or confined therein;".
4. Page 3, line 6, by striking the word "may" and inserting in lieu thereof the word "shall".

Division of the amendment was requested.

Kreamer of Polk moved the adoption of amendment 1, lines 1 through 4 of his amendment.

Amendment 1 was adopted.

Kreamer of Polk, District 63, moved the adoption of amendments 2 and 3, lines 5 through 13 of his amendment.

Amendments 2 and 3 were adopted.

Kreamer of Polk, District 63, moved the adoption of amendment 4, lines 14 and 15 of his amendment.

A non-record roll call was requested.

The ayes were 33, nays 50.

Amendment 4 lost.

Speaker pro tempore Millen in the chair at 11:07 a.m.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 190)

The ayes were, 76:

Alt	Den Herder	Freeman	Jesse
Andersen	Dougherty	Gluba	Johnston
Bergman	Doyle	Goode	Kelly
Blouin	Dunton	Harbor	Kennedy
Bray	Edelen	Hill	Kinley
Clark	Egenes	Holden	Knoblauch
Cochran	Ellsworth	Husak	
Curtis	Ewell		

Knoke	Nielsen	Sargisson	Stromer
Kruse	Norpel	Schroeder	Trowbridge
Larson	Nystrom	Schwartz	Uban
Lawson	Patton	Schwieger	Varley
Lipsky	Pellett	Scott	Waugh
Logemann	Pelton	Shaw	Welden
McCormick	Pierson	Siglin	Wells
McElroy	Priebe	Skinner	Willits
Menefee	Radl	Small	Wirtz
Middleswart	Rex	Stanley	Wyckoff
Moffitt	Rodgers	Stokes	Mr. Speaker
Mollett	Roorda	Strand	(Millen)

The nays were, 14:

Anania	Grassley	Monroe	Taylor
Camp	Kreamer	Schmeiser	Tieden
Campbell	Mendenhall	Sorg	Winkelman
Christensen	Miller		

Absent or not voting, 10:

Bennett	Fisher, C. R.	Hansen	Mayberry
Drake	Franklin	Kehe	Strothman
Fischer, H. O.	Hamilton		

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

#### HOUSE FILE 351 WITHDRAWN

Kruse of O'Brien, District 4, asked and received unanimous consent to withdraw **House File 351** from further consideration by the House.

#### HOUSE FILE 132 PENDING

**House File 132**, a bill for an act relating to the penalties for false use of credit cards and fraudulent use of wire services, with report of committee recommending amendment and passage, was taken up for consideration.

McCormick of Delaware, District 48, offered the following amendment filed by him and moved its adoption:

Amend House File 132 as follows:

1. Page 1, line 11, by striking the word "one" and substituting in lieu thereof the word "three".
2. Page 1, line 17, by striking the word "one" and substituting in lieu thereof the word "three".

The amendment lost.

Kreamer of Polk, District 63, offered the following amendment filed by him:

Amend House File 132 as follows:

1. Page 1 line 9, by inserting after the numerals

“(713.39)”, the words and numerals “or section seven hundred thirteen point forty (713.40)”.

2. Page 1, line 11, by inserting after the comma the words “or the amount of service obtained or attempted to be obtained,”.

3. Page 1 line 17, by inserting after the comma the words “or the amount of service obtained or attempted to be obtained,”.

Kreamer of Polk, District 63, offered the following amendment to his amendment and moved its adoption :

Amend the Kreamer amendment to House File 132, filed March 4, 1971, and found on page 534 of the House Journal, by adding after line 10 the following:

“4. Page 1, by striking lines 20 through 25, inclusive.”

The amendment to the amendment was adopted.

(House File 132 pending at recess.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **House File 132** and the Kreamer amendment.

Kreamer of Polk, District 63, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw the amendment filed by the committee on commerce on April 6, 1971, and found on page 861 of the House Journal.

Jesse of Polk, District 50, offered the following amendment from the floor and moved its adoption :

Amend House File 132, page 1, line 19, by inserting before the period (.) the following:

“and shall be punished by imprisonment in the penitentiary not more than five years, or in the county jail not more than one year, or by a fine of not more than one thousand dollars, or by both such fine and imprisonment.”

The amendment was adopted.

(House File 132 pending.)

## MESSAGE FROM THE SENATE

The following message was received from the Senate :

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 172, a bill for an act relating to a reorganization of the Iowa liquor control commission.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 172

Amend House File 172, as amended, passed and reprinted by the House as follows:

1. Page 6, by striking line 35, and page 7, by striking lines 1 through 6, inclusive, and inserting in lieu thereof the following:

32. "Hotel" or "motel" means a premise licensed by the state department of agriculture and regularly or seasonally kept open in a bona fide manner for the lodging of transient guests, and with twenty or more sleeping rooms.

2. Page 7, line 27, by striking "July 1, 1971" and inserting in lieu thereof "January 1, 1972".

3. Page 7, line 32, by striking the words "At least three members" and inserting in lieu thereof the word "Members".

4. Page 7, line 35 and page 8, line 1, by striking the words "a retainer" and inserting in lieu thereof the following: "full compensation for their services".

5. Page 8, lines 1 and 2, by striking the words "payable in twenty-four equal payments throughout the year".

6. Page 8, line 18, by inserting after the comma the words "in such amount and".

7. Page 8, lines 28 and 29, by striking the words and numbers "on July 1, 1971" and inserting in lieu thereof the following: "as soon after January 1, 1972 as is possible".

8. Page 9, line 3, by inserting after the word "appoint" the following: ", with the approval of two-thirds of the senate,".

9. Page 9, line 5, by inserting before the word "twenty-five" the words "not more than".

10. Page 9, line 13, by inserting after the word "council." the following:

"The director shall devote full time to the discharge of his duties. He shall not hold any other elective or appointive office under the laws of this state, the United States, or any other state or territory. He shall not accept or solicit, directly or indirectly, contributions or anything of value in behalf of himself, any political party, or any person seeking an elective or appointive office nor use his official position to advance the candidacy of anyone seeking an elective or appointive office. The director, his spouse, and immediate family shall not have any interest, in any distillery, winery, brewery, importer, permittee or licensee or any business which

is subject to license or regulation pursuant to this Act.”

11. Page 9, by striking lines 26 and 27 and inserting in lieu thereof the following: “Sec. 12. REMOVAL. Any council member shall be removed”.

12. Page 10, by striking lines 2 through 18, inclusive, and inserting in lieu thereof the following:

“Sec. 14. BEER AND LIQUOR LAW ENFORCEMENT.

1. The division of beer and liquor law enforcement of the department of public safety, created pursuant to section one hundred forty-five (145) of this Act, shall be the primary beer and liquor law enforcement authority for this state.

2. The other law enforcement divisions of the department of public safety, the county attorney, the county sheriff and his deputies, and the police department of every city, including the day and night marshal of any incorporated town, shall be supplementary aids to the division of beer and liquor law enforcement. Any neglect, misfeasance, or malfeasance shown by any peace officer included in this section shall be sufficient cause for his removal as provided by law. Nothing in this section shall be construed to affect the duties and responsibilities of any county attorney or peace officer with respect to law enforcement.

3. The division of beer and liquor law enforcement shall be allowed full access to all records, reports, audits, tax reports and all other documents and papers in the department pertaining to liquor licensees and beer permittees and their business.”

13. Page 10, by striking lines 28 through 31, inclusive, and inserting in lieu thereof the following:

“and one member shall be the commissioner of public safety or his designee. The hearing board shall establish and adopt rules and procedures for conducting departmental hearings under this Act.”

14. Page 11, by striking lines 16 through 35, inclusive, and inserting in lieu thereof the following:

“Council members, officers, and employees of the department shall not, while holding such office or position, hold any other office or position under the laws of this state, or any other state or territory or of the United States; nor engage in any occupation, business, endeavor, or activity which would or does conflict with his duties under this Act; nor, directly or indirectly, use his office or employment to influence, persuade, or induce any other officer, employee, or person to adopt his political views or to favor any particular candidate for an elective or appointive public office; nor, directly or indirectly, solicit or accept, in any manner or way, any money or other thing of value for any person seeking an elective or appointive public office, or to any political party or any group of persons seeking to become a political party. Any officer or employee violating this section or any other provisions of this Act shall, in addition to any other penalties provided by law be subject to suspension or discharge from his employment. Any council member shall, in addition to

any other penalties provided by law, be subject to removal from office as provided by law.”

15. Page 12, line 35, by inserting after the word “department” the following: “the name and address of its authorized agent for service of process which shall remain effective until changed for another and”.

16. Page 13, line 11, by inserting after the word “Act” the words “or of rules and regulations of the department or of any other provision of law”.

17. Page 13, by inserting after line 28 the following new subsection:

“6. The attorney general may also proceed pursuant to the provisions of section seven hundred thirteen point twenty-four (713.24) of the Code in order to gain compliance with subsection three (3) of this section and may obtain an injunction prohibiting any further violations of this Act or other provisions of law. Any violation of that injunction shall be punished as contempt of court pursuant to chapter six hundred sixty-five (665) of the Code except that the maximum fine that may be imposed shall not exceed fifty thousand dollars.”

18. Page 14, line 2, by inserting after the word “institution” the following: “, except that local authorities may by ordinance reduce such minimum distance”.

19. Page 14, lines 13 and 14, by striking the words “, the director and enforcement agents in the enforcement division” and inserting in lieu thereof the words “and the director”.

20. Page 15, line 22, by striking the word “should” and inserting in lieu thereof the word “shall”.

21. Page 16A, by striking lines 7 through 9, inclusive.

22. Page 16A, line 17, by striking the words “United States” and inserting in lieu thereof the words “territorial limits of any state of the United States and for which the owner has in his possession a valid sales receipt”.

23. Page 18, by striking lines 18 through 20, inclusive, and renumbering the remaining subsection.

24. Page 18, line 30, by striking the words “or depot” and inserting in lieu thereof the words “depot or point of purchase by the state”.

25. Page 19, line 2, by striking the words “a container which has” and inserting in lieu thereof the words “individual bottles or containers of alcoholic liquor exempted pursuant to section twenty-two (22) of this Act and individual bottles or containers bearing the identifying mark prescribed in section twenty-six (26) of this Act which have”.

26. Page 22, by striking all of lines 18 and 19 and inserting in lieu thereof the following: “in the application.”

27. Page 25, line 3, by striking the word “registered” and inserting in lieu thereof the words “restricted certified”.

28. Page 25, line 14, by striking the word “may” and inserting in lieu thereof the word “shall”.

29. Page 25, line 18, by striking the word “may” and



inserting in lieu thereof the words "shall reduce the period of suspension or".

30. Page 26, by striking line 6 and inserting in lieu thereof the words "agents of the division of beer and liquor law enforcement of the department of public safety during".

31. Page 30, line 7, by inserting after the word "revoked" the words "or suspended".

32. Page 30, line 9, by inserting after the word "revoked" the words "or suspended".

33. Page 30, line 25, by striking the words "sixty days" and inserting in lieu thereof the words "one year".

34. Page 31A, line 24, by inserting after the word "Iowa" the words "for a period of two years from the date of such revocation".

35. Page 31A, line 31, by inserting after the word "interest" the words "for a period of two years from the date of such revocation".

36. Page 32, line 19, by adding after the period the following: "No manufacturer, vintner, wholesaler, or importer, organized as a corporation pursuant to the laws of this state or any other state, and who deals in alcoholic liquor or beer subject to this Act shall offer or give any thing of value to any council member, official or employee of the department or directly or indirectly contribute in any manner any money or thing of value to any person seeking a public or appointive office or any recognized political party or a group of persons seeking to become a recognized political party."

37. Page 33A, by striking lines 21 through 35 and inserting in lieu thereof the following:

Sec. 47. PERSONS UNDER LEGAL AGE. After July 1, 1971, no person shall sell, give, or otherwise supply alcoholic liquor or beer to any person knowing or having reasonable cause to believe him to be under legal age, and no person or persons under legal age shall individually or jointly have alcoholic liquor or beer in his or their possession or control; except in the case of liquor or beer given or dispensed to a person under legal age within a private home and with the knowledge and consent of the parent or guardian for beverage or medicinal purposes or as administered to him by either a physician or dentist for medicinal purposes and except to the extent that a person under legal age may handle alcoholic beverages and beer during the regular course of his or her employment by a liquor control licensee or beer permittee under this Act.

38. Page 35A, by striking lines 10 through 17, inclusive, and inserting in lieu thereof the following:

"f. After July 1, 1971, any person under legal age shall not be employed in the sale or serving of alcoholic liquor or beer for consumption on the premises where sold unless the person shall be at least eighteen years old and the business of selling food or other services constitutes more than fifty percent of the gross business transacted

therein and then only for the purpose of serving or clearing alcoholic beverages or beer as an incident to a meal. This paragraph shall not apply to class 'C' beer permit holders."

39. Page 36A, lines 12 and 13, by striking the words "or to both such fine and imprisonment".

40. Page 49, by striking lines 3 through 16, inclusive.

41. Page 49, by striking lines 17 through 35, inclusive and page 50 by striking lines 1 through 15, inclusive, and inserting in lieu thereof the following:

Sec. .... CIVIL LIABILITY APPLICABLE TO SALE OR GIFT OF BEER OR INTOXICANTS BY LICENSEES. Every husband, wife, child, parent, guardian, employer or other person who shall be injured in person or property or means of support by any intoxicated person or resulting from the intoxication of any such person, shall have a right of action, severally or jointly against any licensee or permittee who shall sell or give any beer or intoxicating liquor to any such person while he is intoxicated, or serve any such person to a point where such person is intoxicated for all damages actually sustained.

Every liquor control licensee shall furnish proof of financial responsibility either by the existence of a liability insurance policy or by posting bond in such amount as determined by the department.

42. Page 54, by striking lines 27 through 31, inclusive.

43. Page 55, line 6, by striking the words "and prima facie".

44. Page 56, line 20, by inserting after the word "destruction" the words "or forfeiture to the state".

45. Page 56, line 22, by striking the words "PRIMA FACIE".

46. Page 56, line 31, by striking the words "prima facie" and inserting in lieu thereof the word "competent".

47. Page 57, line 2, by striking the words "prima facie" and inserting in lieu thereof the word "competent".

48. Page 61, by striking lines 6 through 9, inclusive, and inserting in lieu thereof the words "less than twenty-five persons at one time."

49. Page 62A, by striking lines 3 through 7, inclusive, and inserting in lieu thereof the words "be two hundred fifty dollars."

50. Page 63, line 3, by inserting after the period the following: "Any brewer whose plant is located in Iowa and who otherwise holds a class 'A' beer permit to sell beer at wholesale shall be exempt from the fee, but not of the terms and conditions, as herein provided."

51. Page 66, by striking lines 15 through 23, inclusive, and inserting in lieu thereof the following:

1. All retail beer permit fees collected by any local authority at the time application for the permit is made, and remitted with the permit application to the department, shall be refunded by the department to the local authority at the time the permit is issued.

52. Page 67, by striking lines 23 through 28, inclusive.

53. Page 67, by adding after line 28 the following:

Sec. 145. Chapter eighty (80), Code 1971, is amended by adding the following section thereto:

The commissioner of public safety shall establish a division of beer and liquor law enforcement and appoint a chief enforcement officer to head the division and the other agents needed in the division as are necessary to enforce the provisions of Title VI of the Code. All enforcement officers, assistants, and agents of the division, excluding clerical workers, shall be subject to the provisions of section eighty point fifteen (80.15) of the Code.

54. Page 68, by striking lines 12 and 13 and inserting in lieu thereof the following: "*the division of beer and liquor law enforcement of the department of public safety, except clerical workers.*"

55. Page 68, by adding after line 13 the following:

Sec. .... All agents shall remain members of the Iowa public employees retirement system. All agents of the enforcement division of the liquor control commission and the appropriation to sustain them are, on the effective date of this Act, transferred to the department of public safety as agents of the division of beer and liquor law enforcement, whether or not they qualify as such under chapter eighty (80) of the Code, notwithstanding the provisions of section one hundred forty-five (145) of this Act. This section shall only be printed in the session laws and not made a permanent part of the Code.

56. Page 68, by adding after line 13 the following:

Sec. .... Section seven hundred thirteen point twenty-four (713.24), subsection two (2), Code 1971, is amended by adding the following new paragraph:

"e. Any violations of this Act or any other provisions of law by a manufacturer, distiller, vintner, importer, or any other person participating in the distribution of alcoholic liquor or beer as defined in this Act."

57. Page 68, line 14, by striking the word "Chapters" and inserting in lieu thereof the following: "Section eighty point twenty-five (80.25), and chapters".

58. Page 68, by adding after line 20 the following:

Sec. .... 1. Unless otherwise provided the effective date of this Act shall be January 1, 1972, however, the appointments which are required to be made pursuant to sections six (6) and ten (10) of this Act may be made prior to that date for transitional purposes.

2. The Iowa liquor control commission, created pursuant to section one hundred twenty-three point six (123.6) of the Code, shall continue to discharge its duties under Title VI of the Code, and its members be entitled to full salary and other benefits, through December 31, 1971, at which time the commission shall be abolished and all rights, functions, and duties pertaining to the commission and its members shall cease. Any member whose term expires on June 30, 1971, shall not be

replaced as provided by law and such member shall continue in office through December 31, 1971.

3. On January 1, 1972, all unexpended funds of the Iowa liquor control commission, from whatever source obtained, all real and personal property, including buildings, offices, furniture, fixtures, and supplies of the commission, and all personnel of the commission not otherwise affected by this Act, shall be transferred to the Iowa beer and liquor control department created by this Act. Any appropriation previously made to the Iowa liquor control commission shall, after January 1, 1972, be deemed to have been made to the Iowa beer and liquor control department.

4. This section shall only be printed in the session laws and not made a permanent part of the Code.

59. Page 1, amend the title by inserting in line 6 after the semicolon the words "creating a division of beer and liquor law enforcement in the department of public safety;"

60. By making any renumbering and internal reference changes required by this amendment.

#### HOUSE CONCURRENT RESOLUTION 35

By Larson, Cochran, McCormick, Kennedy, Jesse, Uban, Husak, Wyckoff, Priebe, Skinner, Gluba, Small, Scott, Sargisson, Dunton, Ewell, Kinley, Blouin, Schmeiser, Norpel, Willits, Dougherty, Rodgers, Doyle, Anania, Middleswart and Knoblauch

*Whereas*, the citizens of Iowa inherited a land endowed with an abundance of natural resources and with opportunities for human fulfillment; and

*Whereas*, the General Assembly recognizes the profound impact of man's activity on the interrelations of all components of the natural environment, including the influences of resource exploitation, environmental pollution, and population growth; and

*Whereas*, the General Assembly further recognizes the critical importance of restoring and maintaining environmental quality to the overall welfare and development of man; and

*Whereas*, man and nature must exist in harmony to fulfill the opportunities of present and future generations, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Sixty-fourth General Assembly resolves to assure all citizens a clean, healthy, and aesthetically pleasing environment and to achieve a balance between population and resources; and

*Be It Further Resolved*, That the Sixty-fourth General Assembly proclaims April 19-25, 1971, as "ENVIRONMENTAL WEEK IN IOWA" to focus attention and concern on the serious environmental problems which threaten the quality of human life throughout our state, nation, and world; and that the Sixty-fourth General Assembly designates April 22, 1971, as EARTH DAY when all citizens may reaffirm their commitment to pollution-free air, water, and land which sustain life on the planet Earth.

Laid over under Rule 25.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 15, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 122, an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.

Senate File 133, an act relating to the establishment of a second grand jury and to the appointment of additional clerks of the grand jury.

Senate File 209, an act relating to the dissolution of credit unions.

Senate File 249, an act relating to federal share insurance for credit unions.

Senate File 353, an act relating to powers of local authorities to designate snow routes and regulate the traffic thereon.

## COMMUNICATION FROM THE SECRETARY OF STATE

April 20, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I hereby certify that Senate File 170 was published in The Clinton Herald, Clinton, Iowa, April 5, 1971, and in The West Des Moines Express, West Des Moines, Iowa, April 8, 1971.

I further certify that Senate File 179 was published in The Sheldon Mail, Sheldon, Iowa, April 7, 1971, and in the Chariton Herald-Patriot, Chariton, Iowa, April 8, 1971.

I further certify that House File 119 was published in The Muscatine Journal, Muscatine, Iowa, April 9, 1971, and in the Times-Democrat, Davenport, Iowa, April 9, 1971.

I further certify that House File 130 was published in The Mt. Pleasant News, Mount Pleasant, Iowa, April 8, 1971, and in The Centerville Daily Iowegian & Citizen, Centerville, Iowa, April 8, 1971.

I further certify that House File 346, was published in the Hampton Chronicle, Hampton, Iowa, April 1, 1971, and in the Eldora Herald-Ledger, Eldora, Iowa, April 6, 1971.

Respectfully submitted,  
MELVIN D. SYNHORST  
Secretary of State

## REPORT OF COMMITTEE

Holden of Scott, District 75, from the committee on social services, submitted the following report:

MR. SPEAKER: Your committee on social services, to whom was referred **House File 9**, a bill for an act relating to the Governor's committee on employment of the handicapped, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

EDGAR H. HOLDEN, Chairman

## AMENDMENTS FILED

1 Amend House File 129 as follows:

2 1. Page 11, lines 22 and 23, by striking the word  
3 and figures "July 1, 1972" and inserting in lieu thereof  
4 "January 1, 1973".

5 2. Page 11, line 25, by striking the word and  
6 figures "July 1, 1972" and inserting in lieu thereof  
7 "January 1, 1973".

WELDEN of Hardin, District 32

LAWSON of Cerro Gordo, District 17

1 Amend House File 129 as follows:

2 1. Page 27, line 35, by inserting before the word  
3 "and" the words "*to the office of the legislative fiscal*  
4 *director*".

5 2. Page 28, by inserting after line 10, the following  
6 new section:

7 "Sec. 69. Section sixteen point twenty-five (16.25),  
8 subsection fourteen (14), Code 1971, is amended as  
9 follows:

10 14. To the office of the legislative [research] *service*  
11 bureau *and to the office of the legislative fiscal di-*  
12 *rector*".....1 copy

13 3. By renumbering the bill sections to conform to  
14 this amendment.

LAWSON of Cerro Gordo, District 17

1 Amend House File 132 by adding the following  
2 new sub-section:

3 3. "No penalty shall be assessed unless the  
4 credit card has been issued at the request of the  
5 credit card holder."

LIPSKY of Linn, District 46

1 Amend House File 132 as follows:

2 1. Page 1, line 15, by striking "or by both such  
3 fine and imprisonment", and inserting in lieu thereof  
4 a period (.).

5 2. By inserting in line 15 before the words "If the  
6 amount", the following: "If the amount of credit ob-  
7 tained or attempted to be obtained, or the amount of  
8 service obtained, or attempted to be obtained, exceeds  
9 one hundred dollars, but is less than five hundred  
10 dollars, the person shall be guilty of a misdemeanor  
11 and upon conviction shall be punished by a fine not  
12 more than three hundred dollars, or by imprisonment for  
13 not more than one year, or by both such fine and im-  
14 prisonment."

15 3. Page 1, line 17, by striking the word "one"  
16 and inserting in lieu thereof the word "five".

17 4. Page 1, line 18 and line 19, by striking the  
18 words "for any violation, or by totaling the amounts of  
19 two or more successive violations,".

20 5. Page 1, line 19, by adding the following new

21 sentence: "If the service or credit is so obtained by  
 22 a series of acts, the total amount of the service or  
 23 credit shall be considered as obtained in one act and  
 24 shall be punished accordingly."

BRAY of Scott, District 77  
 JOHNSTON of Johnson, District 70

- 1 Amend House File 133 as follows:  
 2 1. Page 2, by striking from lines 10 and 11 the  
 3 words "public or".  
 4 2. Page 2, line 26, by striking the words  
 5 "public or".

CAMPBELL of Washington, District 89

- 1 Amend House File 573 as follows:  
 2 Page 2 by striking all of lines 1 through 10.  
 3 By renumbering all subsequent sections.

TIEDEN of Clayton, District 14  
 KRUSE of O'Brien, District 4

- 1 Amend House File 578, page 1, line 7, by in-  
 2 serting after the word "lenses", the words "or  
 3 laminated lenses".

LARSON of Story, District 34

- 1 Amend House File 654 as follows:  
 2 1. Page 3, by striking lines 4 through 9, inclusive,  
 3 and inserting in lieu thereof the following:  
 4 "state aid which, added to the amount received from the  
 5 school foundation property tax levied in that school year,  
 6 exceeds the district's general fund budget, nor shall a  
 7 district receive an amount of state aid per pupil in fall  
 8 enrollment which, added to the amount receivable per pupil  
 9 in fall enrollment from the school foundation property tax  
 10 levied in that school year, exceeds eighty-five percent  
 11 of the state average general fund budget per pupil in  
 12 fall enrollment."  
 13 2. Page 5, line 10, by striking the comma and insert-  
 14 ing in lieu thereof the words "for the 1972-1973 school  
 15 year will be two hundred thirty-six million dollars, and  
 16 that the amount".  
 17 3. Page 5, by striking lines 23 through 35, inclusive,  
 18 and inserting in lieu thereof the following:  
 19 "2. To determine the total allowable growth in dollars  
 20 for each school district each year, the state comptroller  
 21 shall add together the following amounts:  
 22 a. The percent of increase or decrease in taxable  
 23 property in the district for the current calendar year  
 24 over the last preceding calendar year, multiplied by the  
 25 part of the district's allowable general fund budget for  
 26 the last preceding school year which was raised by  
 27 property taxes.  
 28 b. The percent of increase or decrease in state in-  
 29 dividual income taxes, adjusted for changes in rates, for  
 30 each year of the last three calendar years added together,

31 the total divided by three, and the quotient multiplied by  
 32 the part of the district's allowable general fund budget  
 33 for the last preceding school year which was raised by  
 34 school district income taxes.

35 c. The percentage growth factor for the state, as  
 36 determined in subsection one (1) of this section, multi-  
 37 plied by the part of the district's allowable general  
 38 fund budget for the last preceding school year which was  
 39 raised by state aid."

40 4. Page 13, by inserting after line 34 the following:

41 "The committee, in reviewing school budgets, shall con-  
 42 sider unique and unusual circumstances including, but not  
 43 limited to, unusual increases or decreases in enrollments,  
 44 natural disasters, unusual transportation problems, and  
 45 initial staffing problems.

46 Failure by any school district to provide information  
 47 or appear before the committee as requested for the ac-  
 48 complishment of review or hearing shall constitute  
 49 justification for the committee to instruct the state  
 50 comptroller to withhold any state aid to that district  
 51 until the committee's inquiries are satisfied com-  
 52 pletely."

53 5. Page 14, by inserting after line 25 the following  
 54 new section:

55 "Not later than December first for the following  
 56 school year, the board of directors of each school dis-  
 57 trict shall set a tentative limitation in dollars of the  
 58 amount the district may spend on each program in the  
 59 system as defined by the school budget review committee  
 60 and in the form which the committee prescribes. This  
 61 prospectus of program and allotted dollars as approved by  
 62 the board of directors shall guide the superintendent  
 63 when preparing the proposed budget for the following  
 64 school year. These limitations submitted by the board  
 65 of directors to the superintendent of schools for the  
 66 district shall be promptly forwarded to the school budget  
 67 review committee."

68 6. Page 14, line 32, by striking the figure "18" and  
 69 inserting in lieu thereof the figure "19".

70 7. By renumbering sections and correcting internal  
 71 references in accordance with this amendment.

HOLDEN of Scott, District 75

1 Amend House File 615 by adding the following new section:

2 Section 2. Nothing herein shall be construed to prevent  
 3 a merged area from obtaining an audit of its accounts by a  
 4 registered or certified public accountant, as provided in  
 5 section eleven point eighteen (11.18) of the Code, in lieu  
 6 of examination by the auditor of state.

COCHRAN of Webster, District 29  
 LAWSON of Cerro Gordo, District 17  
 DUNTON of Keokuk, District 88

On motion by Millen of Van Buren, District 99, the House ad-  
 journed until 9:00 a.m., Wednesday, April 21, 1971.



# JOURNAL OF THE HOUSE

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One Hundred First Calendar Day—Sixty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, APRIL 21, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend M. O. Smith, pastor of the United Methodist Church, Washington, Iowa.

The Journal of Tuesday, April 20, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Small of Johnson, District 69, on request of Gluba of Scott, District 76.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-eight senior students from Battle Creek Community School, Battle Creek, Iowa, accompanied by their teachers, Mrs. Reed and Mr. Maxwell. By Curtis of Cherokee, District 25.

Twenty-nine senior students from Bellevue Community High School, Bellevue, Iowa, accompanied by their teachers, James Fenton and Erbe Meier. By Norpel of Jackson, District 52.

Fifty-five senior students from Rockwell City School, Rockwell City, Iowa, accompanied by their teachers, Mr. Sheldon and Mr. Herrigs. By Winkelman of Calhoun, District 26.

Forty-five fifth grade students from South Hamilton Community School, Stanhope and Randall Centers, accompanied by their teachers, Mrs. Berglund and Mrs. West. By Rex of Hamilton, District 31.

Fifty-seven eighth grade students from St. Augustin Elementary School, Des Moines, Iowa, accompanied by their teachers, Sister Joan and Nancy Jnoble. By Hill of Polk, District 62.

Fifty senior students from Wilton Junction High School, Wilton Junction, Iowa, accompanied by their teachers, Mrs. Fair and Mr. Hunzleman. By Drake of Muscatine, District 71.

Twenty-six senior students from Mingo Community School, Mingo, Iowa, accompanied by their teacher, Robert Larew. By Roorda of Jasper, District 67.

Eighty-eight sixth grade students from Adel Community School, DeSoto, Iowa, accompanied by their teachers, Mrs. Ramsey, Mrs. Pratt and Mrs. McIntyre. By Rodgers of Dallas, District 85.

Eighty seventh and eighth grade students from Sidney Community School, Sidney, Iowa, accompanied by their teacher, Mr. Houchin. By McElroy of Fremont, District 82.

Forty-six sixth grade students from Bryant Elementary School, Boone, Iowa, accompanied by their teacher, Mrs. Enslow. By Nyström of Boone, District 55.

Thirty-two senior students from Boone Valley Community School, Renwick, Iowa, accompanied by their teacher, Mr. Hoyt. By Priebe of Kossuth, District 6.

Sixty sixth grade students from Davis School, Grinnell, Iowa, accompanied by their teachers, Mrs. Bethel and Mrs. White. By Strand of Poweshiek, District 68.

Seven students from Ankeny High School, Ankeny Junior Municipal Council, accompanied by the Mayor of Ankeny, Eldon Leonard. By Willits of Polk, District 57.

Eighty sixth grade students from Mystic School, Mystic, Iowa, accompanied by their teachers, Mrs. Bucklin and Mr. Thomas. By Moffitt of Appanoose, District 96.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Scott of Cerro Gordo, District 18, from seven student members of the local chapter of Future Teachers of America, Sheffield-Chapin High School, opposing House File 183, relating to merit pay plan for educators.

By Alt of Polk, District 61, from eighteen residents; Nielsen of Shelby, District 53, from one hundred twenty residents of Shelby and Harrison Counties; and Hansen of Black Hawk, District 37, from twelve residents of Cedar Falls, Iowa, favoring House File 530, relating to the collection of premium taxes on insurance premiums collected by nonprofit hospital and medical service corporations.

By Freeman of Buena Vista, District 15, from thirty-nine residents

of Buena Vista County favoring continued state inspection of meat and poultry plants.

By Hansen of Black Hawk, District 37, from twenty-one pharmacists in Cedar Falls and Waterloo, Iowa, favoring preserving section 725.5 of the Code of Iowa.

By Menefee of Fayette, District 19, a resolution from the cities of Oelwein and West Union; Waugh of Monona, District 27, from the city of Whiting; Taylor of Dubuque, District 51, Ellsworth of Dubuque, District 50, and Blouin of Dubuque, District 49, a resolution from the town of Holy Cross, from forty-six residents of Dubuque County, and from fourteen residents of the City Health Department of Dubuque, opposing any tax increase that does not include the equivalent of one-half cent of sales tax returned to cities and towns.

By McElroy of Fremont, District 82, from sixteen staff and student members of Capri Cosmetology College, Fairfield, Iowa, favoring House File 540, relating to male barbering in beauty shops.

#### INTRODUCTION OF BILLS

**House File 656**, by Norpel, Sorg, Anania, Dunton, Tieden, Wyckoff and Patton, a bill for an act relating to the practice of accountancy by licensed accountants, establishing a board of licensed accountants and collection of fees for support thereof, and declaring certain acts to be unlawful and providing penalties therefor.

Read first time and referred to committee on **commerce**.

**House File 657**, by Cochran, a bill for an act to create a system of regional educational service agencies for the purpose of supplying services and furnishing educational programs to the school districts of the regional system, to perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems, and to provide services which can be more efficiently and more economically supplied by a regional agency than by local school districts.

Read first time and referred to committee on **schools**.

**House File 658**, by committee on transportation, a bill for an act relating to flashing emergency lights on motor vehicles.

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

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 9, under Rule 35.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 35

Larson of Story, District 35, asked and received unanimous consent to take up for immediate consideration **House Concurrent Resolution 35**, filed on April 20, 1971, and found on page 1004 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILL  
APPROPRIATIONS CALENDAR

**House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, making an appropriation, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to withdraw the amendment filed by him on April 1, 1971, and found on page 805 of the House Journal.

Lawson of Cerro Gordo, District 17, offered the following amendment filed by the committee on state government:

Amend House File 129 as follows:

1. Page 3, line 8, by inserting after the word "regents," the words "commission for the blind,".
2. Page 3, line 10, by inserting after the word "fleet," the words "dispatching state-owned aircraft, except those used by the national guard and the Iowa highway safety patrol,".
3. Page 3, line 18, by inserting after the word "government" the following: ", except those referred to in section seventy-seven (77) of this act".
4. Page 7, line 15, by striking the word "motor".
5. Page 7, line 15, by inserting after the word "vehicle" the words ", both motor cars and aircraft".
6. Page 7, line 19, by striking the word "vehicle" and inserting in lieu thereof the word "car".
7. Page 7, by striking from lines 21 and 22 the word "motor".
8. Page 7, line 23, by striking the word "vehicle" and inserting in lieu thereof the word "car".
9. Page 7, line 27, by striking the word "motor".
10. Page 7, line 29, by striking the word

"vehicle" and inserting in lieu thereof the word "car".

11. Page 7, line 31, by striking the word "motor".

12. Page 8, line 2, by striking the word "motor".

13. Page 8, line 3, by inserting after the word "except" the word "motor".

14. Page 8, line 14, by striking the word "vehicles" and inserting in lieu thereof the word "cars".

15. Page 8, line 19, by striking the word "vehicles" and inserting in lieu thereof the word "cars".

16. Page 11, line 13, by striking the word "car" and inserting in lieu thereof the word "vehicle".

Division of the amendment was requested.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 1, lines 1 through 3, of the amendment.

Amendment 1 was adopted.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 3, lines 8 through 11, of the amendment.

Amendment 3 was adopted.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 2, lines 4 through 7, and amendments 4 through 16, lines 12 through 43, of the amendment.

Amendments 2 and 4 through 16 of the amendment were adopted.

Lawson of Cerro Gordo, District 17, offered the following amendment filed by him and Fisher of Greene, District 56, and moved its adoption:

Amend House File 129 as follows:

1. Page 6, line 26, by inserting after the word "government" the following: ", except the buildings and grounds referred to in section 77 hereof".

2. Page 7, line 2, by inserting after the word "buildings" the following: ", except the buildings and grounds referred to in section 77 hereof,".

3. Page 10, line 9, by inserting after the word "buildings" the following: ", except the buildings and grounds referred to in section 77 hereof,".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, and Knoke of Pottawattamie, District 79, offered the following amendment from the floor and moved its adoption:

Amend House File 129 as follows:

1. Page 7, by striking the word "motor" in lines 15, 16, 19, 21, 22, 27, 28 and 31.
2. Page 8, line 4, by striking the words "police work", and inserting in lieu thereof the words "law enforcement".
3. Page 8, line 6, by striking the words "police work", and inserting in lieu thereof the words "law enforcement".
4. Page 11, by striking all of line 17.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw amendment 1, lines 2 and 3 of the amendment.

Schroeder of Pottawattamie, District 54, moved the adoption of amendments 2 and 3, line 1, and lines 4 through 9 of the amendment.

Amendments 2 and 3 were adopted.

Schroeder of Pottawattamie, District 54, moved the adoption of amendment 4, line 10 of the amendment.

A non-record roll call was requested.

The ayes were 28, nays 53.

Amendment 4 lost.

Welden of Hardin, District 32, offered the following amendment filed by him and Lawson of Cerro Gordo, District 17, and moved its adoption:

Amend House File 129 as follows:

1. Page 11, lines 22 and 23, by striking the word and figures "July 1, 1972" and inserting in lieu thereof "January 1, 1973".
2. Page 11, line 25, by striking the word and figures "July 1, 1972" and inserting in lieu thereof "January 1, 1973".

The amendment was adopted.

Lawson of Cerro Gordo, District 17, offered the following amendment filed by him and moved its adoption:

Amend House File 129 as follows:

1. Page 27, line 35, by inserting before the word "and" the words "*to the office of the legislative fiscal director*".

2. Page 28, by inserting after line 10, the following new section:

“Sec. 69. Section sixteen point twenty-five (16.25), subsection fourteen (14), Code 1971, is amended as follows:

14. To the office of the legislative [research] service bureau and to the office of the legislative fiscal director” .....1 copy

3. By renumbering the bill sections and cross references to conform to this amendment.

The amendment was adopted.

Speaker pro tempore Millen in the chair at 10:26 a.m.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and Knoke of Pottawattamie, District 79, and Fischer of Grundy, District 35, and moved its adoption:

Amend House File 129 as follows:

1. Page 3, lines 7 and 8, by striking the words “highway commission, institutions under the control of the board of regents”.

Roll call was requested by Schroeder of Pottawattamie, District 54, and Lawson of Cerro Gordo, District 17.

On the question “Shall the amendment be adopted?”

The ayes were, 56:

Anania	Goode	Nielsen	Scott
Bergman	Grassley	Norpel	Sorg
Blouin	Harbor	Nystrom	Stanley
Camp	Holden	Patton	Stokes
Campbell	Husak	Pellett	Strand
Christensen	Knoblauch	Pierson	Stromer
Den Herder	Knoke	Priebe	Strothman
Dougherty	Kruse	Radl	Taylor
Doyle	Logemann	Rex	Tieden
Edelen	McElroy	Roorda	Trowbridge
Ellsworth	Mendenhall	Schmeiser	Waugh
Fischer, H. O.	Middleswart	Schroeder	Winkelman
Franklin	Moffitt	Schwartz	Wirtz
Freeman	Monroe	Schwieger	Wyckoff

The nays were, 35:

Alt	Ewell	Larson	Rodgers
Andersen	Gluba	Lawson	Sargisson
Bray	Hansen	Lipsky	Siglin
Clark	Hill	Mayberry	Uban
Cochran	Jesse	McCormick	Varley
Curtis	Johnston	Menefee	Welden
Drake	Kehe	Miller	Willits
Dunton	Kennedy	Mollett	Mr. Speaker
Egenes	Kinley	Pelton	(Millen)

Absent or not voting, 9:

Bennett	Kelly	Shaw	Small
Fisher, C. R.	Kreamer	Skinner	Wells
Hamilton			

The amendment was adopted.

Knoke of Pottawattamie, District 79, offered the following amendment from the floor, filed by him and Schroeder of Pottawattamie, District 79, and moved its adoption:

Amend House File 129 as follows:

1. Page 29, line 26, by inserting before the word "except" the words "and the division of drug law enforcement,".

The amendment was adopted.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend House File 129, page 8, by striking lines 26 through 31, and renumbering the subsequent subsection.

The amendment was adopted.

Speaker Harbor in the chair at 11:20 a.m.

Camp of Clinton, District 73, offered the following amendment from the floor and moved its adoption:

Amend House File 129 as follows:

Amend the title, page 1, line 4, by striking the words "making an appropriation,".

The amendment was adopted.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 129)

The ayes were, 77:

Alt	Edelen	Johnston	Middleswart
Anania	Egenes	Kehe	Millen
Bergman	Ewell	Kelly	Miller
Blouin	Fisher, C. R.	Kennedy	Moffitt
Bray	Franklin	Kinley	Monroe
Camp	Freeman	Knoblauch	Nielsen
Campbell	Gluba	Knoke	Norpel
Clark	Goode	Kruse	Nystrom
Cochran	Grassley	Lawson	Pellett
Curtis	Hansen	Lipsky	Pelton
Dougherty	Hill	Logemann	Pierson
Doyle	Holden	Mayberry	Priebe
Drake	Husak	McElroy	Rex
Dunton	Jesse	Menefee	Rodgers



Roorda	Scott	Strand	Wells
Sargisson	Shaw	Stromer	Willits
Schmeiser	Siglin	Trowbridge	Wirtz
Schroeder	Stanley	Varley	Wyckoff
Schwartz	Stokes	Welden	Mr. Speaker
Schwieger			

The nays were, 17:

Andersen	Larson	Radl	Tieden
Christensen	Mendenhall	Sorg	Uban
Den Herder	Mollett	Strothman	Waugh
Ellsworth	Patton	Taylor	Winkelman
Fischer, H. O.			

Absent or not voting, 6:

Bennett	Kreamer	Skinner	Small
Hamilton	McCormick		

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

#### MOTION TO RECONSIDER LOST

(House File 129)

Lawson of Cerro Gordo, District 17, moved that the vote by which House File 129 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 44, nays 47.

The motion lost.

(Motion to reconsider pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of the motion to reconsider House File 129.

Lawson of Cerro Gordo, District 17, moved to reconsider the vote by which House File 129 passed the House.

A non-record roll call was requested.

The ayes were 33, nays 52.

The motion lost.

## HOUSE FILE 365 WITHDRAWN

Egenes of Story, District 33, asked and received unanimous consent to withdraw **House File 365** from further consideration by the House.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate :

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

Senate File 326, a bill for an act relating to the authority of the chemical technology review board.

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

Senate File 332, a bill for an act relating to the seasons and limits on fish and frogs.

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

Senate File 428, a bill for an act to provide a unified trial court.

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

Senate File 487, a bill for an act relating to appropriations to certain state agencies.

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

Senate Concurrent Resolution 35, petitioning the United States Congress to suspend the May 1, 1971, effective date regarding rail passenger service by railroads participating in Railpax.

CARROLL A. LANE, Secretary

## SENATE CONCURRENT RESOLUTION 35

By Walsh

*Whereas*, on May 1, 1971, pursuant to Act of the United States Congress, Railpax commences rail passenger service over those lines designated by the directors of that corporation and the department of transportation, and;

*Whereas*, under the terms of the federal act authorizing the Railpax network, all other railroad passenger service than that designated as Railpax may be terminated by railroad companies participating in the Railpax Corporation, and;

*Whereas*, the route selected for the Railpax network to service Iowa touches only the extreme southern part of the state, thereby bypassing most major communities in the state, as well as the heavy suburban and rural concentrations of population, and;

*Whereas*, the Milwaukee Railroad has announced plans, effective May 1, 1971, to abandon passenger service through the central part of the state, and the Illinois Central Railroad has announced termination of passenger

service, effective May 1, 1971, to northeast and northern Iowa, and the Burlington Northern Railroad has announced termination of passenger service, effective May 1, 1971, to northeast Iowa.

*Whereas*, these terminations of service, coupled with the proposed Railpax route locations are tantamount to an end of rail passenger service to the people of Iowa, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That the United States Congress is hereby petitioned to suspend the May 1, 1971, effective date on which rail passenger service may be terminated by railroads participating in Railpax and direct the Railpax directors and the United States department of transportation to reexamine the Railpax routes and general passenger train service so as to expand the locations for rail passenger in order to serve a majority of communities and people of the state.

*Be It Further Resolved*, That the Secretary of the Senate be, and he is hereby, directed to forward copies of the resolution to the directors of Railpax and the Honorable John Volpe, Secretary of the United States department of transportation.

Laid over under Rule 25.

#### REPORT OF COMMITTEE ON NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

- H. F. 287 Relating to the labeling of seed corn containers. By Rex, Ellsworth and Schmeiser.
- H. F. 329 To provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters. By Schmeiser, Rex, et al.
- H. F. 205 To require motor trucks, trailers and semitrailers carrying certain kinds of freight to be covered. By Doyle, Christensen, et al.
- H. F. 503 Relating to levee and drainage districts. By Waugh.
- H. F. 625 COMMITTEE BILL. Relating to city and town ordinances. By committee on judiciary; Pelton, chairman.
- H. F. 420 Relating to reduction of sentence for prisoners held in county jails. By Lawson, Freeman, et al.
- S. F. 183 Relating to disposal of unneeded documents. By Balloun.
- S. F. 348 Relating to nonprofit corporations. By DeKoster and Gaudineer.
- S. F. 149 Relating to the imposition of a general criminal penalty for violations of fish and game conservation laws. By committee on conservation and recreation.

NATHAN F. SORG, Chairman

## REPORTS OF COMMITTEES

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following reports:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **House File 145**, a bill for an act to provide an excise tax on the sale of turkeys and providing a penalty for certain violations of this act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Also:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **House File 349**, a bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers, etc., begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Also:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **Senate File 349**, a bill for an act relating to the penalty and interest for sales tax, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Holden of Scott, District 75, from the committee on social services, submitted the following report:

**MR. SPEAKER:** Your committee on social services, to whom was referred **House File 472**, a bill for an act relating to local boards of health, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 472 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section one hundred thirty-seven point six (137.6), Code 1971, is amended by adding the following new subsections:

6. May hold hearings, subpoena witnesses and take testimony in all matters relating to the exercise and performance of the powers and duties vested in or imposed upon a local board of health.

7. May authorize any inspector, peace officer, or authorized agent to:

a. Execute and serve search warrants, administrative inspection warrants, subpoenas, and summonses issued under the authority of this state.

b. Make seizures of property pursuant to the provisions of this Act.

Sec. 2. Chapter one hundred thirty-seven (137), Code 1971, is amended by adding the following new sections:

‘ADMINISTRATIVE INSPECTIONS AND WARRANTS. Issuance and execution of administrative inspection warrants shall be as follows:

1. A district or municipal court judge, within his jurisdiction, and upon proper oath or affirmation showing probable cause, may issue warrants for the purpose of conducting administrative inspections authorized by this chapter or rule thereunder, and seizures of property appropriate to such inspections. For purposes of the issuance of administrative inspection warrants, probable cause exists upon showing a valid public interest in the effective enforcement of the chapter or rules promulgated thereunder, sufficient to justify administrative inspection of the area, premises, building in the circumstances specified in the application for the warrant.

2. A warrant shall issue only upon sworn testimony of a peace officer or an officer or employee of the board duly designated and having knowledge of the facts alleged, before the district or municipal court judge, establishing the grounds for issuing the warrant. If the judge is satisfied that grounds for the application exist or that there is probable cause to believe they exist, he shall issue a warrant identifying the area, premises, building, to be inspected, the purpose of the inspection, and, if appropriate, the type of property to be inspected, if any.

The warrant shall:

a. State the grounds for its issuance and the name of each person whose testimony has been taken in support thereof.

b. Be directed to a person authorized by section one hundred thirty-seven point six (137.6) of the Code to execute it.

c. Command the person to whom it is directed to inspect the area, premises, building, identified for the purpose specified and, if appropriate, direct the seizure of the property specified.

d. Identify the item or types of property to be seized, if any.

3. A warrant issued pursuant to this section must be executed and returned within ten days after its date unless, upon a showing of a need for additional time, the court so instructs otherwise in the warrant. If property is seized pursuant to a warrant, the person executing the warrant shall give to the person in charge of the premises from which the property is seized a copy of the warrant and a receipt for the property seized or shall leave the copy and receipt at the place from which

the property is seized. The return of the warrant shall be made promptly and shall be accompanied by a written inventory of any property seized. The inventory shall be made in the presence of the person executing the warrant and of the person from whose possession or premises the property was seized, if they are present, or in the presence of at least one credible person other than the person executing the warrant. A copy of the inventory shall be delivered to the person from whom or from whose premises the property was seized and to the applicant for the warrant.

4. The judge who has issued a warrant under this section shall require that there be attached to the warrant a copy of the return, and of all papers filed in connection with the return, and shall file them with the clerk of the district or municipal court for the district in which the inspection was made.'

'ADMINISTRATIVE HEARINGS. When the local board of health discovers or has reason to believe that any provision of this chapter or any rule is being violated or that any substance or condition is injurious to the public health or cause of illness or nuisance and deems that no emergency exists, it shall set a time and place of hearing thereon. Notice of the time and place of hearing shall be served upon all interested parties in the manner prescribed for service of original notice under the rules of civil procedure at least three days prior to the time set for hearing.

If upon hearing the local board of health finds that a provision of this chapter or any rule is being violated or that any substance or condition is injurious to the public health or cause of illness or nuisance, the board shall cause to be served on the person or persons interested therein, in the manner provided in the rules of civil procedure, a written order to comply with the provisions of this chapter or any rule or to abate, remove or destroy the substance or condition at his own expense, within a reasonable time not less than seven days nor more than thirty days, except that such time may be extended by the local board of health for good cause shown. The order shall specify the violation or condition.

In fixing the time in such order and any extension of time, the local board of health shall take into consideration the nature of the failure or defect constituting the violation or condition or probable danger thereof, and the probable length of time and amount of labor required to correct the violation or condition which exists that may be injurious to the public health or cause of illness or any nuisance.

If the person fails to comply with the order or if the board deems that an emergency exists, the local

board of health may remove any substance or condition that may be injurious to the public health or cause of illness or nuisance, at the expense of the owner. Any expense shall be assessed upon such lot or premises and collected as a special assessment. Provided, in cases of emergency, before the local board of health removes or destroys a dwelling, application shall be made by the county attorney for a county board of health, the city attorney for a city board of health, or other attorney designated by the board, upon request by the board, to a court having jurisdiction for an order authorizing removal or destruction of the dwelling. Such proceeding shall be in equity.'

Sec. 3. Section one hundred thirty-seven point twenty-one (137.21), Code 1971, is amended by adding the following new paragraph:

'In addition to or in lieu of a criminal penalty, any person who violates any provision of this chapter or the rules and regulations of a local board or any lawful order or notice of said board, its officers, or authorized agents may be temporarily or permanently enjoined therefrom by any court having jurisdiction.'

2. Page 1, line 1, by adding after the word "health" the words "and providing injunctive relief for violating rules, regulations, or orders thereof."

EDGAR HOLDEN, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 563 as follows:
- 2 1. Page 7, line 6, by striking the words "All
- 3 property of public authorities" and all of lines 7
- 4 and 8 and inserting in lieu thereof the following:
- 5 "Subject to contractual obligations on the
- 6 issuance of revenue bonds existing on the effective
- 7 date of this Act, all gasworks and electric light
- 8 and power plants and system property of a public
- 9 authority and member municipalities shall annually
- 10 pay out of the revenues from such property to the
- 11 state of Iowa and to the city, town, school district
- 12 and any other political subdivision, authorized to
- 13 levy taxes, a sum equal to the amount of tax
- 14 determined by applying the millage rate of the taxing
- 15 district to the assessed value of the property, which
- 16 the state, county, city, town, school district or
- 17 other political subdivision would receive if the
- 18 property were owned by any private person or corpo-
- 19 ration, any other statutes to the contrary notwith-
- 20 standing. For purposes of arriving at such tax
- 21 equivalent, the gasworks and electric light and power
- 22 plants and system property of a public authority and
- 23 the member municipalities shall be valued and
- 24 assessed by the state director of revenue in accord-

25 ance with the provisions of section four hundred  
 26 forty-one point twenty-one (441.21) of the Code."

KEHE of Bremer, District 12  
 WELDEN of Hardin, District 32  
 FISCHER of Grundy, District 35  
 HOLDEN of Scott, District 75  
 NYSTROM of Boone, District 55  
 ELLSWORTH of Dubuque, District 50  
 ROORDA of Jasper, District 67  
 CHRISTENSEN of Union, District 95  
 MAYBERRY of Webster, District 30  
 STROMER of Hancock, District 8  
 MENDENHALL of Allamakee, District 13

1 Amend House File 649 as follows:  
 2 Page 2, by striking from lines 17 through 21, inclu-  
 3 sive, the words "[in co-operation with state, area, city  
 4 and county agencies, and develop a statewide program of  
 5 interagency co-operation, in association with federal  
 6 agencies and officials, and those of other states con-  
 7 cerned with the problems of crime]" and inserting in lieu  
 8 thereof the words in "in co-operation with state, area, city  
 9 and county agencies; and develop a statewide program of  
 10 interagency co-operation, in association with federal  
 11 agencies and officials, and those of other states con-  
 12 cerned with the problems of crime".

FISHER of Greene, District 56

1 Amend House File 654 by adding thereto the following  
 2 new sections:

3 1. A city or town may impose local taxes as herein-  
 4 after authorized, after approval by the voters. Upon  
 5 its own motion, or upon receipt of a petition signed by  
 6 voters within a city or town equal in number to at least  
 7 ten percent of the number of votes cast at the last pre-  
 8 ceding regular municipal election, requesting that an  
 9 election be held, the city or town council shall submit  
 10 to the voters of the city or town, at a special election  
 11 called for that purpose, the question of imposing one or  
 12 more of the authorized taxes. If a majority of those  
 13 voting favors the imposition of one or more taxes, the  
 14 council shall impose those taxes by ordinance, according  
 15 to the provisions of this amendment, and shall continue  
 16 to impose the taxes for a minimum of four years. After  
 17 the four-year period, a tax may be discontinued by the  
 18 council or by petition and election in the same manner  
 19 as it was imposed.

20 If a majority of those voting does not favor the  
 21 imposition of one or more of the authorized taxes, the  
 22 council shall not submit the question of imposition of  
 23 the same type of tax under the authority of this section,  
 24 section 2, or section 3 of this amendment, within one  
 25 year following the election.

26 The special election may not be held within thirty



27 days of a general election. Prior to the special  
28 election, the city or town council shall publish notice  
29 of the election once each week for three consecutive  
30 weeks in a newspaper of general circulation serving the  
31 city or town.

32 2. The council of a city or town may agree with the  
33 council of one or more cities or towns to jointly impose  
34 one or more of the local taxes authorized for cities and  
35 towns. If the councils agree, the question of jointly  
36 imposing one or more of the authorized taxes shall be  
37 submitted to the voters of each city and town at a spe-  
38 cial election called for that purpose and subject to the  
39 same requirements as the special election provided in  
40 section 1 of this amendment. If a majority of the total  
41 of those voting in all of the cities and towns favors  
42 the imposition of one or more taxes, the council of each  
43 city and town shall provide for the imposition of the  
44 taxes, according to the provisions of this amendment.  
45 After a four-year period, a tax imposed under this  
46 section may be discontinued by agreement of the councils,  
47 or the councils may submit the question to the voters as  
48 provided for imposition of the tax. If a majority of  
49 the total of those voting in all of the cities and towns  
50 does not favor the joint imposition of one or more of  
51 the authorized taxes, the councils shall not submit the  
52 question of imposition of the same type of joint tax  
53 within one year following the election, but may proceed  
54 at any time under the provisions of sections 1 or 3 of  
55 this amendment.

56 3. The council of one or more cities or towns with  
57 a total population of fifty percent or more of the popu-  
58 lation of any county, may with the approval of the board  
59 of supervisors submit to the voters of the county, at a  
60 special election called for that purpose and subject to  
61 the same requirements as the special election provided  
62 in section 1 of this amendment, the question of imposing  
63 countywide one or more of the local taxes authorized for  
64 cities and towns by this amendment. If a majority of  
65 those voting in the entire county favors the imposition  
66 of one or more taxes, the board of supervisors and the  
67 council of every city and town within the county shall  
68 provide for the imposition of the taxes, according to  
69 the provisions of this amendment. After a four-year  
70 period, a tax imposed under this section may be discon-  
71 tinued by the board of supervisors, or the board may  
72 submit the question to the voters as provided for imposi-  
73 tion of the tax. If a majority of those voting in the  
74 entire county does not favor the countywide imposition  
75 of one or more of the authorized taxes, the board of  
76 supervisors shall not submit the question of imposition  
77 of the same type of countywide tax within one year fol-  
78 lowing the election, but cities and towns may proceed at  
79 any time under the provisions of sections 1 or 2 of this  
80 amendment. For purposes of this amendment, "city or

81 town" and "city and town" means county, where appropriate  
82 in the case of a countywide tax.

83 4. A local sales and use tax at a rate of one percent  
84 may be imposed by a city or town on the gross receipts  
85 from the sale or use of tangible personal property sub-  
86 ject to the state sales tax. A local sales and use tax  
87 shall be imposed on the same basis as the state sales  
88 and use tax and may not be imposed on the sale or use of  
89 any tangible personal property not taxed by the state.  
90 A local sales and use tax is applicable only within the  
91 territorial limits of the city or town imposing it and  
92 shall be collected by all persons required to collect  
93 state sales and use taxes.

94 The amount of the sale, for purposes of determining  
95 the amount of the local sales and use tax, does not  
96 include the amount of the state sales and use tax.

97 No sales and use tax permit, other than the state  
98 sales and use tax permits, may be required.

99 5. A local sales and use tax may be imposed either  
100 January first or July first following a favorable  
101 election.

102 The director of revenue shall administer the provi-  
103 sions of a local sales and use tax as nearly as possible  
104 in conjunction with the administration of state tax laws.  
105 He shall provide appropriate forms, or provide on the  
106 regular state tax forms, for reporting local sales and  
107 use tax liability.

108 An ordinance imposing a local sales and use tax shall  
109 adopt by reference the applicable provisions of the ap-  
110 propriate sections of chapters four hundred twenty-two  
111 (422) and four hundred twenty-three (423) of the Code,  
112 and all powers of the director to administer the state  
113 sales and use tax law are applicable to his administra-  
114 tion of a local sales tax ordinance. Local officials  
115 shall confer with the director of revenue and obtain his  
116 assistance in drafting the ordinance imposing a local  
117 sales and use tax. A certified copy of the ordinance  
118 imposing a local sales and use tax shall be filed with  
119 the director as soon as possible after passage.

120 The director, in consultation with local officials,  
121 shall collect and account for a local sales and use tax.  
122 The director shall retain for the use of the department  
123 one percent of all local sales and use tax receipts, to  
124 cover administrative expense, and shall credit remaining  
125 local sales and use tax receipts to a local sales and  
126 use tax fund hereby established in the office of the  
127 treasurer of state.

128 6. The treasurer of state shall remit quarterly to  
129 the qualified cities and towns which have imposed a local  
130 sales and use tax their share of the balance in the local  
131 sales and use tax fund.

132 The city or town treasurer, or another city official  
133 designated by the council, shall credit three-fourths  
134 of all local sales and use tax moneys received to a

135 special account for property tax relief. Before the  
 136 levies authorized under section four hundred four point  
 137 two (404.2) of the Code are certified to the county  
 138 auditor, the certifying official shall subtract from  
 139 the total amount computed in dollars, as provided in  
 140 section four hundred forty-four point two (444.2) of  
 141 the Code, an amount equal to the amount credited to the  
 142 special account for property tax relief during the last  
 143 preceding twelve month period, and shall certify only  
 144 the net amount to the county auditor and board of super-  
 145 visors. The county auditor shall base the millage  
 146 levies authorized under section four hundred forty-four  
 147 point three (444.3) of the Code upon the net amount  
 148 so computed. In order for a city or town to be quali-  
 149 fied to receive remittances from the treasurer of state,  
 150 the city clerk, before January fifteenth of each year,  
 151 shall certify to the treasurer of state that the  
 152 required reduction in the amount certified to the county  
 153 auditor and board of supervisors for city or town taxes  
 154 has been made. All local sales and use tax moneys  
 155 received by a city or town may be expended for any lawful  
 156 municipal purpose.

ANDERSEN of Woodbury, District 23  
 SCHWARTZ of Wapello, District 97  
 DUNTON of Keokuk, District 88  
 REX of Hamilton, District 31  
 KELLY of Woodbury, District 22  
 TROWBRIDGE of Floyd, District 9  
 BERGMAN of Osceola, District 3  
 MENDENHALL of Allamakee, District 13

1 Amend House File 654 by adding thereto the following  
 2 new sections:

3 1. An annual local vehicle tax at a rate of five  
 4 dollars per axle may be imposed by a city or town on  
 5 every vehicle which is required to be registered by the  
 6 state, and is registered to either of the following:

7 (1) Any person residing within the city or town at the  
 8 time of registration of the vehicle.

9 (2) Any person, if the vehicle is usually kept,  
 10 garaged, or stored during the night and on weekends and  
 11 holidays within the limits of the city or town.

12 For the purpose of the tax authorized by this section,  
 13 "person" means the same as defined in section three  
 14 hundred twenty-one point one (321.1), subsection thirty-  
 15 five (35), of the Code, "vehicle" means any self-propel-  
 16 led vehicle subject to registration under section three  
 17 hundred twenty-one point eighteen (321.18) of the Code,  
 18 and "axle" means "the assembly of housing and axle  
 19 shafts which supports and propels either a pair of wheels  
 20 or one wheel only".

21 2. A local vehicle tax may be imposed January first  
 22 following a favorable election.

23 Local officials shall confer with the commissioner of

24 public safety and obtain his assistance in drafting the  
25 ordinance imposing a local vehicle tax. A certified  
26 copy of the ordinance imposing a local vehicle tax shall  
27 be filed with the commissioner of public safety as soon  
28 as possible after passage. The commissioner of public  
29 safety shall inform the appropriate county treasurers  
30 and in cooperation with them shall collect and account  
31 for all local vehicle taxes, crediting local vehicle tax  
32 receipts to a local vehicle tax fund hereby established  
33 in the office of the treasurer of state. The treasurer  
34 of state shall remit annually at the beginning of each  
35 fiscal year to the cities and towns which have imposed a  
36 local vehicle tax their share of the balance in the local  
37 vehicle tax fund. Local vehicle tax receipts may be  
38 expended for any lawful municipal purpose.

39 3. Taxpayers shall pay a local vehicle tax to the  
40 county treasurer or to the motor vehicle department  
41 under the commissioner of public safety, at the time of  
42 application for registration of the vehicle under the  
43 provisions of sections three hundred twenty-one point  
44 twenty (321.20), three hundred twenty-one point twenty-  
45 three (321.23), three hundred twenty-one point twenty-  
46 five (321.25), three hundred twenty-one point forty  
47 (321.40), three hundred twenty-one point forty-six  
48 (321.46), or three hundred twenty-one point forty-seven  
49 (321.47) of the Code. County treasurers and the motor  
50 vehicle department shall require a person applying for  
51 registration of a vehicle to state his residence and  
52 where the vehicle is usually kept, garaged, or stored  
53 during the night and on weekends and holidays, and shall  
54 not issue a state registration certificate to the owner  
55 of a vehicle on which a local vehicle tax is due, until  
56 the local vehicle tax is paid.

57 Payment of a local vehicle tax shall be evidenced by  
58 a stamp on the state registration certificate and by  
59 issuance of a sticker, decal, or tag. The commissioner  
60 of public safety shall prescribe by rule the form of the  
61 sticker, decal, or tag, a reasonable method of prorating  
62 local vehicle taxes on vehicles originally registered  
63 for part of a year only, and a reasonable method for  
64 refunding part of local vehicle taxes when a refund of a  
65 state registration fee is due under section three hundred  
66 twenty-one point one hundred twenty-six (321.126) of the  
67 Code.

68 Unpaid local vehicle taxes are a lien upon the vehicle  
69 on which they are due. Penalties for late payment which  
70 are comparable to the penalties for late payment of state  
71 registration fees shall be imposed by the ordinance im-  
72 posing a local vehicle tax. Willful violation of a  
73 local vehicle tax ordinance is a public offense punish-  
74 able by a fine of not more than one hundred dollars.

75 4. If two or more cities and towns impose an autho-  
76 rized local tax jointly, the treasurer of state shall  
77 credit the receipts to a joint account, and shall remit

78 to each qualified city or town a pro rata share of the  
79 joint account, according to population figures determined  
80 by the last federal decennial census. The share remitted  
81 to each city and town shall be credited and expended as  
82 provided for local taxes imposed by a single city or town.

83 If an authorized local tax is imposed countywide, the  
84 treasurer of state shall credit the receipts to a joint  
85 account, and shall remit to each qualified city or town  
86 in the county a pro rata share of the joint account,  
87 based upon the percentage of its population to the total  
88 population of the county, and to the board of supervi-  
89 sors, when the county is qualified, a pro rata share of  
90 the joint account based upon the percentage of popula-  
91 tion in the county outside of cities and towns, all  
92 according to the population determined by the last federal  
93 decennial census. The share remitted to each city and  
94 town shall be credited and expended as provided for  
95 local taxes imposed by a single city or town.

96 The share remitted to the board of supervisors may be  
97 used for any lawful county government purpose. However,  
98 the county treasurer shall credit three-fourths of all  
99 local sales and use tax moneys received to a special  
100 account for property tax relief. Before the levies  
101 authorized under section four hundred forty-four point  
102 nine (444.9) of the Code are made, the board of super-  
103 visors shall subtract from the total amount computed in  
104 dollars as provided in section four hundred forty-four  
105 point two (444.2) of the Code, an amount equal to the  
106 amount credited to the special account for property tax  
107 relief during the last preceding twelve month period,  
108 and shall base the millage levies authorized under  
109 section four hundred forty-four point nine (444.9) of  
110 the Code upon the net amount so computed. In order for  
111 a county to be qualified to receive remittances from the  
112 treasurer of state, the board of supervisors, before  
113 January fifteenth of each year, shall certify to the  
114 treasurer of state that the required reduction has been  
115 made.

116 5. Section three hundred twenty-one point thirty  
117 (321.30), Code 1971, is amended by adding the following  
118 new subsection:

119 "If any local vehicle taxes due have not been paid."

120 6. Section three hundred twenty-one point one hun-  
121 dred thirty (321.130), Code 1971, is amended as follows:

122 321.130 FEES IN LIEU OF TAXES. The registration fees  
123 imposed by this chapter upon private passenger motor  
124 vehicles or semitrailers shall be in lieu of all *state*  
125 taxes, [general or] *and local personal property taxes*  
126 *based upon assessed valuation*, to which motor vehicles  
127 or semitrailers may be subject, and if a motor vehicle  
128 or semitrailer [shall have] *has* been registered at any  
129 time under this chapter it shall not thereafter be sub-  
130 ject to a personal property tax *based upon assessed*  
131 *valuation*, unless such motor vehicle or semitrailer [shall

132 have] *has* been in storage continuously as an unregistered  
 133 motor vehicle or semitrailer during the preceding  
 134 registration year.

ANDERSEN of Woodbury, District 23  
 SCHWARTZ of Wapello, District 97  
 DUNTON of Keokuk, District 88  
 REX of Hamilton, District 31  
 KELLY of Woodbury, District 22  
 TROWBRIDGE of Floyd, District 9  
 BERGMAN of Osceola, District 3  
 MENDENHALL of Allamakee, District 13

1 Amend House File 654 as follows:  
 2 1. Page 11, by striking lines 2 through 35,  
 3 inclusive.  
 4 2. Page 12, by striking line 1.  
 5 3. Page 12, by striking from lines 3 and 4 the words  
 6 “, and the school district withholding tax.”  
 7 4. Page 1, line 3, by striking the words “including  
 8 withholding tax”.

VARLEY of Adair, District 84

1 Amend House File 654 as follows:  
 2 1. Page 15, by adding after line 8 the following new  
 3 section:  
 4 “Sec. 20. Section four hundred twenty-two point nine  
 5 (422.9), subsection two (2), paragraph b, Code 1971, is  
 6 amended as follows:  
 7 b. Add the amount of federal income taxes paid or  
 8 accrued as the case may be, during the tax year, adjusted  
 9 by any federal income tax refunds. Provided, however,  
 10 that where married persons[, who have] filed a joint federal  
 11 income tax return, [file separately, such total shall be  
 12 divided between them according to the portion thereof paid  
 13 or accrued, as the case may be, by each] *they shall file a*  
 14 *joint state income tax return*; and provided further that  
 15 where a taxpayer has used an optional standard deduction  
 16 on his federal return, he shall use the optional standard  
 17 deduction provided for above.”  
 18 2. By renumbering the following sections and any  
 19 internal references requiring the same.

FREEMAN of Buena Vista, District 15  
 KELLY of Woodbury, District 22  
 SCHROEDER of Pottawattamie, District 54  
 STANLEY of Linn, District 43  
 CHRISTENSEN of Union, District 95

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Thursday, April 22, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Second Calendar Day—Sixty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, APRIL 22, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Ray Hampton, pastor of the Salix United Methodist Church, Salix, Iowa.

The Journal of Wednesday, April 21, 1971, was approved.

## PRESENTATION OF VISITORS

Fisher of Greene, District 56, presented to the House the Honorable Samuel E. Robinson, former member of the House in the Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth and Sixtieth Extra General Assemblies, representing Guthrie County.

The Speaker announced that the following visitors were present in the House chamber:

Forty-six students from St. John Lutheran School, Alta, Iowa, and Zion Lutheran School and St. John's Lutheran School, Paulina, Iowa, accompanied by their teachers, Mr. Leu, Mr. Brandt and Mrs. Radke. By Kruse of O'Brien, District 4.

Seventy seventh and eighth grade students from St. John's Elementary School, Independence, Iowa, accompanied by Sister Donna and Sister Margaret. By Patton of Buchanan, District 20.

Seventy junior and senior students from Notre Dame High School, Cresco, Iowa, accompanied by their teachers, Father Hawes and Mr. Collins. By Kennedy of Chickasaw, District 11, and Mendenhall of Allamakee, District 13.

Forty-four senior government class students from Belmond Community School, Belmond, Iowa, accompanied by their teacher, Bob Gray. By Stromer of Hancock, District 8.

Forty-three senior students from Manning Community School, Manning, Iowa, accompanied by their teachers, Mrs. Johnson and Mr. Molzen. By Knoblauch of Carroll, District 28.

Forty senior students from Central Webster Community Schools, accompanied by their teacher, Jim Ainslie. By Cochran of Webster, District 29.

Sixty fifth grade students from Altoona School, Altoona, Iowa, accompanied by their teachers, Mrs. Morris and Miss Taylor. By Skinner of Polk, District 60.

Forty-three ninth grade government class students from John Adams and Roosevelt Junior High Schools of Mason City, Iowa, accompanied by their teachers, Don Brown and Dick Attleson. By Lawson of Cerro Gordo, District 17, Logemann of Worth, District 7, and Scott of Cerro Gordo, District 18.

Sixty fifth grade students from Gilbert Community School, Gilbert, Iowa, accompanied by their teachers, Mrs. Jackson and Mrs. Harrison. By Egenes of Story, District 33.

Twenty ninth grade students from Perry Community School, Perry, Iowa, accompanied by their teacher, John Turner. By Rodgers of Dallas, District 85.

Forty-two eighth grade students from Glidden-Ralston School, Glidden, Iowa, accompanied by Mr. and Mrs. Dennis Ploeger. By Knoblauch of Carroll, District 28.

Seventy-one eighth grade students from Holy Trinity School, Des Moines, Iowa, accompanied by their teacher, Miss Rouse. By Kreamer of Polk, District 63, and Willits of Polk, District 57.

Twenty-five senior students from Corwith-Wesley Community Schools, Corwith, Iowa, accompanied by their teachers, Mr. Egesdal and Mr. Bassett. By Stromer of Hancock, District 8.

Twenty-two eighth grade students from Sacred Heart School, Spencer, Iowa, accompanied by their teachers, Sister Gladys Schmitt and Mrs. Tom Finnegan. By Freeman of Buena Vista, District 15, and Kruse of O'Brien, District 4.

Sixty-two high school students from South Tama Community School, accompanied by their teacher, Mrs. Horrigan. By Husak of Tama, District 41.

Five employees of the U. S. Information Services, Mr. Prasart of Thailand, Mr. R. Yugami of Japan, Mr. G. Ramirez of Columbia, Miss A. Hernandez of Chile and Mr. Nur of Indonesia, traveling through this country to become better acquainted with the United States in order to better represent this country to their countrymen. By Millen of Van Buren, District 99.



## BIRTHDAY CONGRATULATIONS

McCormick of Delaware, District 48, rose on a point of personal privilege and on behalf of the House extended to the Honorable Delwyn Stromer a "Happy Birthday."

## PETITIONS FILED

The following petitions were received and placed on file:

By Hansen of Black Hawk, District 37, from twenty-six liquor store employees in Black Hawk County favoring a ten percent cost of living increase in pay.

By Millen of Van Buren, District 99, from fifty residents of Van Buren County opposing federal government inspection of meat and locker plants.

By Norpel of Jackson, District 52, from one hundred fifty-eight members of the Greater Monticello Committee of Monticello opposing any diversion of highway funds for the purpose of building a free bridge at Muscatine.

By Larson of Story, District 34, from thirteen residents of Story County favoring House File 530, relating to the collection of premium taxes on insurance premiums collected by nonprofit hospital and medical service corporations.

By Larson of Story, District 34, from ten residents of Story County opposing any diversion of road use tax funds.

By Dougherty of Monroe, District 94, a resolution from the city of Pella favoring an increase in sales tax from three to four percent with the proceeds being returned to cities, towns and counties on a per capita basis, and opposing any increase in state sales or income tax unless the equivalent of one-half of one percent of sales tax is returned to cities and towns only on a per capita basis.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 145, 349 and 472 and Senate File 349, under Rule 35.

## INTRODUCTION OF BILLS

**House File 659**, by committee on conservation and recreation, 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 referred to committee on **ways and means**.

**House File 660**, by committee on judiciary, a bill for an act relating to disabled and retired policemen and firemen and disabled elected and appointed officials.

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

**House File 661**, by Blouin and Dunton, a bill for an act to create a system of regional and educational service agencies 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 perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems.

Read first time and referred to committee on **schools**.

**House File 662**, by Blouin and Dunton, a bill for an act relating to the establishment of county school districts, defining the powers and duties of county school districts, and to abolish presently existing local school districts.

Read first time and referred to committee on **schools**.

**House File 663**, by Rex, a bill for an act relating to the establishment of benefited fire districts.

Read first time and referred to committee on **county government**.

#### SENATE MESSAGES CONSIDERED

**Senate File 326**, a bill for an act relating to the authority of the chemical technology review board.

Read first time and referred to committee on **environmental preservation**.

**Senate File 332**, a bill for an act relating to the seasons and limits on fish and frogs.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 428**, a bill for an act to provide a unified trial court having district court judges and district court magistrates; to dis-

## Committee of the Whole

continue superior, justice of the peace, and police courts; and to establish traffic violations offices within the district court to receive uniform traffic violation penalties.

Read first time and referred to committee on **judiciary**.

**Senate File 487**, a bill for an act making appropriations to certain state agencies.

Read first time and referred to committee on **appropriations**.

## CONSIDERATION OF BILL

## SPECIAL ORDER

(House File 654)

The hour of 9:15 a.m. having arrived, the Speaker announced the special order for the consideration of **House File 654**.

## COMMITTEE OF THE WHOLE

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole for the consideration of **House File 654**, and that the Speaker preside as chairman of the committee.

The motion prevailed.

Varley of Adair, District 84, moved that the following proposed rules be adopted as the rules of the committee of the whole:

## RULES

1. The member in charge of an amendment or proposition shall have no more than five (5) minutes for opening remarks and no more than five (5) minutes in which to close discussion before the vote is taken.
2. All other members desiring to speak on the amendment or proposition shall have no more than five (5) minutes of discussion period.
3. Asking of questions of another member is considered as part of the time allotted for discussion to the member asking the question.
4. The total time allotted for any amendment, before closing remarks, shall be thirty (30) minutes.
5. After closing remarks have been called for, no questions concerning the amendment or proposition may be asked of the member handling the amendment or proposition.

Cochran of Webster, District 29, moved that section 1 of the proposed rules of the committee of the whole be deleted.

A non-record roll call was requested.

The ayes were 35, nays 58.

## Committee of the Whole

The motion lost.

Cochran of Webster, District 29, moved that section 4 of the proposed rules be amended by adding after the word "minutes" the following: "for each caucus".

Varley of Adair, District 84, moved as a substitute motion that in section 4 after the word "minutes" the following be added: "debate may be extended on an amendment at the discretion of the chairman".

The motion prevailed.

Varley of Adair, District 84, moved that the proposed rules of the committee of the whole, as amended, be adopted as the rules of the committee of the whole.

The motion prevailed.

Den Herder of Sioux, District 1, called up for consideration **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax.

Scott of Cerro Gordo, District 18, offered the following amendment filed by Scott, et al., in the committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 2, line 4, by striking the words "twenty-seven and one-half" and inserting in lieu thereof the word "twenty".
2. Page 2, lines 7 and 8, by striking the words "twenty-seven and one-half" and inserting in lieu thereof the word "twenty".

A non-record roll call was requested.

The ayes were 21, nays 68.

The amendment lost.

The committee of the whole was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee of the whole reconvened, Speaker Harbor in the chair.

## Committee of the Whole

The committee of the whole resumed consideration of **House File 654**.

Johnston of Johnson, District 70, offered the following amendment in the committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Strike pages 2 through 6, inclusive, and lines 1 through 16, page 7, and insert in lieu thereof the following:

Section 1. STATE SCHOOL FOUNDATION PROGRAM. This Act establishes a state school foundation program. Each school district in the state is entitled to receive during each school year as state school foundation aid, an amount per pupil in fall enrollment equal to the amount by which the state foundation base for that school year exceeds the amount per pupil in fall enrollment in the district which will be raised by the foundation property tax to be levied in the district during that school year.

Sec. 2. STATE FOUNDATION BASE. The state foundation base is approximately eighty percent of the state average general fund per pupil expenditure and is determined as follows:

1. Eighty percent of the state average per pupil expenditure for the school year beginning July 1, 1969, is determined to be six hundred forty dollars.

2. Prior to July first each year commencing in 1972, the state comptroller shall compute a percentage growth factor for the following school year. In 1972 he shall also compute the percentage growth factors for the school years beginning July 1, 1970, and July 1, 1971. To compute the percentage growth factor for each school year, the state comptroller shall determine the percent of increase or decrease in revenue computed on a statewide basis, for the total of the state sales and use taxes and the individual and corporate income taxes; and the percent of increase or decrease in the assessed valuation of taxable property; both percentages to be determined for each year of the last three preceding calendar years for which accurate figures are available. The sum of the percentages obtained shall be divided by six to arrive at the percentage growth factor for the following school fiscal year. If there is a decrease in state revenue or assessed valuation, there may be a negative growth factor. In making computations, the comptroller shall adjust for changes in rates or basis of the sales and use or income taxes and for statewide changes in assessment practices.

3. For the school year beginning July 1, 1970, the state comptroller shall multiply six hundred forty dollars by the applicable percentage growth factor, and add the product to six hundred forty dollars to determine the state foundation base for that year.

4. For the school year beginning July 1, 1971, the state comptroller shall multiply the state foundation

## Committee of the Whole

base for the school year beginning July 1, 1970, by the applicable percentage growth factor, and add the product to the state foundation base for the school year beginning July 1, 1970, to determine the state foundation base for the school year beginning July 1, 1971.

5. For each subsequent school year, the state comptroller shall multiply the current state foundation base by the applicable percentage growth factor, and add the product to the current state foundation base, which sum shall be the amount of the state foundation base for the subsequent year.

Sec. 3. FOUNDATION PROPERTY TAX. Each school district shall cause to be levied each year beginning in 1972 for the school general fund a foundation property tax of twenty-seven and one half mills per dollar of assessed valuation on all taxable property in the district. However, a school district which can meet its general fund budget by a levy of less than twenty-seven and one half mills per dollar of assessed valuation on all taxable property in the district, shall levy only the lesser amount needed. Each county auditor shall certify to each school district within the county and to the state comptroller not later than June first each year the assessed valuation of taxable property in each school district within the county.

Sec. 4. GENERAL FUND BUDGET. Subject to limitations imposed by the school budget review committee or by state law, the general fund budget of a school district shall be determined as follows:

1. Determine estimated general fund expenditures exclusive of gifts, and federal grants and aids, except federal aids paid in anticipation of or reimbursement for expenses caused by a federal activity in or near a school district which would otherwise need to be paid from local sources, by adding together the estimated amounts to be expended for the school year, for administration, instruction, attendance services, health services, pupil transportation services, fixed charges, operation and maintenance, community services, capital outlay, debt service, and tuition paid other districts. The cost of food services and student body activities shall not be included in general fund costs.

2. From the total of the sums determined under subsection one (1) of this section deduct the following:

a. Estimated receipts from state appropriations for handicapped children aid, vocational aid, driver education aid, and junior college aid.

b. Estimated general fund receipts from the following: Tuition paid by individuals or by the state; transportation; services; rents; income on investment securities; other general fund revenue receipts; general fund non-revenue receipts; and transfers to the general fund other than those resulting from clearing accounts, reorganiza-

## Committee of the Whole

tion and the return of principal of invested securities.

c. An estimate of the total amount determined on the per pupil cost basis for children transported who live within statutory walking distance from school.

**Sec. 5. FALL ENROLLMENT.** Fall enrollment shall be determined by adding the resident pupils who are enrolled on the second Friday of September of each year in public elementary and secondary schools of the district, and in special education schools for which tuition is paid by the district whether the special education school is conducted by a county board of education or another school district.

Each school district shall certify its fall enrollment to the state department of public instruction by September twenty-fifth of each year, and the information shall be promptly forwarded to the state comptroller.

**Sec. 6. AVERAGE DAILY MEMBERSHIP.** Prior to July first each year, average daily membership for each school district shall be determined by the department of public instruction as follows:

1. Add the pupils who were members of a public elementary or secondary school of the district, and the pupils residing in the district who were members of a special education school conducted and financed by a county board of education or another school district, for each day each such school was in session throughout the current school year.

2. Divide the sum obtained in subsection one (1) of this section by the number of days public elementary and secondary school was in session in the district during the current school year.

**Sec. 7. PAYMENT OF STATE SCHOOL FOUNDATION AID.** Prior to July first each year beginning in 1972, the department of public instruction shall certify to the state comptroller each school district's average daily membership, the amount in dollars per pupil in average daily membership in the district which will be raised by the foundation property tax in the district, and other information necessary for computation of state school foundation aid. The state comptroller shall compute the amount of state school foundation aid to be paid to each school district, and certify the amount to each school district for use in preparing budgets. He shall draw warrants in payment of the state school foundation aid in three approximately equal installments to be paid on approximately the first day of November, February, and May of each school year.

All moneys received by a school district from the state under the provisions of this section shall be deposited in the school district's general fund, and may be used for any school general fund purposes.

**Sec. 8. ADDITIONAL SCHOOL DISTRICT TAX AND SCHOOL DISTRICT INCOME TAX.** If a school district's general fund

## Committee of the Whole

budget per pupil in estimated fall enrollment exceeds the state foundation base for the budget year, the difference shall be provided by a combination of an additional levy on all taxable property in the district and a school district income tax in amounts which the school board shall determine as follows:

2. Page 7, line 22, strike the word "formula" and insert in lieu thereof the word "program".

3. Page 7, lines 22, 23, and 24, strike the words "the amount which would have been received by the district from the additional tax on industrial and utility property,".

4. Renumber remaining sections and correct internal references to conform to this amendment.

Roll call was requested by Johnston of Johnson, District 70, and Gluba of Scott, District 76.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 38:

Anania	Ewell	McCormick	Sargisson
Andersen	Gluba	Middleswart	Schmeiser
Blouin	Hansen	Monroe	Schwartz
Bray	Jesse	Norpel	Schwieger
Camp	Johnston	Patton	Skinner
Clark	Kennedy	Pelton	Small
Cochran	Kinley	Priebe	Uban
Dougherty	Knoblauch	Radl	Wells
Doyle	Larson	Rodgers	Willits
Drake	Mayberry		

The nays were, 56:

Alt	Hill	Millen	Stanley
Bergman	Holden	Miller	Stokes
Campbell	Husak	Moffitt	Strand
Christensen	Kehe	Mollett	Stromer
Curtis	Kelly	Nielsen	Strothman
Den Herder	Knoke	Nystrom	Taylor
Dunton	Kreamer	Pellett	Tieden
Edelen	Kruse	Pierson	Trowbridge
Egenes	Lawson	Rex	Varley
Ellsworth	Lipsky	Roorda	Wagh
Fisher, C. R.	Logemann	Schroeder	Welden
Freeman	McElroy	Scott	Winkelman
Goode	Mendenhall	Siglin	Wyckoff
Grassley	Menefee	Sorg	Mr. Speaker

Absent or not voting, 6:

Bennett	Franklin	Shaw	Wirtz
Fischer, H. O.	Hamilton		

The amendment lost.

Stromer of Hancock, District 8, offered the following amendment



## Committee of the Whole

in the committee of the whole and moved its adoption:

Amend House File 654, page 2, line 28, by adding after the period the following:

“For purposes of determining relative wealth, the assessed valuation of all municipally-owned utilities in the state or the school district, as the case may be, shall be included in the total assessed valuation of taxable property in the state or the school district as if they were assessed at the same rate as provided for investor-owned utilities by chapter four hundred twenty-eight (428) of the Code.”

Roll call was requested by Pelton of Clinton, District 74, and Skinner of Polk, District 60.

On the question “Shall the amendment be adopted?”

The ayes were, 71:

Alt	Hansen	Millen	Siglin
Anania	Hill	Miller	Skinner
Andersen	Holden	Moffitt	Sorg
Blouin	Jesse	Monroe	Stanley
Bray	Johnston	Nielsen	Stokes
Camp	Kelly	Nystrom	Strand
Campbell	Kennedy	Patton	Stromer
Clark	Kinley	Pelton	Strothman
Curtis	Knoke	Pierson	Taylor
Doyle	Kreamer	Radl	Trowbridge
Dunton	Kruse	Rex	Uban
Ellsworth	Logemann	Rodgers	Varley
Ewell	Mayberry	Roorda	Waugh
Fischer, H. O.	McCormick	Schmeiser	Welden
Fisher, C. R.	McElroy	Schroeder	Willits
Freeman	Mendenhall	Schwartz	Winkelman
Gluba	Menefee	Schwieger	Mr. Speaker
Grassley	Middleswart	Scott	

The nays were, 21:

Bergman	Egenes	Lawson	Priebe
Christensen	Goode	Lipsky	Sargisson
Cochran	Husak	Mollett	Small
Dougherty	Knoblauch	Norpel	Wells
Drake	Larson	Pellett	Wyckoff
Edelen			

Absent or not voting, 8:

Bennett	Franklin	Kehe	Tieden
Den Herder	Hamilton	Shaw	Wirtz

The amendment was adopted.

Holden of Scott, District 75, offered the following amendment filed by him:

Amend House 654 as follows:

1. Page 3, by striking lines 4 through 9, inclusive, and inserting in lieu thereof the following:

## Committee of the Whole

“state aid which, added to the amount received from the school foundation property tax levied in that school year, exceeds the district’s general fund budget, nor shall a district receive an amount of state aid per pupil in fall enrollment which, added to the amount receivable per pupil in fall enrollment from the school foundation property tax levied in that school year, exceeds eighty-five percent of the state average general fund budget per pupil in fall enrollment.”

2. Page 5, line 10, by striking the comma and inserting in lieu thereof the words “for the 1972-1973 school year will be two hundred thirty-six million dollars, and that the amount”.

3. Page 5, by striking lines 23 through 35, inclusive, and inserting in lieu thereof the following:

“2. To determine the total allowable growth in dollars for each school district each year, the state comptroller shall add together the following amounts:

a. The percent of increase or decrease in taxable property in the district for the current calendar year over the last preceding calendar year, multiplied by the part of the district’s allowable general fund budget for the last preceding school year which was raised by property taxes.

b. The percent of increase or decrease in state individual income taxes, adjusted for changes in rates, for each year of the last three calendar years added together, the total divided by three, and the quotient multiplied by the part of the district’s allowable general fund budget for the last preceding school year which was raised by school district income taxes.

c. The percentage growth factor for the state, as determined in subsection one (1) of this section, multiplied by the part of the district’s allowable general fund budget for the last preceding school year which was raised by state aid.”

4. Page 13, by inserting after line 34 the following:

“The committee, in reviewing school budgets, shall consider unique and unusual circumstances including, but not limited to, unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems.

Failure by any school district to provide information or appear before the committee as requested for the accomplishment of review or hearing shall constitute justification for the committee to instruct the state comptroller to withhold any state aid to that district until the committee’s inquiries are satisfied completely.”

5. Page 14, by inserting after line 25 the following new section:

Committee of the Whole

“Not later than December first for the following school year, the board of directors of each school district shall set a tentative limitation in dollars of the amount the district may spend on each program in the system as defined by the school budget review committee and in the form which the committee prescribes. This prospectus of program and allotted dollars as approved by the board of directors shall guide the superintendent when preparing the proposed budget for the following school year. These limitations submitted by the board of directors to the superintendent of schools for the district shall be promptly forwarded to the school budget review committee.”

6. Page 14, line 32, by striking the figure “18” and inserting in lieu thereof the figure “19”.

7. By renumbering sections and correcting internal references in accordance with this amendment.

Division of the amendment was requested.

Holden of Scott, District 75, moved the adoption of amendment 1, lines 1 through 12 of his amendment.

Amendment 1 was adopted.

Speaker pro tempore Millen in the chair at 2:50 p.m.

Holden of Scott, District 75, moved that amendment 2, lines 13 through 16, of his amendment be withdrawn.

The motion prevailed.

(Amendments 3, 5, 6 and 7 of Holden amendment pending.)

Taylor of Dubuque, District 51, offered the following Mollett-Taylor-Roorda amendment filed in committee of the whole and moved its adoption :

Amend House File 654, page 5, line 2, by inserting the following:

“When computing average daily membership shared-time and part-time students shall be counted on a “full-time equivalency basis.”

Roll call was requested by Cochran of Webster, District 29, and Norpel of Jackson, District 52.

On the question “Shall the amendment be adopted?”

The ayes were, 36:

Andersen	Den Herder	Holden	Logemann
Camp	Edelen	Knoblauch	McElroy
Christensen	Fisher, C. R.	Kruse	Mendenhall
Clark	Freeman	Lawson	Menefee
Curtis	Hansen	Lipsky	Moffitt

## Committee of the Whole

Mollett	Rex	Stokes	Taylor
Nielsen	Roorda	Strand	Tieden
Pelton	Siglin	Stromer	Mr. Speaker
Pierson	Stanley	Strothman	(Millen)
Priebe			

The nays were, 53:

Alt	Gluba	Middleswart	Schwieger
Anania	Goode	Miller	Scott
Bergman	Grassley	Monroe	Shaw
Blouin	Hill	Norpel	Skinner
Bray	Husak	Nystrom	Small
Campbell	Jesse	Patton	Sorg
Cochran	Johnston	Pellett	Trowbridge
Dougherty	Kelly	Radl	Uban
Doyle	Kennedy	Rodgers	Varley
Drake	Kinley	Sargisson	Wells
Dunton	Kreamer	Schmeiser	Willits
Egenes	Larson	Schroeder	Winkelman
Fischer, H. O.	Mayberry	Schwartz	Wyckoff
Franklin			

Absent or not voting, 11:

Bennett	Hamilton	Knoke	Welden
Ellsworth	Harbor	McCormick	Wirtz
Ewell	Kehe	Waugh	

The amendment lost.

The committee of the whole resumed consideration of amendment 3, lines 17 through 39, of the Holden amendment.

Holden of Scott, District 75, moved the adoption of amendment 3 of his amendment.

Amendment 3 was adopted.

(Amendments 4, 5, 6 and 7 of Holden amendment pending.)

Holden of Scott, District 75, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 6, line 12, strike the words "school system".
2. Page 6, line 14, strike the word "system".
3. Page 6, line 16, strike the words "school system".
4. Page 6, lines 21 and 22, strike the words "school system".
5. Page 6, line 23, strike the words "school system".
6. Page 7, line 8, strike the words "school system".

The amendment was adopted.

Holden of Scott, District 75, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 8, line 20, by inserting after the word

## Committee of the Whole

“levy” the words “on other than industrial and utility property”.

2. Page 8, line 27, by inserting after the word “tax” the words “on other than industrial and utility property”.

3. Page 9, line 11, by inserting after the word “district” the words “other than industrial and utility property”.

The amendment was adopted.

Blouin of Dubuque, District 49, offered the following amendment in committee of the whole and moved its adoption :

Amend House File 654, page 5, by adding after line 2 the following:

“3. Shared-time students shall be counted on the basis of number of hours of instruction in a public school, proportionate to a full-time student enrolled in the district.”

Roll call was requested by Blouin of Dubuque, District 49, and Cochran of Webster, District 29.

Rule 70 was invoked.

On the question “Shall the amendment be adopted?”

The ayes were, 75:

Alt	Grassley	McElroy	Scott
Anania	Hansen	Mendenhall	Shaw
Andersen	Hill	Menefee	Siglin
Blouin	Holden	Middleswart	Skinner
Bray	Husak	Miller	Small
Clark	Jesse	Moffitt	Stokes
Cochran	Johnston	Mollett	Stromer
Dougherty	Kehe	Norpel	Taylor
Doyle	Kelly	Nystrom	Tieden
Drake	Kennedy	Patton	Trowbridge
Dunton	Kinley	Pelton	Uban
Edelen	Knoblauch	Pierson	Varley
Egenes	Knoke	Priebe	Welden
Ellsworth	Kreamer	Rodgers	Wells
Ewell	Larson	Sargisson	Willits
Fisher, C. R.	Lipsky	Schmeiser	Winkelman
Franklin	Logemann	Schroeder	Wyckoff
Gluba	Mayberry	Schwartz	Mr. Speaker
Goode	McCormick	Schwieger	(Millen)

The nays were, 17:

Bergman	Freeman	Radl	Stanley
Campbell	Kruse	Rex	Strand
Christensen	Lawson	Roorda	Strothman
Curtis	Pellet	Sorg	Waugh
Fischer, H. O.			

## Committee of the Whole

Absent or not voting, 8:

Bennett  
Camp

Den Herder  
Hamilton

Harbor  
Monroe

Nielsen  
Wirtz

The amendment was adopted.

Lipsky of Linn, District 46, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654 as follows:

Page 9, line 13, by adding after the period the following:

“However, if such millage rate will increase the property tax measured in dollar amounts for a taxpayer sixty-five years of age or older who has an adjusted gross income computed for federal income tax purposes of less than six thousand dollars, over the amount the taxpayer paid in 1971, then the amount of taxes to be paid by such taxpayer shall be reduced to the level of taxes paid in the year 1971 and such taxpayer shall only be required to pay the amount of taxes equal to that amount paid in the year 1971.”

A non-record roll call was requested.

The ayes were 58, nays 26.

The amendment was adopted.

Varley of Adair, District 84, offered the following amendment filed by him and moved its adoption:

Amend House File 654 as follows:

1. Page 11, by striking lines 2 through 35, inclusive.
2. Page 12, by striking line 1.
3. Page 12, by striking from lines 3 and 4 the words “, and the school district withholding tax,”.
4. Page 1 line 3, by striking the words “including withholding tax”.

The amendment was adopted.

**MOTION TO RECONSIDER DEFERRED**  
(Lipsky Amendment)

Welden of Hardin, District 32, moved to reconsider the vote by which the Lipsky amendment was adopted.

Varley of Adair asked and received unanimous consent that the motion to reconsider be deferred.

The committee of the whole resumed consideration of amendments 4, 5, 6 and 7 of the Holden amendment.

## Committee of the Whole

Holden of Scott, District 75, moved the adoption of amendment 4, lines 40 through 52 of his amendment.

Amendment 4 was adopted.

Holden of Scott, District 75, moved the adoption of amendments 5, 6 and 7, lines 53 through 71 of his amendment.

Amendments 5, 6 and 7 were adopted.

Lipsky of Linn, District 46, offered the following amendment filed in the committee of the whole and moved its adoption :

Amend House File 654, page 14, line 25, by adding after the period the following:

In addition, the board of directors, within four months after the vote, shall submit to the school budget review committee a proposal to reorganize with adjacent school district or districts, If the proposal is approved by the committee, the proposal shall be submitted to the electors in the affected districts within four months following committee approval. If the proposal is rejected by the committee, the committee shall recommend a plan to be submitted to the voters within four months.

Roll call was requested by Lipsky of Linn, District 46, and Hill of Polk, District 62.

On the question "Shall the amendment be adopted?"

The ayes were, 36:

Alt	Ellsworth	Kennedy	Schwartz
Anania	Franklin	Kreamer	Schwieger
Blouin	Gluba	Larson	Shaw
Bray	Hansen	Lipsky	Skinner
Clark	Hill	Mayberry	Stanley
Drake	Holden	McCormick	Uban
Dunton	Jesse	Moffitt	Varley
Edelen	Johnston	Nystrom	Wells
Egenes	Kelly	Pelton	Willits

The nays were, 53:

Andersen	Grassley	Patton	Stokes
Bergman	Husak	Pellett	Strand
Camp	Kehe	Pierson	Stromer
Campbell	Knoblauch	Priebe	Strothman
Christensen	Kruse	Radl	Taylor
Cochran	Logemann	Rex	Tieden
Curtis	McElroy	Rodgers	Trowbridge
Den Herder	Mendenhall	Roorda	Waugh
Dougherty	Menefee	Sargisson	Welden
Doyle	Middleswart	Schmeiser	Winkelman
Fischer, H. O.	Miller	Scott	Wyckoff
Fisher, C. R.	Monroe	Siglin	Mr. Speaker
Freeman	Nielsen	Sorg	(Millen)
Goode	Norpel		

## Committee of the Whole

Absent or not voting, 11:

Bennett	Harbor	Lawson	Small
Ewell	Kinley	Mollett	Wirtz
Hamilton	Knoke	Schroeder	

The amendment lost.

Varley of Adair, District 84, asked and received unanimous consent that the committee of the whole now rise.

The House reconvened, Speaker pro tempore Millen in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 302, a bill for an act relating to the reporting of motor vehicle accidents.

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

Senate File 425, a bill for an act to legalize the proceedings of the town council of the Town of Peterson, Clay County, Iowa.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 197, a bill for an act relating to taxation and regulation of rural electric cooperatives.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 197

- 1 Amend House File 197 as follows:
- 2 1. Page 3, line 2, by inserting after the word "be" the
- 3 words "valued, assessed and".
- 4 2. Page 3, line 2, by striking the word "as" and inserting
- 5 in lieu thereof the words "in the manner".
- 6 3. Page 3, line 2, by striking the word "herein" and insert-
- 7 ing in lieu thereof the words "for valuation, assessment
- 8 and taxation of transmission lines under this Act".
- 9 4. Page 3, line 3, by adding after the word "service" the
- 10 words "to premises of existing customers as of the effective
- 11 date of this Act or to premises of customers included by
- 12 subsequent annexation or incorporation".
- 13 5. Page 3, line 5, by inserting after the word "lines" the
- 14 words "used to serve the premises of such existing customers
- 15 shall be exchanged or".
- 16 6. Page 3, line 12, by inserting after the word "to" the
- 17 words "all ordinances of the city or town including".



## HOUSE FILE 615 REREFERRED

Grassley of Butler, District 10, asked and received unanimous consent that **House File 615**, presently on the appropriations calendar, be rereferred to the committee on **appropriations**.

OBJECTION TO HOUSE FILE 205 ON  
NONCONTROVERSIAL CALENDAR

MR. SPEAKER: We, the undersigned, do hereby request the removal of House File 205 from the noncontroversial calendar.

MILLEN of Van Buren, District 99  
CAMPBELL of Washington, District 89  
GRASSLEY of Butler, District 10  
STROMER of Hancock, District 8  
PIERSON of Mahaska, District 87

REPORT OF CONFERENCE COMMITTEE  
ON HOUSE FILE 369

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 House File 369, an act relating to fees for census searches charged by the Iowa department of history and archives, respectfully submit the following recommendations:

1. That the Senate amendment to House File 369 be amended as follows:

1. By striking from line 3 the word "If".
2. By striking lines 4 through 8, inclusive, and inserting in lieu thereof the following:

*"In addition to the three dollar fee, if the request for a search of census records is for the purpose of determining genealogy, the curator shall require a deposit of ten dollars and shall charge to the person requesting the search the actual cost of performing the search. If the actual cost of performing the search is less than ten dollars, the curator shall refund to the person requesting the search the difference between the actual cost and the ten dollar deposit. If the actual cost of performing the search exceeds ten dollars, the curator shall inform the person requesting the search of the additional amount due, and shall forward the results of the search upon receipt of the additional amount. All fees collected".*

2. That the House of Representatives concur in the Senate amendment.

On the part of the Senate:

EDWARD E. NICHOLSON, Chairman  
JAMES A. POTGETER  
ROGER J. SHAFF  
MINNETTE F. DODERER

On the part of the House:

EDGAR H. HOLDEN, Chairman  
GEORGE N. PIERSON  
HERBERT L. CAMPBELL  
JAMES H. SCHWARTZ

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption :

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 78, 210, 225, 257, 277, 312, 347 and House Files 29, 505, 551 and 570.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 78, 210, 225, 257, 277, 312, 347 and House Files 29, 505, 551 and 570.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report :

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of April, 1971, sent to the Governor for his approval: House Files 29, 505, 551 and 570.

ELIZABETH R. MILLER, Chairman

Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 22, 1971, he approved and transmitted to the Secretary of State the following bills :

House File 505, an act relating to the fees charged for insurance agent licenses.

House File 570, an act relating to the collection of sales and use taxes.

## REPORTS OF COMMITTEES

Christensen of Union, District 95, from the committee on law enforcement, submitted the following report :

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 571**, a bill for an act relating to obscenity and indecent material, declaring certain acts to be unlawful, and providing penalties, begs leave to report that it has had the same under consideration and has instructed me

to report the same back to the House with the recommendation that the same **do pass**.

PERRY L. CHRISTENSEN, Ranking Member

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 537**, a bill for an act relating to the age requirement for marriage, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 546**, a bill for an act relating to contempt actions in paternity cases, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 565**, a bill for an act to legalize and validate the proceedings of the city council of the City of Windsor Heights and the city council of the City of Clive, in the County of Polk, State of Iowa, in adopting an intergovernmental corporation boundary agreement and establishing a portion of their common corporation boundary line and in taking action in reliance thereon, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES PELTON, Chairman

Fisher of Greene, District 56, from the committee of state government, submitted the following reports:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 253**, a bill for an act relating to exemptions from the merit system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 463**, a bill for an act relating to emergency succession and emergency location of state and local governments, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

Also:

MR. SPEAKER: Your committee on state government, to whom was referred **House File 597**, a bill for an act relating to the management of state

records, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

### AMENDMENTS FILED

1 Amend House File 241 by adding the following  
2 new sections:

3 1. Section three hundred twenty-one point  
4 two hundred eighty-one (321.281), Code 1971, is  
5 hereby amended by inserting after paragraph one (1)  
6 the following:

7 In lieu of or prior to imposition of the punish-  
8 ment above described for the first offense, the  
9 court may withhold sentencing while the defendant  
10 attends, at his own expense, a course operated  
11 under the supervision of the department of public  
12 safety for the purpose of rehabilitation of the  
13 drinking driver. Upon proof to the court that the  
14 defendant has satisfactorily completed the course,  
15 the court may suspend part or all of the penalties  
16 applicable to first offenders in this section and  
17 section three hundred twenty-one point two hundred  
18 nine (321.209) of the Code and may place the defendant on  
19 probation for a period of one year.

20 2. Section eighty point nineteen (80.19),  
21 Code 1971, is hereby amended by adding thereto the  
22 following:

23 The commissioner shall, in cooperation with each  
24 area school board of directors, establish and  
25 supervise one course of instruction in each  
26 area for the purpose of rehabilitating the  
27 drinking driver. A tuition fee sufficient to  
28 cover the cost of the course of instruction,  
29 but not exceeding fifty dollars, shall be  
30 designated by the commissioner and charged  
31 each enrollee.

32 3. Chapter two hundred eighty A (280A),  
33 Code 1971, is hereby amended by adding thereto the  
34 following new section:

35 Each merged area school in cooperation with the  
36 commissioner of public safety shall establish  
37 and operate one course of instruction for the  
38 purpose of rehabilitating the drinking  
39 driver. A tuition fee shall be charged each  
40 enrollee as provided in section eighty point  
41 nineteen (80.19) of the Code.

PELTON of Clinton, District 74  
LIPSKY of Linn, District 46  
KNOKE of Pottawattamie, District 79  
SCHROEDER of Pottawattamie, District 54  
DRAKE of Muscatine, District 71  
HANSEN of Black Hawk, District 37

GLUBA of Scott, District 76  
 VARLEY of Adair, District 84  
 CAMP of Clinton, District 73  
 SMALL of Johnson, District 69  
 EGENES of Story, District 33  
 ANDERSEN of Woodbury, District 23  
 HILL of Polk, District 62  
 SKINNER of Polk, District 60  
 RADL of Linn, District 43  
 KENNEDY of Chickasaw, District 11  
 SCHWIEGER of Black Hawk, District 40

1 Amend House File 563 as follows:

2 1. By adding the following new section:

3 "The provisions of chapter four hundred  
 4 ninety A (490A) of the Code shall be fully applicable  
 5 to all gasworks and electric light and power plants  
 6 and system property of a public authority and  
 7 member municipalities formed under chapter twenty-  
 8 eight E (28E), of the Code."

KEHE of Bremer, District 12  
 FISCHER of Grundy, District 35

1 House File 654 is amended as follows:

2 1. Page 19, by inserting after line 20 the following  
 3 new section:

4 Sec. 28. SALES TAX CREDIT.

5 1. Every resident individual who files an individual  
 6 income tax return for the calendar year 1971, or for a  
 7 fiscal year beginning after January 1, 1971 but not later  
 8 than December 31, 1971, shall be entitled to a sales tax  
 9 refund for the calendar or fiscal year, whether or not  
 10 the resident individual is required to file a personal  
 11 income tax return or pay the tax. The amount of refund  
 12 shall be computed in accordance with the following table:

13 If the gross income of the resident individual and  
 14 his spouse is less than four thousand dollars, the refund  
 15 allowed to the resident individual is as follows:

16 One exemption .....	\$40.00
17 Two exemptions .....	51.00
18 Three exemptions .....	56.00
19 Four or more exemptions .....	63.00

20 2. No resident individual shall be eligible to claim  
 21 the sales tax refund if the individual has been claimed  
 22 as a dependent on another resident individual's Iowa  
 23 individual income tax return. The term "gross income"  
 24 means gross receipts or income, whether taxable or non-  
 25 taxable, for one resident individual and his spouse.  
 26 Nothing shall be deducted or excluded from the gross  
 27 income in determining whether people are eligible for  
 28 the sales tax refund in this Act.

29 The term "resident individual" means a person who has  
 30 resided in the state for the full taxable year.

31 3. The department of revenue shall promulgate rules  
 32 and regulations with respect to the refunds for this

33 section including the manner and requirements for claim-  
 34 ing credit for or refund of the amount thereof in the  
 35 same manner as state income tax refunds, and in accor-  
 36 dance with the provisions of sections four hundred  
 37 twenty-two point sixteen (422.16) and four hundred  
 38 twenty-two point seventy-four (422.74) of the Code.

39 2. Page 1, line 6, by inserting after the word "tax"  
 40 the words "and providing for a sales tax credit".

FREEMAN of Buena Vista, District 15  
 ROORDA of Jasper, District 67  
 ELLSWORTH of Dubuque, District 50

1 Amend House File 654 as follows:

2 1. Page 19, by inserting after line 20 the following  
 3 new section:

4 "Section four hundred twenty-seven point one (427.1),  
 5 subsection nine (9), Code 1971, is amended as follows:

6 9. PROPERTY OF RELIGIOUS, LITERARY, AND CHARITABLE

7 SOCIETIES. All grounds and buildings used or under con-  
 8 struction by literary, scientific, charitable, benevolent,  
 9 agricultural, and religious institutions and societies  
 10 solely for their appropriate objects, [not exceeding three  
 11 hundred twenty acres in extent and not leased or otherwise  
 12 used or under construction with a view to pecuniary pro-  
 13 fit] *except property from which rental income is*  
 14 *derived*. All deeds or leases by which such property is  
 15 held shall be filed for record before the property herein  
 16 described shall be omitted from the assessment. All such  
 17 property shall be listed upon the tax rolls of the dis-  
 18 trict or districts in which it is located and shall have  
 19 ascribed to it an actual fair market value and an assessed  
 20 or taxable value, as contemplated by section 441.21,  
 21 whether such property be subject to a levy or be exempted  
 22 as herein provided and such information shall be open to  
 23 public inspection."

24 2. Page 1, line 5, by inserting after the word  
 25 "penalties," the words "relating to property tax exemp-  
 26 tions,".

FREEMAN of Buena Vista, District 15  
 CHRISTENSEN of Union, District 95  
 TIEDEN of Clayton, District 14

1 Amend House File 654 as follows:

2 1. Page 17, line 21, by adding after the word  
 3 "amounts" the words "*except as herein provided*,".

4 2. Page 17, line 32, by adding after the period the  
 5 following:

6 "*If any city or town is levying its maximum amount*  
 7 *allowed by law, the county board of supervisors shall*  
 8 *take action to provide joint county-city services for*  
 9 *such city and the county by entering into a cooperative*  
 10 *agreement pursuant to chapter twenty-eight E (28E) of the*  
 11 *Code or through metropolitan planning. If the county*  
 12 *board of supervisors fails to take such action, the*

13 *moneys apportioned to the county pursuant to this section*  
 14 *shall be apportioned to the cities and towns of the*  
 15 *counties in the manner provided by this section."*

LIPSKY of Linn, District 46

1 Amend the Priebe and Skinner amendment to House File  
 2 654, by striking from page 13 the following:  
 3 "1. Fifty percent to the basic school tax  
 4 equalization fund of the basic school tax unit from  
 5 which the tax is collected, to be distributed in the  
 6 same manner as other funds in the basic school tax  
 7 equalization fund.  
 8 2. Thirty percent to the general fund of the city  
 9 or town from which the tax is collected.  
 10 3. Twenty percent to the general fund of the  
 11 county from which the tax is collected."  
 12 and by inserting in lieu thereof the following:  
 13 "1. Fifty percent to the general fund of the city  
 14 or town from which the tax is collected.  
 15 2. Forty percent to the general fund of the county  
 16 from which the tax is collected."

PRIEBE of Kossuth, District 6

1 Amend House File 654 as follows:  
 2 1. By adding the following new sections:  
 3 (1) "Section four hundred twenty-five point one  
 4 (425.1), subsection four (4), Code 1971, is amended as  
 5 follows:  
 6 4. Annually the department of revenue shall estimate  
 7 the millage credit not to exceed [twenty-five] *fifty* mills  
 8 to be given to each dollar of eligible homestead valuation  
 9 based upon the estimated revenue that may be dis-  
 10 tributable from the homestead credit fund for the ensuing  
 11 year, and shall certify to the county auditor of each  
 12 county such millage credit and the amount in dollars  
 13 thereof. Each county auditor shall then enter such credit  
 14 against the tax levied on each eligible homestead in each  
 15 county payable during the ensuing year, designating on  
 16 the tax lists such credit as being from the homestead  
 17 credit fund, and credit shall then be given to the several  
 18 taxing districts in which such eligible homesteads are  
 19 located in an amount equal to the credits allowed on the  
 20 taxes of such homesteads. The amount of said credits  
 21 shall be apportioned by each county treasurer to the  
 22 several taxing districts as provided by law, in the same  
 23 manner as though the amount of the credit had been paid  
 24 by the owners of said homesteads; provided, however, that  
 25 the several taxing districts shall not be permitted to  
 26 draw the funds so credited until after the semiannual  
 27 allocations have been received by the county treasurer,  
 28 as provided in this chapter. Each county treasurer shall  
 29 show on each tax receipt the amount of credit received  
 30 from the homestead credit fund."  
 31 (2) "Section four hundred twenty-five point one  
 32 (425.1), subsection five (5), unnumbered paragraph one

33 (1), Code 1971, is amended as follows:

34 In addition to the homestead credit of [twenty-five]  
 35 fifty mills on twenty-five hundred dollars of assessed  
 36 valuation allowable under this chapter, in the event the  
 37 owner, as defined in this chapter, is over sixty-five  
 38 years of age, or is totally disabled, and provided that  
 39 his Iowa net income, as defined in section 422.7, plus  
 40 interest and dividends from federal securities and income  
 41 from social security and other tax-exempt retirement or  
 42 pension plans, when included with that of the spouse,  
 43 brother, sister, son, daughter, if any, living with the  
 44 claimant, is less than three thousand five hundred dollars  
 45 for the last twelve-month income tax accounting period,  
 46 there shall be credited by the county auditor on such  
 47 owner's eligible homestead, an amount equal to but not  
 48 exceeding the amount calculated as provided in this  
 49 section."

50 2. Page 1, line 5, by inserting after the word  
 51 "penalties," the words "increasing the homestead tax  
 52 credit,".

NORPEL of Jackson, District 52

1 Amend House File 654 as follows:

2 1. By striking all of page 6.

3 2. Page 7, by striking all of lines 1 through 10,  
 4 inclusive.

5 3. Page 7, by striking all of line 12 and insert-  
 6 ing in lieu thereof the words "TAX. The".

7 4. Page 7, by striking from lines 22, 23, and 24  
 8 the words "the amount which would have been received  
 9 by the district from the additional tax on industrial  
 10 and utility property,".

FISCHER of Grundy, District 35

1 Amend House File 654 as follows:

2 1. Strike page 2 and lines 1 through 20, inclusive,  
 3 of page 3, and insert in lieu thereof the following:

4 Section 1. SCHOOL FOUNDATION PROGRAM. This Act  
 5 establishes a school foundation program. Each public  
 6 school district in the state is entitled to receive  
 7 from the state during each school year a per pupil  
 8 amount equal to the amount by which the school foundation  
 9 base for that school year exceeds the amount per pupil  
 10 which will be raised by the school foundation property  
 11 tax levied in the district during that school year.

12 Sec. 2. SCHOOL FOUNDATION BASE.

13 1. The school foundation base for the 1972-1973  
 14 school year is the sum of the following components,  
 15 each modified by the percentage growth factor for that  
 16 school year:

17 a. A flat grant from the state of three hundred  
 18 twenty-five dollars per pupil.

19 b. An amount of three hundred fifty dollars per  
 20 pupil, to be raised primarily by school foundation  
 21 property tax to be levied in the school district during



22 that school year.

23 2. Prior to July first each year commencing in 1972,  
24 the state comptroller shall compute the percentage  
25 growth factor for each of the two component parts of  
26 the school foundation base, as follows:

27 a. Determine the percent of increase or decrease  
28 in state revenue from taxes, adjusted for changes in  
29 rates or basis, for each year of the last three calendar  
30 years for which accurate figures are available, and  
31 divide the total by three. The result is the percentage  
32 growth factor for the flat grant component.

33 b. Determine the percent of increase or decrease  
34 in the assessed valuation of taxable property in the  
35 state, adjusted for statewide changes in assessment  
36 practices, for each year of the last three calendar  
37 years for which accurate figures are available, and  
38 divide the total by three. The result is the percentage  
39 growth factor for the property tax component.

40 c. In the determinations required under paragraphs  
41 a and b of this subsection, if there is an average  
42 decrease there will be a negative growth factor.

43 3. For the 1972-1973 school year, the state  
44 comptroller shall determine the actual school foundation  
45 base by multiplying each of the component amounts listed  
46 in subsection one (1) of this section by its percentage  
47 growth factor for that school year, and adding the  
48 product obtained in each case to that component amount.  
49 The two component amounts so modified constitute the  
50 current school foundation base for the 1972-1973 school  
51 year.

52 4. For each subsequent school year, the state  
53 comptroller shall determine the actual school foundation  
54 base by multiplying each of the component amounts of  
55 the current school foundation base by the applicable  
56 percentage growth factor for that school year, and  
57 adding the product obtained in each case to that  
58 component amount. The two current component amounts  
59 so modified constitute the current school foundation  
60 base for the subsequent year.

61 Sec. 3. SCHOOL FOUNDATION BASE COMPONENTS. As used  
62 in this Act, unless otherwise indicated, references  
63 to the school foundation base, to that flat grant  
64 component, or to the property tax component, mean the  
65 base or its components as modified by the comptroller  
66 for the applicable school year, as provided in section  
67 two (2) of this Act.

68 Sec. 4. SCHOOL FOUNDATION PROPERTY TAX AND STATE  
69 SUPPLEMENT. Beginning with the 1972-1973 school year,  
70 each public school district shall certify for its general  
71 fund budget each year a foundation property tax of  
72 thirty mills per dollar of assessed valuation on all  
73 taxable property within the school district. However,  
74 no school district shall certify a school foundation  
75 property tax for any year higher than necessary to

76 raise a per pupil amount equal to the amount of the  
77 property tax component of the school foundation base  
78 for the budget year.

79 A school district which cannot raise a per pupil  
80 amount equal to the amount of the property tax component  
81 of the school foundation base for the budget year, by  
82 a levy of thirty mills or less, is entitled to receive  
83 from the state during that school year, as state  
84 foundation property tax supplement, a per pupil amount  
85 equal to the difference between the amount which will  
86 be raised by a thirty mill levy in the district, and  
87 the amount of the property tax component of the school  
88 foundation base for the budget year.

89 Not later than June first each year, each county  
90 auditor shall certify to each school district within  
91 the county the assessed valuation of taxable property  
92 within that district, and shall certify to the state  
93 comptroller and the department of public instruction  
94 the assessed valuation of taxable property in each  
95 school district within the county.

96 Sec. 5. COMPUTATION AND PAYMENT OF STATE AID. Prior  
97 to July fifteenth each year, the state comptroller shall  
98 determine an accurate approximation of the amount of  
99 state school aid to be paid to each school district  
100 in the state, as provided in sections one (1) through  
101 four (4) of this Act, including the flat grant component  
102 of the school foundation base and the state foundation  
103 property tax supplement, and shall certify the estimated  
104 amount to each school district for use in preparing budgets.

105 As soon as possible each year, the state comptroller  
106 shall compute the actual amount due each school district  
107 in the state under the provisions of sections one (1)  
108 through four (4) of this Act, and shall pay the amount  
109 due to each school district in three approximately equal  
110 installments to be paid on approximately the first days  
111 of November, February, and May of each school year.  
112 However, if the amount appropriated for state school  
113 aid for a school year is insufficient to pay in full  
114 the amounts computed by the state comptroller to be  
115 due to each school district, then the amount paid to  
116 each school district shall be reduced by the state comp-  
117 troller in the proportion that the total amount  
118 appropriated is to the total amount due to all school  
119 districts in the state.

120 All moneys received by a school district from the  
121 state under the provisions of this section shall be  
122 deposited in the school district's general fund, and  
123 may be used for any school general fund purposes.

124 2. Page 5, strike lines 6 through 35, inclusive.

125 3. Page 6, strike from lines 8 and 9 the words  
126 "property tax levied that year, and from state aid based  
127 on the foundation formula" and insert in lieu thereof  
128 the word "base".

129 4. Page 7, lines 20, 21, and 22, strike the words

130 "property tax, the state aid that would have been re-  
131 ceived under the school foundation formula for that  
132 school year" and insert in lieu thereof the words and  
133 figure "base provided in section two (2) of this Act".

134 5. Page 7, lines 29, 30, and 31, strike the words  
135 and figures "the total Iowa net income as defined in  
136 section four hundred twenty-two point seven (422.7)  
137 of the Code,".

138 6. Page 8, strike lines 6 through 35, inclusive,  
139 and page 9, strike lines 1 through 30, inclusive, and  
140 insert in lieu thereof the following:

141 3. Determine sixty-five percent of the net amount  
142 determined in subsection one (1) of this section. The  
143 millage rate necessary to raise this sixty-five percent  
144 amount if spread at a uniform rate over all taxable  
145 property within the district is the additional school  
146 district property tax for other than industrial and  
147 utility property, for the 1972-1973 school year.

148 4. Determine thirty-five percent of the net amount  
149 determined in subsection one (1) of this section, and  
150 divide this thirty-five percent amount by the total  
151 state individual income tax in the district as deter-  
152 mined in subsection two (2) of this section. The  
153 quotient obtained is the rate of school district in-  
154 come tax and is hereby imposed as a surtax on the amount  
155 of state income tax paid on incomes earned in 1971 for  
156 the 1972-1973 school year and on state income tax paid  
157 on incomes earned in 1972 for the 1973-1974 school year.  
158 However, the surtax rate shall not exceed fifty percent,  
159 and any part of the net amount to be raised under this  
160 section which cannot be raised by a surtax of fifty  
161 percent or less, shall be added to the amount to be  
162 raised under subsection three (3) of this section.  
163 The surtax for the 1974-1975 school year and every  
164 school year thereafter and the additional school district  
165 property tax levy on other than industrial and utility  
166 property for the 1972-1973 school year and every school  
167 year thereafter shall be determined by the state  
168 comptroller in the manner set forth in subsection five  
169 (5) of this section.

170 5. a. Determine the total amount needed for the  
171 school district's general fund budget for the current  
172 year less anticipated receipts from all sources except  
173 the additional school district property tax on other  
174 than industrial and utility property and the school  
175 district income tax.

176 b. Determine the total assessed valuation of tax-  
177 able property in the school district for the current  
178 calendar year, and the total state individual income  
179 tax and school district income tax collected from the  
180 district as shown on the individual tax returns of  
181 individuals residing in the school district on December  
182 thirty-first of the most recently completed calendar

183 year or at the time of filing for those on other than  
 184 a calendar year basis and filing within the most recently  
 185 completed calendar year. The director of revenue shall  
 186 report to the state comptroller the amount of state  
 187 individual income tax and school district income tax  
 188 collected for the current school year on or about October  
 189 twentieth of the current school year.

190 c. Subtract the school district income tax deter-  
 191 mined in paragraph b of this subsection from the amount  
 192 obtained in paragraph a of this subsection. The millage  
 193 rate necessary to raise this net amount if spread at  
 194 a uniform rate over all taxable property in the district  
 195 is the additional school district property tax for other  
 196 than industrial and utility property, to be levied in  
 197 the current school year.

198 d. Determine the amount to be raised by the tax  
 199 to be levied under the provisions of paragraph c of  
 200 this subsection, and determine an amount which is in  
 201 a ratio of thirty-five to sixty-five with that amount.  
 202 The second amount is the amount to be raised by the  
 203 school district income surtax. Divide this amount by  
 204 the amount of state individual income tax determined  
 205 in paragraph b of this subsection to determine the  
 206 surtax to be imposed on the incomes earned during the  
 207 current calendar year. However, the surtax rate shall  
 208 not exceed fifty percent, and any part of the net amount  
 209 to be raised under this paragraph which cannot be raised  
 210 by a surtax of fifty percent or less, shall be added  
 211 to the amount to be raised under paragraph c of this  
 212 subsection. The state comptroller shall certify to  
 213 the director of revenue on or about June first of each  
 214 year, or as soon as possible if the school budget is  
 215 subject to an election as provided in section eighteen  
 216 (18) of this Act, the surtax to be imposed for each  
 217 school district on the incomes earned during that year  
 218 of all individuals residing in the school district on  
 219 December thirty-first of the current calendar year,  
 220 or at the time of filing for those on other than a  
 221 calendar year basis and filing within the current  
 222 calendar year.

223 7. Page 12, strike lines 10 through 35, strike page  
 224 13, and strike lines 1 through 25 on page 14.

225 8. Page 12, insert after line 9 the following new  
 226 section:

227 **Sec. 17. REFERENDUM ON EXCESS EXPENDITURES.** If  
 228 the general fund budget of any school district includes  
 229 expenditures of more than one hundred ten percent of  
 230 the state average general fund expenditure per pupil  
 231 in average daily membership, the school board shall  
 232 submit to the voters of the school district at the next  
 233 regular school election, the question of whether the  
 234 excess expenditures are acceptable to the voters, or  
 235 whether the school board shall be directed to reduce

236 expenditures or reorganize the district. The question  
237 submitted to the voters shall state clearly the  
238 percentage by which the budgeted general fund  
239 expenditures exceed the state average general fund  
240 expenditure per pupil, and shall require the voters  
241 to state whether the school board shall be directed  
242 to reorganize the district unless the budgeted general  
243 fund expenditures for the following school year are  
244 reduced.

245 If a majority of those voting favors reorganization  
246 of the school district unless general fund expenditures  
247 are reduced, and if the budgeted general fund  
248 expenditures for the next following school year are  
249 more than one hundred ten percent of the state average  
250 general fund expenditures per pupil in average daily  
251 membership, the school board shall again submit to the  
252 voters of the school district, at the regular school  
253 election during that year, the question of whether the  
254 excess expenditures are acceptable to the voters, or  
255 whether the school board shall be required to reduce  
256 expenditures or reorganize the district. The question  
257 submitted to the voters shall state clearly the  
258 percentage by which the school district's budgeted  
259 general fund expenditures exceed the state average  
260 general fund expenditure per pupil, and shall require  
261 the voters to state whether the school board shall be  
262 required to reorganize the school district unless the  
263 expenditures are reduced.

264 If a majority of those voting favors requiring re-  
265 organization of the school district unless general fund  
266 expenditures are reduced, and if the school board is  
267 unable to reduce the budgeted general fund expenditures  
268 for the next following school year to less than one  
269 hundred ten percent of the state average general fund  
270 expenditures per pupil, the school board shall, prior  
271 to July first following the second election, submit  
272 to the county board of education a plan for  
273 reorganization as provided in chapter two hundred  
274 seventy-five (275) of the Code, and the county board  
275 shall proceed to carry out a reorganization of the  
276 school district under the provisions of chapter two  
277 hundred seventy-five (275) of the Code. However, the  
278 petition of the voters required in section two hundred  
279 seventy-five point twelve (275.12), subsection one (1),  
280 of the Code, is not required, but the petition shall  
281 be made by the board of directors of the school district.  
282 The plan submitted by the school board may be modified  
283 by the county board of education. In making a  
284 determination of division of assets and liabilities  
285 after reorganization, as provided in section two hundred  
286 seventy-five point twenty-nine (275.29) of the Code,  
287 the boards shall, if practicable, assign bonded  
288 indebtedness to the school district which retains the  
289 use of the buildings for which the bonded indebtedness

290 was incurred.

291 9. Renumber sections and correct internal references

292 to section numbers as necessary.

STROMER of Hancock, District 8  
 LOGEMANN of Worth, District 7  
 WINKELMAN of Calhoun, District 26  
 CURTIS of Cherokee, District 25  
 TAYLOR of Dubuque, District 51  
 NIELSEN of Shelby, District 53  
 SCHROEDER of Pottawattamie, District 54  
 STOKES of Plymouth, District 2  
 TROWBRIDGE of Floyd, District 9  
 FISHER of Greene, District 56  
 FREEMAN of Buena Vista, District 15  
 WIRTZ of Palo Alto, District 16  
 CHRISTENSEN of Union, District 95  
 FISCHER of Grundy, District 35  
 KRUSE of O'Brien, District 4  
 REX of Hamilton, District 31  
 PIERSON of Mahaska, District 87  
 NYSTROM of Boone, District 55  
 EDELEN of Emmet, District 5  
 BERGMAN of Osceola, District 3  
 WAUGH of Monona, District 27  
 STRAND of Poweshiek, District 68  
 PELLETT of Cass, District 83  
 McELROY of Fremont, District 82

1 Amend House File 654 as follows:

2 1. Page 19, by adding after line 20 the following  
 3 new sections:

4 Sec. 28. Section four hundred twenty-two point  
 5 four (422.4), Code 1971, is amended by striking  
 6 subsection one (1) and inserting in lieu thereof the  
 7 following:

8 1. The words "net income" mean that portion of  
 9 a person's base income for a tax year which is  
 10 allocable under the provisions of section four hundred  
 11 twenty-two point eight (422.8), of the Code, less  
 12 the standard exemption allowed by section four hundred  
 13 twenty-two point nine (422.9) of the Code.

14 Sec. 29. Section four hundred twenty-two point  
 15 four (422.4), subsections three (3), four (4), seven  
 16 (7), ten (10), and seventeen (17), Code 1971, are  
 17 amended as follows:

18 3. The words "income year" mean the calendar year  
 19 or the fiscal year upon the basis of which the [net]  
 20 base income is computed under this division.

21 4. The words "tax year" mean the calendar year,  
 22 or the fiscal year ending during such calendar year,  
 23 upon the basis of which the [net] base income is computed  
 24 under this division.

25 7. The word "paid", for the purposes of the  
 26 deductions under this division, means "paid or accrued"  
 27 or "paid or incurred", and the terms "paid or incurred"

28 and "paid or accrued" shall be construed according  
29 to the method of accounting upon the basis of which  
30 the [net] base income is computed under this division.  
31 The term "received", for the purpose of the computation  
32 of [net] base income under this division, means "received  
33 or accrued", and the term "received or accrued" shall  
34 be construed according to the method of accounting  
35 upon the basis of which the [net] base income is computed  
36 under this division.

37 10. The word "individual" means a natural person;  
38 and where an individual is permitted to file as a  
39 corporation, under the provisions of the Internal  
40 Revenue Code of 1954, such fictional status shall  
41 not be recognized for purposes of this chapter, and  
42 such individual's [taxable] *adjusted gross* income shall  
43 be computed as required under the provisions of the  
44 Internal Revenue Code of 1954 relating to individuals  
45 not filing as a corporation, with the adjustments  
46 allowed by this chapter.

47 17. "Internal Revenue Code of 1954" means the  
48 Internal Revenue Code of 1954, as amended to and  
49 including January 1, [1970] 1971, and as further amended  
50 by the Tax Reform Act of 1969, including provisions  
51 therein to be later effective.

52 Sec. 30. Section four hundred twenty-two point  
53 five (422.5), Code 1971, is amended by striking the  
54 section and inserting in lieu thereof the following:

55 422.5 TAX IMPOSED. A tax is imposed upon every  
56 resident of this state, upon that part of the  
57 net income of any nonresident which is derived from  
58 any property, trust, or other source within this  
59 state, including any business, trade, profession,  
60 or occupation carried on within this state, which  
61 tax shall be levied, collected, and paid annually  
62 upon and with respect to the taxpayer's entire net  
63 income at rates as follows:

64 1. On the first one thousand dollars of net income,  
65 or any part thereof, one percent.

66 2. On the second thousand dollars of net income,  
67 or any part thereof, two percent.

68 3. On the third thousand dollars of net income,  
69 or any part thereof, three percent.

70 4. On the fourth and fifth thousand dollars of  
71 net income, or any part thereof, four percent.

72 5. On the sixth and seventh thousand dollars of  
73 net income, or any part thereof, five percent.

74 6. On the eighth and ninth thousand dollars of  
75 net income, or any part thereof, six percent.

76 7. On the tenth, eleventh, and twelfth thousand  
77 dollars of net income, or any part thereof, seven  
78 percent.

79 8. On the thirteenth, fourteenth, and fifteenth  
80 thousand dollars of net income, or any part thereof,  
81 eight percent.

82 9. On the sixteenth, seventeenth, and eighteenth  
83 thousand dollars of net income, or any part thereof,  
84 nine percent.

85 10. On the nineteenth, twentieth, and twenty-first  
86 thousand dollars of net income, or any part thereof,  
87 ten percent.

88 11. On the twenty-second thousand dollars of net  
89 income, or any part thereof, eleven percent, and on  
90 all net income in excess of twenty-two thousand  
91 dollars, eleven percent.

92 However, no tax shall be imposed on any resident  
93 or nonresident whose base income, as defined in section  
94 four hundred twenty-two point seven (422.7) of the  
95 Code, is three thousand dollars or less; but in the  
96 event that the payment of tax under this division  
97 would reduce the base income to less than three  
98 thousand dollars, then the tax shall be reduced to  
99 that amount which would result in allowing the tax-  
100 payer to retain a base income of three thousand  
101 dollars. The preceding sentence does not apply to  
102 estates or trusts. For the purpose of this paragraph,  
103 the entire base income, including any part not  
104 allocated to Iowa, shall be taken into account. If  
105 the combined base income of a husband and wife exceeds  
106 three thousand dollars, neither of them shall receive  
107 the benefit of this paragraph, whether they file a  
108 joint return or separate returns. An unmarried person  
109 under twenty-one years of age who is a dependent of  
110 his parent or parents as defined in the Internal  
111 Revenue Code of 1954, shall not receive the benefit  
112 of this paragraph if the combined base income of his  
113 parents exceeds three thousand dollars.

114 The provisions of this division apply to all  
115 salaries received by federal officials or employees  
116 of the United States government.

117 Sec. 31. Section four hundred twenty-two point  
118 six (422.6), Code 1971, is amended as follows:

119 422.6 INCOME FROM ESTATES OR TRUSTS. The tax  
120 imposed by section 422.5 shall apply to and become  
121 a charge against estates and trusts with respect to  
122 their [taxable] *net* income, and the rates shall be the  
123 same as those applicable to individuals. The fiduciary  
124 shall be responsible for making the return of income  
125 for the estate or trust for which he acts, whether  
126 such income be taxable to the estate or trust or to  
127 the beneficiaries thereon.

128 Sec. 32. Section four hundred twenty-two point  
129 seven (422.7), unnumbered paragraph one (1), Code  
130 1971, is amended as follows:

131 422.7 "[NET] *BASE INCOME*"—HOW COMPUTED. The term  
132 "[net] *base income*" means the adjusted gross income  
133 as properly computed for federal income tax purposes  
134 under the Internal Revenue Code of 1954, with the  
135 following adjustments:

136 Sec. 33. Section four hundred twenty-two point



137 seven (422.7), Code 1971, is amended by adding the  
138 following new subsections:

139 1. "Add an amount equal to fifty percent of the  
140 excess of the net long-term capital gain for the tax  
141 year over the net short-term capital loss for such  
142 year, to the extent deducted from gross income in  
143 the computation of adjusted gross income."

144 2. "Add an amount equal to the amount of tax  
145 imposed by this chapter to the extent deducted from  
146 gross income in the computation of adjusted gross  
147 income for the tax year."

148 3. "A resident of Iowa who is on active duty in  
149 the armed forces of the United States, as defined  
150 in the United States Code, title ten (10), section  
151 one hundred one (101), for more than six continuous  
152 months, shall not include any income received for  
153 such service performed after the effective date of  
154 this Act, in computing base income."

155 4. "Subtract an amount equal to all amounts  
156 included in adjusted gross income which are exempt  
157 from taxation by this state, either by reason of its  
158 constitution or by reason of the constitution,  
159 treaties, or statutes of the United States."

160 Sec. 34. Section four hundred twenty-two point  
161 eight (422.8), unnumbered paragraph one (1) and  
162 subsections two (2) and three (3), Code 1971, are  
163 amended as follows:

164 422.8 ALLOCATION OF INCOME EARNED IN IOWA AND  
165 OTHER STATES. Under rules and regulations prescribed  
166 by the director, [net] *base* income of individuals,  
167 estates and trusts shall be allocated as follows:

168 2. In the case of nonresident taxpayers, if any  
169 [net] *base* income is received from a business, trade,  
170 profession, or occupation carried on partly within  
171 and partly without the state of Iowa, only such portion  
172 of said [net] *base* income as is fairly and equitably  
173 attributable to that part of the business, trade,  
174 profession, or occupation carried on within the state  
175 of Iowa shall be allocated to Iowa; income from any  
176 property, trust, estate or other source within Iowa  
177 shall be allocated to Iowa, except that annuities,  
178 interest on bank deposits and interest-bearing  
179 obligations, and dividends shall be allocated to Iowa  
180 only to the extent to which the same are derived from  
181 a business, trade, profession, or occupation carried  
182 on within the state of Iowa.

183 3. [Taxable] *Base* income of resident and nonresident  
184 estates and trusts shall be allocated in the same  
185 manner as individuals.

186 Sec. 35. Section four hundred twenty-two point  
187 nine (422.9), Code 1971, is amended by striking the  
188 section and inserting in lieu thereof the following:

189 "In computing net income under this chapter, there  
190 shall be allowed as an exemption, the sum of the

191 amounts determined under subsections one (1) and two  
192 (2) of this section, multiplied by a fraction, the  
193 numerator of which is the amount of the person's base  
194 income allocable to this state for the tax year, as  
195 determined pursuant to section four hundred twenty-  
196 two point eight (422.8) of the Code, and the  
197 denominator of which is the person's total base income  
198 for the tax year.

199 1. Each person shall be allowed a basic exemption  
200 of one thousand dollars.

201 2. Persons other than fiduciaries shall be allowed  
202 an additional amount of one thousand dollars for each  
203 exemption in excess of one allowable to such person  
204 for the tax year under section one hundred fifty-one  
205 (151) of the Internal Revenue Code of 1954.

206 3. If a husband and wife file separate state  
207 returns, each must take at least his own basic  
208 exemption of one thousand dollars on his separate  
209 return."

210 Sec. 36. Section four hundred twenty-two point  
211 twelve (422.12), Code 1971, is repealed.

212 Sec. 37. Section four hundred twenty-two point  
213 thirteen (422.13), subsections one (1) and two (2),  
214 Code 1971, are amended as follows:

215 1. Every resident of Iowa who is required to file  
216 a federal income tax return under the Internal Revenue  
217 Code of 1954, or who has a [net] *base* income of one  
218 thousand dollars or more for the tax year from sources  
219 taxable under this division, shall make [and sign],  
220 *sign, and file* a return.

221 2. Every nonresident who is required to file a  
222 federal income tax return under the Internal Revenue  
223 Code of 1954 and who has a [net] *base* income of one  
224 thousand dollars or more for the tax year from sources  
225 taxable under this division, shall make [and sign],  
226 *sign, and file* a return.

227 Sec. 38. Section four hundred twenty-two point  
228 fourteen (422.14), subsection one (1), Code 1971,  
229 is amended as follows:

230 1. Every fiduciary subject to taxation under the  
231 provisions of this division, as provided in section  
232 422.6, shall make [and sign], *sign, and file* a return  
233 for the individual, estate or trust for whom or for  
234 which he acts, if the [taxable] *base* income thereof  
235 amounts to [six hundred] *one thousand* dollars or more.  
236 A nonresident fiduciary shall file a copy of the  
237 federal income tax return for the current tax year  
238 with the return required by this section.

239 Sec. 39. Section four hundred twenty-two point  
240 twenty-one (422.21), unnumbered paragraph one (1),  
241 Code 1971, is amended as follows:

242 422.21 FORM AND TIME OF RETURN. Returns shall  
243 be in such form as the director may, from time to  
244 time, prescribe, and shall be filed with the department

245 on or before the last day of the fourth month after  
246 the expiration of the tax year. In case of sickness,  
247 absence, or other disability, or whenever good cause  
248 exists, the director may allow further time for filing  
249 returns. The director shall cause to be prepared  
250 blank forms for said returns and shall cause them  
251 to be distributed throughout the state and to be  
252 furnished upon application, but failure to receive  
253 or secure the form shall not relieve the taxpayer  
254 from the obligations of making any return herein  
255 required. The department may as far as consistent  
256 with the provisions of the Code so draft income tax  
257 forms as to conform to the income tax forms of the  
258 internal revenue department of the United States  
259 government. Each return by a taxpayer upon whom a  
260 tax is imposed by [subsection 7 of] section 422.5 shall  
261 show the county of the residence of the taxpayer.

262 Sec. 40. Section four hundred twenty-two point  
263 thirty-two (422.32), Code 1971, is amended by striking  
264 the section and inserting in lieu thereof the  
265 following:

266 422.32 DEFINITIONS. As used in this division,  
267 unless otherwise required by the context:

268 1. "Corporation" includes joint stock companies,  
269 and associations organized for pecuniary profit,  
270 except limited partnerships organized under chapter  
271 five hundred forty-five (545) of the Code.

272 2. "Domestic corporation" means any corporation  
273 organized under the laws of this state.

274 3. "Foreign corporation" means any corporation  
275 other than a domestic corporation.

276 4. "Internal Revenue Code of 1954" means the  
277 Internal Revenue Code of 1954, as amended to and  
278 including January 1, 1971.

279 5. "Income year" means the calendar year or the  
280 fiscal year upon the basis of which the net income  
281 is computed under this division.

282 6. "Tax year" means the calendar year, or the  
283 fiscal year ending during such calendar year, upon  
284 the basis of which the net income is computed under  
285 this division.

286 7. "Paid" means "paid or accrued" or "paid or  
287 incurred", and "received" means "received or accrued",  
288 which shall be construed according to the method of  
289 accounting upon the basis of which the net income  
290 is computed under this division.

291 8. The terms defined in section four hundred  
292 twenty-two point four (422.4), subsections five (5),  
293 six (6), eight (8), nine (9), and ten (10), of the  
294 Code, shall have the same meanings in this division  
295 unless the context clearly indicates a different  
296 meaning.

297 Sec. 41. Section four hundred twenty-two point  
298 sixty-nine (422.69), subsection two (2), Code 1971,

299 is amended as follows:

300 2. The amount of [the proceeds of the additional  
301 tax imposed by section 422.5, subsection 6,] *four*  
302 *million dollars annually* shall be certified by the  
303 director to the state treasurer and the amount thereof  
304 withdrawn and credited to a permanent fund hereby  
305 created in the office of the state treasurer to be  
306 known as the "moneys and credits tax replacement  
307 fund".

308 Sec. 42. Chapter four hundred twenty-two (422),  
309 Code 1971, is amended by adding the following new  
310 section:

311 "The director of revenue shall prepare bills  
312 reflecting any amendments to the Code that are  
313 necessary because of future amendments to the Internal  
314 Revenue Code of 1954. These bills shall be filed  
315 with the clerk of the house of representatives and  
316 the secretary of the senate in the name of the  
317 committee on ways and means. If the legislature is  
318 in session, the bills shall be immediately placed  
319 on the calendar in both houses. If the legislature  
320 is not in session, the bills shall be a first order  
321 of business when the legislature next convenes. The  
322 legislature shall commence legislative action on the  
323 bills within not more than ten days after the bills  
324 are placed on the calendar or designated as a first  
325 order of business."

326 Sec. 43. Section one hundred thirty-five D point  
327 twenty-two (135D.22), subsection one (1), Code 1971,  
328 is amended as follows:

329 1. Multiply the number of square feet of floor  
330 space each mobile home contains when parked and in  
331 use by ten cents, except that if the owner of a mobile  
332 home is sixty-five years of age or older and his [net  
333 income as defined in section 422.7] *adjusted gross*  
334 *income as determined for federal income tax purposes*,  
335 plus interest and dividends from federal securities  
336 and income from social security and other tax-exempt  
337 retirement or pension plans, when included with that  
338 of his spouse is less than thirty-five hundred dollars  
339 per year, the semiannual tax shall be computed by  
340 multiplying the number of square feet of floor space  
341 the mobile home contains when parked and in use by  
342 seven and one-half cents. In computing floor space  
343 the exterior measurements of the mobile home shall  
344 be used as shown on the certificate of registration  
345 and title, but not including any area occupied by  
346 any hitching device.

347 Sec. 44. Section one hundred thirty-five D point  
348 twenty-eight (135D.28), unnumbered paragraph one (1),  
349 Code 1971, is amended as follows:

350 135D.28 OWNERS OVER SIXTY-FIVE YEARS OF AGE.  
351 If the owner of a mobile home is sixty-five years  
352 of age or older and his [net income as defined in

353 section 422.7] *adjusted gross income as determined*  
 354 *for federal income tax purposes*, plus interest and  
 355 dividends from federal securities and income from  
 356 social security and other tax-exempt retirement or  
 357 pension plans, when included with that of his spouse  
 358 is less than thirty-five hundred dollars per year,  
 359 the owner may apply for the lower tax rate.

360 Sec. 45. Section four hundred point three (400.3),  
 361 unnumbered paragraph two (2), Code 1971, is amended  
 362 as follows:

363 Such plan for group insurance may include insurance  
 364 coverage for an employee's dependents. The term  
 365 "dependent" shall have the same meaning as in section  
 366 [422.12, subsection 3] *152, Internal Revenue Code of*  
 367 *1954.*

368 Sec. 46. Section four hundred twenty-five point  
 369 one (425.1), subsection five (5), Code 1971, is amended  
 370 as follows:

371 5. In addition to the homestead credit of twenty-  
 372 five mills on twenty-five hundred dollars of assessed  
 373 valuation allowable under this chapter, in the event  
 374 the owner, as defined in this chapter, is over sixty-  
 375 five years of age, or is totally disabled, and provided  
 376 that his [Iowa net income, as defined in section 422.7]  
 377 *adjusted gross income as determined for federal income*  
 378 *tax purposes*, plus interest and dividends from federal  
 379 securities and income from social security and other  
 380 tax-exempt retirement or pension plans, when included  
 381 with that of the spouse, brother, sister, son,  
 382 daughter, if any, living with the claimant, is less  
 383 than three thousand five hundred dollars for the last  
 384 twelve-month income tax accounting period, there shall  
 385 be credited by the county auditor on such owner's  
 386 eligible homestead, an amount equal to but not  
 387 exceeding the amount calculated as provided in this  
 388 section.

389 Sec. 47. Section four hundred fifty point four  
 390 (450.4), subsection five (5), Code 1971, is amended  
 391 as follows:

392 5. On the value of that portion of installment  
 393 payments which will be includable [as net income as  
 394 defined in section 422.7 as] *in adjusted gross income*  
 395 *as determined for federal income tax purposes*, received  
 396 by a beneficiary under an annuity which was purchased  
 397 under an employee's pension or retirement plan.

398 Sec. 48. Sections twenty-eight (28) through forty-  
 399 seven (47), inclusive, of this Act shall take effect  
 400 on January 1, 1972, but shall apply to tax years  
 401 beginning on or after January 1, 1971.

402 2. Page 15, by striking lines 9 through 35, inclusive.

403 3. Page 16, by striking lines 1 through 7, inclusive.

404 4. Page 16, by striking lines 22 through 32, inclusive.

405 5. Page 17, by striking lines 33 through 35, inclusive.

406 6. Page 18, by striking lines 1 through 16, inclusive.

407 7. Page 19, by striking lines 15 through 20, inclusive.

COCHRAN of Webster, District 29

GLUBA of Scott, District 76

RODGERS of Dallas, District 85

SCHMEISER of Des Moines, District 91

1 Amend House File 654 as follows:

2 1. Page 19, by inserting after line 20 the follow-  
3 ing new sections:

4 Sec. 28. Chapter four hundred twenty-two (422),  
5 Code 1971, is amended by adding as a new division  
6 sections twenty-nine (29) through thirty-seven (37),  
7 inclusive, of this Act.

8 Sec. 29. DEFINITIONS.

9 1. "Intangible personal property" means personal  
10 property which is not in itself intrinsically valuable  
11 but which derives its chief value from that which  
12 it represents.

13 Intangible personal property includes, but is not  
14 limited to:

15 a. Money and negotiable instruments, including  
16 cash, money on deposit, certificates of deposit,  
17 United States legal tender notes, circulating notes  
18 of national banking associations, notes and  
19 certificates of the United States payable on demand  
20 and circulating or intended to circulate as currency,  
21 all other notes, checks, cashier's and certified  
22 checks, bills of exchange, and drafts.

23 b. Credits, including every contract, claim, or  
24 demand, due or to become due, for money, labor, or  
25 other valuable thing, every annuity or claim for a  
26 sum of money receivable at stated periods, every  
27 beneficial interest in the property of an estate or  
28 trust, accounts receivable, judgments, liens,  
29 debentures, bonds, and money or property secured by  
30 deed, title bond, mortgage, or otherwise.

31 However, if a taxpayer owns or controls a credit  
32 which consists of an underlying obligation evidenced  
33 by one or more forms of security, the intangible  
34 personal property tax shall be imposed only on the  
35 underlying obligation.

36 c. Shares of stock of domestic corporations, as  
37 provided in section thirty-two (32) of this Act.

38 d. Capital employed in the business of making  
39 loans or investments within this state, by foreign  
40 corporations or unincorporated entities, as provided  
41 in section thirty-three (33) of this Act.

42 e. Domestic corporation and foreign corporation  
43 shares or stocks not otherwise taxed under sections  
44 thirty-two (32) or thirty-three (33) of this Act,  
45 including mutual fund shares, and cooperative  
46 association shares.

47 2. "Person" means an individual, partnership,  
48 corporation, estate, trust, fiduciary, or other legal

49 entity.

50 3. "Domestic corporation" means a corporation  
51 or association organized under the laws of this state,  
52 except a credit union or a corporation or association  
53 whose property is exempt from taxation, and includes  
54 insurance companies, state banks as defined in section  
55 five hundred fifty-four point one hundred three  
56 (554.103) of the Code, and associations organized  
57 under chapter five hundred thirty-four (534) of the  
58 Code. Effective January 1, 1972, "domestic  
59 corporation" includes a national bank which has its  
60 principal office located within this state.

61 4. "Foreign corporation" includes every type of  
62 corporation or association not a domestic corporation.

63 5. "Fiduciary" means a guardian, conservator,  
64 trustee, executor, administrator, or receiver.

65 Sec. 30. IMPOSITION OF TAX. An annual tax of  
66 six mills per dollar of actual value is imposed on  
67 intangible personal property owned by a resident of  
68 this state, or having a business, commercial, or  
69 taxable situs in this state.

70 Determinations of value, residency, and situs shall  
71 be made as of December thirty-first each year, for  
72 the tax due the following year, under rules promulgated  
73 by the director.

74 However, property exempt under the provisions of  
75 chapter four hundred twenty-seven (427) of the Code,  
76 or other state or federal law, is exempt from the  
77 tax imposed by this section. Also, salaries, wages,  
78 or payments expected for services to be rendered,  
79 and pensions of the United States or of any state,  
80 are exempt from the tax imposed by this section.

81 Sec. 31. DEDUCTIONS.

82 1. A taxpayer, other than a taxpayer subject to  
83 sections thirty-two (32) or thirty-three (33) of this  
84 Act, who owns intangible personal property subject  
85 to the tax imposed by section thirty (30) of this  
86 Act, may deduct from the total value of his intangible  
87 personal property subject to taxation under this  
88 division the amount of his debt owed in good faith.

89 A fiduciary or other taxpayer who controls  
90 intangible personal property subject to the tax imposed  
91 by section thirty (30) of this Act, may deduct debts  
92 owed by the guardianship, conservatorship, trust,  
93 estate, or receivership, or otherwise fairly  
94 attributable to the property controlled by the  
95 taxpayer, in accordance with rules made by the  
96 director.

97 If a taxpayer is liable as surety or security for  
98 another, he may deduct only the amount he expects  
99 to be required to pay.

100 However, the following items are not deductible:

101 a. A deposit or security note given in aid of  
102 the organization of a mutual insurance company for

103 the premiums of insurance.

104 b. An unpaid subscription for the formation of  
105 any institution, society, corporation, or company.

106 c. An indebtedness contracted for the purchase  
107 of United States bonds or other nontaxable property.

108 2. A taxpayer, other than a taxpayer subject to  
109 sections thirty-two (32) or thirty-three (33) of this  
110 Act, may deduct from the total value of his intangible  
111 personal property subject to taxation under this  
112 division the amount of five thousand dollars and may  
113 also deduct the following types of property:

114 a. Noninterest-bearing intangible personal property  
115 of the types described in section twenty-nine (29),  
116 subsection one (1), paragraphs a and b, of this Act,  
117 to the extent it exceeds the amount of five thousand  
118 dollars.

119 b. Interest-bearing savings accounts and other  
120 interest-bearing deposits which have been in the  
121 custody of a bank located in this state for a period  
122 of three months or more preceding December thirty-  
123 first each year, for the determination of the tax  
124 due the following year.

125 c. An interest in a real estate contract, or a  
126 mortgage or note secured by real property, to the  
127 extent that the real property involved is subject  
128 to taxation by this state or a political subdivision  
129 of this state.

130 d. An amount equal to the difference between his  
131 personal property tax credit for the tax year actually  
132 allowed under chapter four hundred twenty-seven A  
133 (427A) of the Code, and twenty-seven hundred dollars.

134 3. Any person having control of property subject  
135 to taxation under this division but not owned by the  
136 person, may deduct the amount of the property which  
137 is subject to being taxed under this division to the  
138 owner of the property, if the owner is a resident  
139 of this state.

140 Sec. 32. SPECIAL PROVISIONS RELATING TO DOMESTIC  
141 CORPORATIONS. Every domestic corporation shall file  
142 a return and pay the tax imposed by section thirty  
143 (30) of this Act, based upon the actual value of the  
144 shares of stock of its stockholders on the preceding  
145 December thirty-first. If capital of the corporation  
146 is invested in real property otherwise subject to  
147 taxation by this state or a political subdivision  
148 of this state, the value of that capital may be  
149 deducted in determining the value of the shares of  
150 stock. A corporation subject to this section shall  
151 not be otherwise taxed upon its intangible personal  
152 property.

153 A corporation may apportion to the owners of its  
154 shares a pro rata portion of the tax imposed by this  
155 section, may have a lien upon the value of the shares  
156 for this tax, and may deduct the pro rata amount from



157 the dividends or earnings credited to each shareholder.

158 A corporation may enforce its lien, if the unpaid  
159 dividends are not sufficient to pay the tax on each  
160 share, by a public sale by the sheriff at the principal  
161 office of the corporation, after giving thirty days'  
162 notice to shareholders by certified mail of the time  
163 and place of the sale.

164 **Sec. 33. SPECIAL PROVISIONS RELATING TO LOAN OR**  
165 **INVESTMENT COMPANIES.** Every foreign corporation,  
166 and every nonresident individual or unincorporated  
167 entity, engaged in the business of making loans or  
168 investments within the state of Iowa shall file a  
169 return and pay the tax imposed by section thirty (30)  
170 of this Act based upon its capital employed within  
171 this state on the preceding December thirty-first.  
172 However, this section does not apply to production  
173 credit associations, or rural electrification  
174 associations. As used in this section, "capital"  
175 means capital employed in the business of making  
176 loans or investments, either unsecured or on security  
177 other than real property.

178 In computing the tax imposed by this section, a  
179 pro rata portion of debts may be deducted in the same  
180 proportion that the capital employed within this state  
181 is to the total capital. However, the debts deducted  
182 may not exceed eighty percent of the capital employed  
183 within this state, and the amount of the debt deduction  
184 must be reduced by the amount of any assets available  
185 for use in connection with loans or investments in  
186 this state, which have not been included in the compu-  
187 tation of capital employed within this state.

188 **Sec. 34. FILING REQUIREMENTS.** Any person owning  
189 or having control of intangible personal property  
190 subject to taxation under this division shall file  
191 an annual return listing all such property, allowable  
192 deductions, amount of tax due, and other matters as  
193 required by the director.

194 Every domestic corporation shall file an annual  
195 information return listing each registered holder  
196 of its debentures and bonds, and every foreign  
197 corporation authorized to do business in this state  
198 shall file an annual information return listing each  
199 registered holder of its shares, debentures, and  
200 bonds, whose mailing address is within this state,  
201 of record as of the preceding December thirty-first.  
202 The return shall list the names and addresses of each  
203 such registered holder, together with the number and  
204 class of shares, and the face amount and class of  
205 debentures or bonds registered in the holder's name.

206 Every security broker and dealer registered under  
207 the laws of this state shall file an annual information  
208 return listing the name, address, number and class  
209 of shares, and face amount and class of debentures  
210 or bonds held by each customer whose mailing address

211 is within this state as of the preceding December  
212 thirty-first.

213 Every person accepting deposits of money within  
214 this state shall file an annual information return  
215 listing the name, address, and balance on deposit  
216 for each depositor on the preceding December thirty-  
217 first, and indicating the amount continuously on  
218 deposit for each depositor during the period beginning  
219 on the preceding October first through the preceding  
220 December thirty-first.

221 All returns required by this section are due January  
222 first of each year and are delinquent beginning the  
223 following May first. Any person subject to the tax  
224 imposed by this division and subject to a tax imposed  
225 by division two (II) or division three (III) of this  
226 chapter shall file the returns required by this section  
227 with the returns required by divisions two (II) or  
228 three (III).

229 Sec. 35. ADMINISTRATIVE PROVISIONS. The director  
230 shall provide appropriate forms for persons required  
231 to file a return under this division, including a  
232 simplified form for persons required to file a return,  
233 but not required to pay tax because their allowable  
234 deductions exceed their total taxable property.

235 The director shall make all rules necessary for  
236 the administration of this division, subject to the  
237 provisions of chapter seventeen A (17A) of the Code,  
238 including rules for determining actual value of  
239 intangible personal property which does not have a  
240 readily ascertainable market value. In order to  
241 determine the value of shares of domestic corporations  
242 or foreign corporations authorized to do business  
243 in this state, the director may require the filing  
244 of verified financial statements by the corporations.

245 All applicable provisions of sections four hundred  
246 twenty-two point twenty-four (422.24), four hundred  
247 twenty-two point twenty-five (422.25), four hundred  
248 twenty-two point twenty-six (422.26), four hundred  
249 twenty-two point twenty-eight (422.28), four hundred  
250 twenty-two point twenty-nine (422.29), and four hundred  
251 twenty-two point thirty (422.30) of the Code apply  
252 to taxpayers subject to this division, and to the  
253 tax imposed by this division, except that the period  
254 for examination, determination and assessment of  
255 additional intangible personal property tax shall  
256 in all cases be ten years, and except that penalties  
257 applicable to corporate taxpayers shall be determined  
258 as provided in section four hundred twenty-two point  
259 forty (422.40) of the Code.

260 However, taxpayers complying with this division  
261 after the effective date of this Act shall not be  
262 held liable for failure to list any intangible property  
263 with local taxing bodies in years prior to the  
264 effective date of this Act.

265 Sec. 36. ENFORCEMENT PROVISIONS. In every action

266 in any court of this state for the collection on any  
267 bonds, notes, demands, claims, or other evidences  
268 of debt, the plaintiff shall be required to allege  
269 in his pleadings or to prove at any time before final  
270 judgment is entered, one of the following:

271 1. That the bonds, notes, or other evidences of  
272 debt have been assessed for taxation for every tax  
273 year, under the provisions of this division, during  
274 which the plaintiff was owner of them, not exceeding  
275 five years prior to that in which the suit or action  
276 is brought.

277 2. That the bonds, notes, or other evidences of  
278 debt sued upon are not taxable in the hands of the  
279 plaintiff.

280 3. That the plaintiff has not paid, or is unable  
281 to pay the taxes, penalties, and interest due, but  
282 is willing for them to be paid out of the first  
283 recovery on the evidence of debt sued upon.

284 When in any action it is ascertained that there  
285 are unpaid taxes, penalties, and interest due on the  
286 evidence of debt sought to be enforced, and the  
287 plaintiff shows to the court that he has not paid  
288 or is unable to pay the taxes, penalties, and interest,  
289 but is willing for them to be paid out of the first  
290 recovery on the evidence of debt, the court shall  
291 enter as a part of the judgment that the amount of  
292 taxes, penalties, and interest due and owing shall  
293 be paid to the proper officer out of the first  
294 collection on the judgment.

295 Sec. 37. ALLOCATION OF REVENUE. Ten percent of  
296 the total moneys received from the intangible property  
297 tax imposed by section thirty (30) of this Act shall  
298 be deposited in the state general fund to defray  
299 expense of administration. The remaining moneys  
300 received from the tax shall be deposited in an  
301 intangible property tax fund hereby established in  
302 the office of the treasurer of state, and shall be  
303 paid quarterly on warrants by the state comptroller,  
304 after certification by the director of revenue, as  
305 follows:

306 1. Fifty percent to the basic school tax  
307 equalization fund of the basic school tax unit from  
308 which the tax is collected, to be distributed in the  
309 same manner as other funds in the basic school tax  
310 equalization fund.

311 2. Thirty percent to the general fund of the city  
312 or town from which the tax is collected.

313 3. Twenty percent to the general fund of the  
314 county from which the tax is collected.

315 If the taxpayer maintains one or more offices for  
316 the transaction of business, other than its principal  
317 office, a portion of its tax shall be allocated to  
318 each office, based upon a reasonable measure of the  
319 business activity of each office. The director of

320 revenue shall prescribe for each type of taxpayer  
321 a method of measuring the business activity of each  
322 office. Taxpayers shall furnish all necessary  
323 information for this purpose at the request of the  
324 director.

325 Quarterly, the director of revenue shall certify  
326 to the treasurer of state the amounts to be paid to  
327 each basic school tax unit, city, town, and county  
328 from the intangible property tax fund. All moneys  
329 received from the intangible property tax are  
330 appropriated according to the provisions of this  
331 section.

332 Sec. 38. Section four hundred twenty point two  
333 hundred four (420.204), Code 1971, is amended as  
334 follows:

335 420.204 VALUATION. The assessed or taxable value  
336 of all property except [moneys and credits including  
337 moneyed capital other than moneyed capital within  
338 the meaning of section 548 of Title 12 of the United  
339 States Code as amended] *intangible personal property*,  
340 and the value at which it shall be listed and upon  
341 which the levy shall be made, in special charter  
342 cities, shall be [valued and assessed] as provided by  
343 section 441.21. The levy so ascertained shall be  
344 certified to the county treasurer of the county in  
345 which such city is located [and the county treasurer  
346 shall pay to the treasurer of such city, such portion  
347 of the five mill tax on moneys and credits collected  
348 within such city, and such city's share of the moneys  
349 and credits tax replacement fund, as the aggregate  
350 levy so certified is of the total levy obtained by  
351 adding such certified levy to the levy for all purposes  
352 except city purposes].

353 Sec. 39. Section four hundred twenty-two point  
354 five (422.5), subsection seven (7), is amended as  
355 follows:

356 7. In addition to the tax imposed in the above  
357 subsections of this section, on all taxable income  
358 in excess of nine thousand dollars, three-fourths  
359 percent. This additional tax shall be effective for  
360 all taxable years ending after January 1, 1965, except  
361 that for taxable years beginning before January 1,  
362 1965, and ending thereafter, shall be collected on  
363 the basis of the proportion which the number of months  
364 in any such fiscal year, commencing with the month  
365 of January 1965, bears to the total year. [This  
366 additional tax shall be in lieu of all taxes imposed  
367 by section 429.2 on the property therein described  
368 of individuals, administrators, executors, guardians,  
369 conservators, trustees or an agent or nominee thereof.]

370 Sec. 40. Section four hundred twenty-two point  
371 sixty-nine (422.69), Code 1971, is amended by striking  
372 subsection two (2).

373 Sec. 41. Section four hundred twenty-eight point

374 three (428.8), Code 1971, is amended as follows:

375 428.3 AGENT PERSONALLY LIABLE. Any person acting  
376 as the agent of another, and having in his possession  
377 or under his control or management any [money, notes,  
378 and credits, or] *tangible* personal property belonging  
379 to such other person, with a view to investing or  
380 loaning or in any other manner using or holding the  
381 same for pecuniary profit, for himself or the owner,  
382 shall be required to list the same at the real value,  
383 and such agent shall be personally liable for the  
384 tax on the same; and if he refuse to render the list  
385 or to swear to the same, the amount of such [money,]  
386 property[, notes, or credits] may be listed and valued  
387 according to the best knowledge and judgment of the  
388 assessor.

389 Sec. 42. Section four hundred twenty-eight point  
390 eight (428.8), Code 1971, is amended as follows:

391 428.8 PLACE OF LISTING. [Moneys and credits,  
392 notes, bills, bonds, and corporate shares or stocks  
393 not otherwise assessed,] *Tangible personal property*  
394 shall be listed and assessed where the owner lives,  
395 except as otherwise provided, and except that, if  
396 *tangible* personal property [not consisting of moneys,  
397 credits, corporation or other shares of stock, or  
398 bonds,] has been kept in another assessment district  
399 during the greater part of the year preceding the  
400 first of January, or of the portion of that period  
401 during which it was owned by the person subject to  
402 taxation therefor, it shall be taxed where it has  
403 been so kept.

404 Sec. 43. Section four hundred twenty-eight point  
405 eleven (428.11), Code 1971, is amended as follows:

406 428.11 BUSINESS IN DIFFERENT DISTRICTS. When  
407 a person, firm, or corporation is doing business in  
408 more than one assessment district, the *tangible*  
409 property [and credits] existing in any one of such  
410 districts, or arising from business done in such  
411 district, shall be listed and taxed in that district[,  
412 and the credits not existing in or pertaining  
413 especially to the business in any district shall be  
414 listed and taxed in that district where the principal  
415 place of business may be].

416 Sec. 44. Section four hundred twenty-eight point  
417 twenty-three (428.23), Code 1971, is amended as  
418 follows:

419 428.23 MANUFACTURER TO LIST. Corporations  
420 organized under the laws of this state for pecuniary  
421 profit and engaged in manufacturing as defined in  
422 section 428.20 shall list their real estate, and  
423 *tangible* personal property not hereinbefore mentioned,  
424 [and moneys and credits] in the same manner as is  
425 required of individuals.

426 Sec. 45. Section four hundred thirty-two point  
427 five (432.5), Code 1971, is amended as follows:

428 432.5 DOMESTIC COMPANIES—SHARES OF STOCK. The  
 429 shares of stock of every insurance corporation or  
 430 association having capital stock, organized under  
 431 the laws of this state, shall be assessed for taxation  
 432 in the manner provided for the assessment of the  
 433 shares of corporate stock in [sections 431.1 to 431.5,  
 434 inclusive] *section 32 of this Act*, and said shares  
 435 of stock shall not be otherwise assessed. [In addition  
 436 to the statement required in section 431.2, the  
 437 corporation shall furnish to the assessor a copy of  
 438 its annual report made to the commissioner of  
 439 insurance.]

440 Sec. 46. Section four hundred thirty-two point  
 441 seven (432.7), Code 1971, is amended as follows:

442 432.7 ASSESSMENT. It shall be the duty of the  
 443 assessor, upon the receipt of said statements, and  
 444 from other information acquired by him, to assess  
 445 against every corporation or association referred  
 446 to in section 432.6, the value of all *tangible* personal  
 447 property owned by such corporation or association,  
 448 together with the actual value of each parcel of real  
 449 estate situated in the assessment district of such  
 450 assessor, and all the said property shall be assessed  
 451 at the same rate, and for the same purposes as the  
 452 property of private individuals, as provided in section  
 453 441.21.

454 Sec. 47. Section four hundred forty-four point  
 455 three (444.3), Code 1971, is amended by striking  
 456 unnumbered paragraphs two (2) through five (5),  
 457 inclusive.

458 Sec. 48. Chapter four hundred thirty A (430A),  
 459 and sections four hundred twenty-eight point twelve  
 460 428.12), four hundred thirty-two point eight (432.8),  
 461 four hundred thirty-two point nine (432.9), four  
 462 hundred forty-four point five (444.5), and five hundred  
 463 thirteen A point thirty-eight (513A.38), Code 1971,  
 464 are repealed.

465 2. Page 1, line 6, by inserting after the word  
 466 "tax" the words ", and adding an intangible personal  
 467 property tax with enforcement provisions including  
 468 penalties".

469 3. By renumbering the sections and internal  
 470 references to sections to conform to this amendment.

PRIEBE of Kossuth, District 6  
 SKINNER of Polk, District 60

1 Amend Senate File 297, as amended and passed by the  
 2 Senate and reprinted, as follows:

3 1. Page 5, by striking lines 33, 34 and 35 and  
 4 lines 1 and 2 of page 6, and inserting in lieu thereof  
 5 the following:

6 "After October 31, 1972, every motor vehicle  
 7 presented for registration or renewal of registration  
 8 under the laws of this state, except motor vehicles

9 registered under section three hundred twenty-one  
10 point one hundred fifteen (321.115), Code 1971, shall  
11 be inspected not more than sixty days prior to the  
12 date of application for registration or renewal of  
13 registration.”

14 2. By adding thereto the following new sections:

15 (1). Section three hundred twenty-one point forty  
16 (321.40), Code 1971, is amended by adding thereto the  
17 following paragraph:

18 “The county treasurer shall not register a motor  
19 vehicle unless the application for registration or  
20 renewal of registration is accompanied by evidence that  
21 a valid inspection has been completed.”

22 (2) “The commissioner shall promulgate such  
23 rules and regulations as are necessary to carry  
24 out the provisions of this Act.”

KRUSE of O'Brien, District 4

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, April 23, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Third Calendar Day—Sixty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, APRIL 23, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Alfred W. Burlingame, pastor of the St. Mark's Episcopal Church, Maquoketa, Iowa.

The Journal of Thursday, April 22, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Freeman of Buena Vista, District 15, by the Speaker; Kennedy of Chickasaw, District 11, on request of Jesse of Polk, District 58.

## PRESENTATION OF VISITORS

Varley of Adair, District 84, presented to the House the Honorable Lynn F. Battles, Sr., former member of the House in the Sixty-second and Sixty-third General Assemblies, and Mrs. Battles. The Honorable Lynn F. Battles, Sr., represented Jackson County.

The Speaker announced that the following visitors were present in the House chamber:

Forty-three FHA and FNA girls from Osage, Iowa, accompanied by their teachers, Mrs. Norman Watson and Mrs. Bob Link. By Trowbridge of Floyd, District 9.

Forty-nine grade students from Mitchellville School, Mitchellville, Iowa, accompanied by their teachers, Mrs. Vavrus and Mrs. Punelli. By Skinner of Polk, District 60.

Thirty-eight seventh grade students from the Cal Community School, Alexander, Iowa, accompanied by their principal, Mr. Lang, and their teacher, Mr. Harris. By Scott of Cerro Gordo, District 18, and Welden of Hardin, District 32.

Rudy Pino, a foreign exchange student from Lima, Peru. By Stanley of Linn, District 45.



### PETITIONS FILED

The following petitions were received and placed on file:

By Lawson of Cerro Gordo, District 17, from seven residents of Cerro Gordo County, and Scott of Cerro Gordo, District 18, from seven residents of Mason City, Iowa, favoring the one percent sales tax increase providing one-half of one percent is returned to the cities to use at their discretion.

By Kelly of Woodbury, District 22, and Doyle of Woodbury, District 21, a resolution from the Woodbury County Bar Association opposing any legislation to abolish the Municipal Court system.

By Varley of Adair, District 84, from eighteen residents of Taylor County; Millen of Van Buren, District 99, from thirty-two residents of Lee County; and Middleswart of Warren, District 93, from thirteen residents of District 93, opposing Senate File 351 and favoring the continuation of the Iowa meat and poultry inspection law and its continued funding.

### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 253, 463, 537, 546, 565, 571 and 597, under Rule 35.

### INTRODUCTION OF BILLS

**House File 664**, by Cochran, Franklin, Gluba, Middleswart, Dougherty, Schmeiser, Johnston, Rodgers, Blouin and Wells (Tapscott, Kennedy, Robinson, Miller and Doderer), a bill for an act relating to Iowa income tax.

Read first time and referred to committee on **ways and means**.

**House File 665**, by Logemann, a bill for an act to transfer supervision over bonded warehouses from the Iowa state commerce commission to the Iowa department of agriculture.

Read first time and referred to committee on **commerce**.

**House File 666**, by committee on state government, a bill for an act relating to salaries, vacation, and sick leave for state employees.

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

### SENATE MESSAGES CONSIDERED

**Senate File 302**, a bill for an act relating to the reporting of motor vehicle accidents.

Read first time and referred to committee on **law enforcement**.

## Committee of the Whole

**Senate File 425**, a bill for an act to legalize and validate the proceedings of the town council of the Town of Peterson, Clay County, Iowa, levying certain special assessments and issuing special assessment street improvement bonds.

Read first time and referred to committee on **judiciary**.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 35

Ellsworth of Dubuque, District 50, called up for consideration **Senate Concurrent Resolution 35**, filed on April 21, 1971, and found on pages 1019 and 1020 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 24, a bill for an act exempting certain electric utility projects from petition requirements.

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

House File 26, a bill for an act relating to eminent domain.

Also: That the Senate has concurred in House amendment to and passed: Senate File 190, a bill for an act relating to the transfer of persons committed to jail.

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

House File 278, a bill for an act relating to the eligibility requirements for aid to dependent children.

CARROLL A. LANE, Secretary

## COMMITTEE OF THE WHOLE

(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax,

## Committee of the Whole

and that the Speaker of the House preside as chairman of the committee.

The motion prevailed.

Stromer of Hancock, District 8, offered the amendment filed by Stromer, et al., on April 22, 1971, found on pages 1056 to 1062 of the House Journal.

Uban of Black Hawk, District 38, offered the following amendment to the Stromer amendment, in committee of the whole, and moved its adoption:

Amend the Stromer, et al., amendment, filed April 22, by striking all of lines 74 through 78, inclusive, and inserting in lieu thereof the following:

“if this 30-mill levy generates more than \$350 per census child, the excess shall be collected and sent to the treasurer of Iowa, to be credited to the general fund.”

The amendment to the amendment lost.

Winkelman of Calhoun, District 26, offered the following amendment to the Stromer, et al., amendment, filed by him and Curtis of Cherokee, District 25, in the committee of the whole, and moved its adoption:

Amend the Stromer amendment to House File 654, as found on pages 1056 through 1062 of the House Journal for April 22, 1971, as follows:

1. Line 38, insert after the word “three.” the following:

“In determining the increase or decrease in assessed valuation after 1972, increases which result from reassessment of existing property which has not been improved since the last assessment shall not be included, but increases which result from assessment of property constructed or improved since the last assessment shall be included.”

Roll call was requested by Skinner of Polk, District 60, and Jesse of Polk, District 58.

On the question “Shall the amendment be adopted?”

The ayes were, 32:

Anania	Knoblauch	Pellett	Strand
Christensen	Kruse	Pierson	Stromer
Curtis	Logemann	Priebe	Taylor
Edelen	McElroy	Rex	Tieden
Fischer, H. O.	Mendenhall	Roorda	Trowbridge
Fisher, C. R.	Menefee	Schmeiser	Waugh
Kelly	Nielsen	Schroeder	Winkelman
Kinley	Norpel	Scott	Wyckoff

## Committee of the Whole

The nays were, 54:

Andersen	Franklin	McCormick	Siglin
Bergman	Gluba	Middleswart	Skinner
Blouin	Goode	Millen	Small
Bray	Grassley	Moffitt	Sorg
Camp	Hansen	Mollett	Stanley
Campbell	Hill	Monroe	Stokes
Clark	Holden	Nystrom	Strothman
Cochran	Husak	Patton	Uban
Dougherty	Jesse	Rodgers	Varley
Doyle	Johnston	Sargisson	Welden
Dunton	Kehe	Schwartz	Wells
Egenes	Knoke	Schwieger	Willits
Ellsworth	Larson	Shaw	Mr. Speaker
Ewell	Mayberry		

Absent or not voting, 14:

Alt	Freeman	Lawson	Pelton
Bennett	Hamilton	Lipsky	Radl
Den Herder	Kennedy	Miller	Wirtz
Drake	Kreamer		

The amendment to the amendment lost.

(Stromer, et al., amendment pending.)

Kehe of Bremer, District 12, offered the following amendment in the committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 2, line 23, by striking the words "average daily membership" and inserting in lieu thereof the words "fall enrollment".
2. Page 2, lines 27 and 28, by striking the words "average daily membership" and inserting in lieu thereof the words "fall enrollment".
3. Page 2, line 31, by striking the words "average daily membership" and inserting in lieu thereof the words "fall enrollment".
4. Page 4 by striking all of lines 28 through 35.
5. Page 5 by striking all of lines 1 through 5.
6. Page 13, line 21, by striking the words "in average daily membership".
7. Page 13, lines 22 and 23, by striking the words "in average daily membership".
8. Page 13, lines 33 and 34, by striking the words "in average daily membership".

The amendment was adopted.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption:

Amend House File 654 as follows:

1. By striking all of page 6.

## Committee of the Whole

2. Page 7, by striking all of lines 1 through 10, inclusive.

3. Page 7, by striking all of line 12 and inserting in lieu thereof the words "TAX. The".

4. Page 7, by striking from lines 22, 23, and 24 the words "the amount which would have been received by the district from the additional tax on industrial and utility property,".

Roll call was requested by Fischer of Grundy, District 35, and Varley of Adair, District 84.

On the question "Shall the amendment be adopted?"

The ayes were, 32:

Anania	Goode	Mayberry	Shaw
Andersen	Hansen	Mollett	Skinner
Christensen	Jesse	Patton	Small
Edelen	Johnston	Radl	Stanley
Egenes	Kehe	Rex	Trowbridge
Fischer, H. O.	Kelly	Schroeder	Uban
Franklin	Knoke	Schwartz	Welden
Gluba	Larson	Schwieger	Mr. Speaker

The nays were, 50:

Bergman	Grassley	Monroe	Siglin
Blouin	Holden	Nielsen	Sorg
Camp	Husak	Norpel	Stokes
Campbell	Knoblauch	Nystrom	Strand
Clark	Kruse	Pellett	Strothman
Cochran	Logemann	Pierson	Taylor
Curtis	McCormick	Priebe	Tieden
Den Herder	McElroy	Rodgers	Varley
Dougherty	Mendenhall	Roorda	Waugh
Dunton	Menefee	Sargisson	Wells
Ellsworth	Middleswart	Schmeiser	Willits
Ewell	Millen	Scott	Wyckoff
Fisher, C. R.	Moffitt		

Absent or not voting, 18:

Alt	Freeman	Kreamer	Pelton
Bennett	Hamilton	Lawson	Stromer
Bray	Hill	Lipsky	Winkelman
Doyle	Kennedy	Miller	Wirtz
Drake	Kinley		

The amendment lost.

The House resumed consideration of the Stromer amendment.

Winkelman of Calhoun, District 26, offered the following amendment to the Stromer, et al., amendment, filed by him and Curtis of Cherokee, District 25, in committee of the whole:

Amend the Stromer amendment to House File 654, as found on pages 1056 through 1062, inclusive, of the House Journal for April 22, 1971, as follows:

## Committee of the Whole

1. Line 197, insert after the period the following:

"However, the maximum amount of dollars which may be raised under this paragraph in any year after 1972 is limited to the amount of dollars raised under this paragraph in the last preceding year, plus the dollar amount determined by multiplying the amount for the last preceding year by the percentage growth factor for the property tax component for the current year, as determined under section two (2), subsection two (2), paragraph b, of this Act."

2. Line 212, insert after the word "subsection" the following:

" , but if this will increase the amount to be raised under paragraph c beyond the maximum amount permitted, the school board shall submit to the voters of the school district, at the next regular school election, the question of whether the school district income tax may exceed a fifty percent surtax. The question submitted shall state the percentage of school district income tax required in order to meet the proposed budget. If a majority of those voting approves the stated percentage of school district income tax, the percentage approved shall be the maximum percentage of school district income tax for that district for subsequent years. If a majority of those voting does not approve the stated percentage of school district income tax, the school board shall adjust the budget to an amount which can be raised by not more than a fifty percent surtax, and shall certify the adjusted budget to the county board of supervisors, county auditor, and state comptroller."

Division of the amendment was requested.

Winkelman of Calhoun, District 26, moved the adoption of amendment 1, lines 1 through 13 of the amendment.

Roll call was requested by Winkelman of Calhoun, District 26, and Curtis of Cherokee, District 25.

On the question "Shall amendment 1 be adopted?"

The ayes were, 40:

Anania	Johnston	Pierson	Sorg
Bray	Kinley	Priebe	Strand
Camp	Knoblauch	Radl	Stromer
Christensen	Kruse	Rex	Strothman
Curtis	Logemann	Rodgers	Taylor
Den Herder	McElroy	Roorda	Tieden
Fischer, H. O.	Mendenhall	Sargisson	Trowbridge
Fisher, C. R.	Menefee	Schwartz	Welden
Franklin	Nielsen	Scott	Winkelman
Grassley	Pellett	Skinner	Wyckoff

## Committee of the Whole

The nays were, 42:

Andersen	Gluba	Mayberry	Shaw
Blouin	Goode	McCormick	Siglin
Campbell	Hansen	Middleswart	Small
Clark	Hill	Millen	Stanley
Cochran	Holden	Moffitt	Stokes
Dougherty	Husak	Mollett	Uban
Doyle	Jesse	Monroe	Varley
Drake	Kelly	Norpel	Wells
Edelen	Knoke	Patton	Willits
Egenes	Larson	Schwieger	Mr. Speaker
Ellsworth	Lipsky		

Absent or not voting, 18:

Alt	Freeman	Lawson	Schmeiser
Bennett	Hamilton	Miller	Schroeder
Bergman	Kehe	Nystrom	Waugh
Dunton	Kennedy	Pelton	Wirtz
Ewell	Kreamer		

The amendment lost.

Winkelman of Calhoun, District 26, asked and received unanimous consent to withdraw amendment 2 of his amendment.

(Stromer amendment pending.)

Blouin of Dubuque, District 49, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654, page 4, by adding after the period in line 23 the following:

"Shared-time students shall be counted on the basis of number of hours of instruction in a public school proportionate to a full-time student enrolled in the district."

The amendment was adopted.

(House File 654 and the Stromer amendment pending.)

Varley of Adair, District 84, moved that the committee of the whole now rise.

The motion prevailed.

The House reconvened, Speaker Harbor in the chair.

#### MOTION TO RECONSIDER

(Stromer Amendment to House File 654)

I move to reconsider the vote by which the Stromer amendment to House File 654, found on page 1041 of the House Journal, was adopted in the committee of the whole on April 22, 1971.

WILLARD HANSEN

## AMENDMENTS FILED

1 Amend House File 145 as follows:

2 1. Page 3, line 9, by striking the word "There" and  
3 inserting in lieu thereof the words "If approved by a  
4 majority of the voters at a referendum as provided in  
5 section ten (10) of this Act, there".

6 2. Page 3, by striking lines 31 through 33, inclusive,  
7 and inserting in lieu thereof the following:

8 "lected from the fees shall be deposited with the  
9 treasurer of state in a separate special fund to be known  
10 as the Iowa turkey account."

11 3. Page 4, lines 10 and 11, by striking the words  
12 "and approved by the secretary of agriculture".

13 4. Page 4, by striking lines 22 through 28, inclusive,  
14 and inserting in lieu thereof the following:

15 "Sec. 10. Upon receipt of a petition signed by at least  
16 twenty-five producers requesting an initial referendum  
17 election to determine whether to impose the fee as provided  
18 in section two (2) of this Act, the secretary shall call  
19 and conduct an initial referendum."

20 5. Page 4, line 30, by striking the word "extend" and  
21 inserting in lieu thereof the word "impose".

22 6. Page 5, by striking lines 8 through 20, inclusive,  
23 and inserting in lieu thereof the following:

24 "period. If the secretary finds that the majority of  
25 voters favor imposing the fee, the fee shall be imposed  
26 within ninety days following the referendum and shall con-  
27 tinue for a period of five years unless extended. If the  
28 majority of voters do not favor imposing the fee, the fee  
29 will not be imposed until another referendum is held and a  
30 majority of voters favor imposing the fee.

31 If the majority of voters do not favor imposing the fee,  
32 a second referendum may be called by the secretary if  
33 petitioned by twenty-five producers and conducted within  
34 one hundred eighty days after the referendum. If a  
35 majority of voters do not favor imposition of the fee  
36 at the second referendum, an initial referendum shall  
37 not be conducted within a period of two years.

38 Subsequent referendums to extend the imposition of  
39 the fee shall be held at least thirty days prior to the  
40 termination of the period for which the fee is imposed.  
41 If the majority of voters do not favor extending the  
42 imposition of the fee, the moneys remaining in the Iowa  
43 turkey account shall continue to be expended in accord-  
44 ance with the provisions of this Act until exhausted."

FISHER of Greene, District 56  
LOGEMANN of Worth, District 7  
COCHRAN of Webster, District 29



- 1 Amend House File 349, page 10, by inserting after  
2 line 3 the following new section:  
3 "Sec. 34. The Iowa soybean promotion board shall  
4 not be a state agency."

FISHER of Greene, District 56  
LOGEMANN of Worth, District 7  
COCHRAN of Webster, District 29

- 1 Amend House File 590 by adding the following new section  
2 thereto:  
3 1. Section four hundred twenty-two point forty-three  
4 (422.43), Code of 1971, is amended by striking the period  
5 after the word "section" in line 33 and adding the following:  
6 "provided, however, that no tax shall be collected from  
7 the gross receipts from the sale of tangible personal property  
8 when sold through coin operated vending machines below a sum  
9 of fifteen cents."

FISCHER of Grundy, District 35

- 1 Amend the Priebe, Skinner amendment to House  
2 File 654, filed April 22, 1971, line 28, by striking  
3 the words "accounts receivable,".

PRIEBE of Kossuth, District 6

On motion by Varley of Adair, District 84, the House adjourned  
until 10:00 a.m., Monday, April 26, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Sixth Calendar Day—Sixty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, APRIL 26, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Doctor Wayne E. Shoemaker, Director of the Program Council, United Methodist Church, Des Moines, Iowa.

The Journal of Friday, April 23, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-nine fifth grade students from West Marshall Community School, State Center, Iowa, accompanied by their teachers, Mrs. Lois Hives, Mrs. James Bartine, Mrs. Joe Griffiths and Mrs. Dwane Smith. By Miller of Marshall, District 36, and Fischer of Grundy, District 35.

Twenty-eight eighth grade students from Green Mountain Independent School, Green Mountain, Iowa, accompanied by their teacher, Mrs. Hoing. By Miller of Marshall, District 36.

One hundred fifty-seven senior students from Grinnell High School, Grinnell, Iowa, accompanied by their teachers, George Zeitner, Danna Melcher, John Penny, Charlie Bunn and Charlie Axtell. By Strand of Poweshiek, District 68.

Thirty-five senior students from Dows Community School, Dows, Iowa, accompanied by their teacher, Mr. Hammel. By Stromer of Hancock, District 8.

Twenty-five fifth grade students from Kellogg Elementary School, Kellogg, Iowa, accompanied by their teacher, Miss Petersen. By Strand of Poweshiek, District 68.

## PETITIONS FILED

The following petitions were received and placed on file:

By Pierson of Mahaska, District 87, from fifteen residents of Mahaska County; Waugh of Monona, District 27, from twenty-two

residents of Monona County; Freeman of Buena Vista, District 15, from one hundred twenty-three residents of Buena Vista County; and Stokes of Plymouth, District 2, from twenty-five residents of Plymouth County opposing Senate File 351 and favoring continuation of the Iowa meat and poultry inspection law.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Senate Concurrent Resolution No. 4013, relating to revenue sharing, adopted by the North Dakota Forty-second Legislative Assembly.

#### INTRODUCTION OF BILLS

**House File 667**, by Cochran, a bill for an act relating to the employment of legislative staff.

Read first time and referred to committee on **state government**.

**House File 668**, by committee on social services, a bill for an act relating to the definition of flammable liquids.

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

**House File 669**, by Lipsky, a bill for an act to establish a state helicopter emergency ambulance service.

Read first time and referred to committee on **law enforcement**.

**House File 670**, by Andersen, Nystrom, Bergman, Drake, Bray, Larson, Rex, Egenes, Mayberry, and Kennedy, a bill for an act relating to vacations for state employees.

Read first time and referred to committee on **state government**.

**House File 671**, by committee on environmental preservation, a bill for an act to provide for the disposal of abandoned motor vehicles, and for related purposes.

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

**House File 672**, by Fischer of Grundy, a bill for an act relating to the location of electric generating facilities.

Read first time and referred to committee on **commerce**.

**House Joint Resolution 16**, by Alt, Kehe, Dunton, Miller, and Rodgers (Lamborn, Davis, Gaudineer, Conklin, and Schaben), a joint resolution authorizing the executive council to acquire the Hubbell mansion known as Terrace Hill.

Read first time and referred to committee on **cities and towns**.

CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 287**, a bill for an act relating to the labeling of seed corn containers, with report of committee recommending amendment and passage, was taken up for consideration.

Rex of Hamilton, District 31, offered the following amendment filed by Rex, et al., and moved its adoption:

Amend House File 287 as follows:

1. Amend line 7 by inserting after the word "have" the words "shown on said container".
2. Amend line 9 by striking the word "bushels" and inserting in lieu thereof the word "pounds".
3. Amend line 9 by striking the words "or fraction thereof" and inserting in lieu thereof a period, and by striking all of lines 10 and 11.

The amendment was adopted.

Strothman of Henry, District 90, asked and received unanimous consent to withdraw the amendment filed by the committee on agriculture on March 9, 1971, and found on page 591 of the House Journal.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage, which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 287)

The ayes were, 77:

Alt	Franklin	McCormick	Schwieger
Anania	Freeman	McElroy	Scott
Andersen	Gluba	Mendenhall	Siglin
Bennett	Goode	Menefee	Small
Bergman	Grassley	Middleswart	Sorg
Blouin	Hansen	Miller	Stanley
Bray	Hill	Moffitt	Stokes
Camp	Husak	Monroe	Strand
Christensen	Johnston	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Patton	Tieden
Curtis	Kinley	Pellett	Trowbridge
Dougherty	Knoblauch	Pelton	Waugh
Doyle	Knoke	Pierson	Wells
Dunton	Kreamer	Rex	Willits
Edelen	Kruse	Rodgers	Winkelman
Egenes	Larson	Sargisson	Wirtz
Ellsworth	Lawson	Schmeiser	Wyckoff
Fischer, H. O.	Logemann	Schwartz	Mr. Speaker
Fisher, C. R.			

The nays were, 2:

Campbell	Roorda
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Absent or not voting, 21:

Den Herder	Kennedy	Nielsen	Skinner
Drake	Lipsky	Priebe	Taylor
Ewell	Mayberry	Radl	Uban
Hamilton	Millen	Schroeder	Varley
Holden	Mollett	Shaw	Welden
Jesse			

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

#### SENATE FILE 269 SUBSTITUTED FOR HOUSE FILE 329

Schmeiser of Des Moines, District 91, asked and received unanimous consent to substitute Senate File 269 for House File 329.

**Senate File 269**, a bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters, with report of committee recommending passage, was taken up for consideration.

Schmeiser of Des Moines, District 91, offered the following amendment filed by him and Rex of Hamilton, District 31, and moved its adoption:

Amend Senate File 269, as passed by the Senate, as follows:

1. Page 1, line 10, by inserting before the word "of" the words "*or relocation and replacement*".
2. Page 1, line 10, by striking the word "or" and inserting in lieu thereof the word "[or]".
3. Page 1, line 11, by striking the words "when the probable cost will exceed ten thousand dollars" and inserting in lieu thereof the words "[when the probable cost will exceed ten thousand dollars]".
4. Page 1, line 12, by striking the word "building" and inserting in lieu thereof the words "*county building or facility*".
5. Page 1, line 21, by inserting after the word "reconstruction," the words "*relocation and replacement*".
6. Page 1, line 24, by inserting a comma after the word "dollars".
7. Page 1, line 24, by inserting after the word "*relocation*" the words "*and replacement*".

The amendment was adopted.

Schmeiser of Des Moines, District 91, moved that the bill be read a last time and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 269)

The ayes were, 81:

Alt	Gluba	Mendenhall	Schwieger
Anania	Goode	Menefee	Scott
Andersen	Grassley	Middleswart	Siglin
Bergman	Hansen	Miller	Small
Blouin	Hill	Moffitt	Sorg
Bray	Husak	Monroe	Stokes
Camp	Johnston	Nielsen	Strand
Campbell	Kehe	Norpel	Stromer
Christensen	Kelly	Nystrom	Strothman
Cochran	Kennedy	Patton	Tieden
Curtis	Kinley	Pelton	Trowbridge
Dougherty	Knoblauch	Pierson	Uban
Doyle	Knoke	Priebe	Waugh
Dunton	Kruse	Radl	Welden
Edelen	Larson	Rex	Wells
Egenes	Lawson	Rodgers	Willits
Ellsworth	Logemann	Roorda	Winkelman
Ewell	Mayberry	Sargisson	Wirtz
Fisher, C. R.	McCormick	Schmeiser	Wyckoff
Franklin	McElroy	Schwartz	Mr. Speaker
Freeman			

The nays were, 5:

Clark	Pellett	Stanley	Taylor
Kreamer			

Absent or not voting, 14:

Bennett	Hamilton	Millen	Shaw
Den Herder	Holden	Mollett	Skinner
Drake	Jesse	Schroeder	Varley
Fischer, H. O.	Lipsky		

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

#### HOUSE FILE 329 WITHDRAWN

Schmeiser of Des Moines, District 91, asked and received unanimous consent to withdraw **House File 329** from further consideration by the House.

**House File 503**, a bill for an act relating to levee and drainage districts, with report of committee recommending passage, was taken up for consideration.

Waugh of Monona, District 27, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 503)

The ayes were, 85:

Alt	Bergman	Campbell	Curtis
Anania	Blouin	Christensen	Dougherty
Andersen	Bray	Clark	Doyle
Bennett	Camp	Cochran	Dunton

Edelen	Kruse	Patton	Stanley
Egenes	Lawson	Pellet	Stokes
Ellsworth	Lipsky	Pelton	Strand
Fisher, C. R.	Logemann	Pierson	Stromer
Freeman	Mayberry	Priebe	Strothman
Gluba	McCormick	Radl	Taylor
Goode	McElroy	Rex	Tieden
Hansen	Mendenhall	Rodgers	Trowbridge
Hill	Menefee	Roorda	Uban
Husak	Middleswart	Sargisson	Waugh
Johnston	Millen	Schmeiser	Welden
Kehe	Miller	Schroeder	Wells
Kelly	Moffitt	Schwartz	Willits
Kennedy	Monroe	Schwieger	Winkelman
Kinley	Nielsen	Scott	Wirtz
Knoblauch	Norpel	Siglin	Wyckoff
Knoke	Nystrom	Small	Mr. Speaker
Kreamer			

The nays were, none.

Absent or not voting, 15:

Den Herder	Franklin	Jesse	Skinner
Drake	Grassley	Larson	Sorg
Ewell	Hamilton	Mollett	Varley
Fischer, H. O.	Holden	Shaw	

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

#### HOUSE FILE 625 DEFERRED

**House File 625**, a bill for an act relating to city and town ordinances, was taken up for consideration.

Camp of Clinton, District 73, asked and received unanimous consent that **House File 625** be deferred and that the bill retain its place on the calendar.

**House File 420**, a bill for an act relating to reduction of sentence for prisoners held in county jails, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 420)

The ayes were, 90:

Alt	Christensen	Dunton	Goode
Anania	Clark	Edelen	Grassley
Andersen	Cochran	Egenes	Hansen
Bennett	Curtis	Ellsworth	Hill
Bergman	Den Herder	Fisher, C. R.	Holden
Blouin	Dougherty	Franklin	Husak
Camp	Doyle	Freeman	Jesse
Campbell	Drake	Gluba	Kehe

Kelly	Middleswart	Rodgers	Stromer
Kinley	Millen	Roorda	Strothman
Knoblauch	Miller	Sargisson	Taylor
Knoke	Moffitt	Schmeiser	Tieden
Kreamer	Mollett	Schroeder	Trowbridge
Kruse	Monroe	Schwartz	Varley
Larson	Nielsen	Schwieger	Waugh
Lawson	Norpel	Scott	Welden
Lipsky	Nystrom	Shaw	Wells
Logemann	Patton	Siglin	Willits
Mayberry	Pellett	Small	Winkelman
McCormick	Pierson	Stanley	Wirtz
McElroy	Priebe	Stokes	Wyckoff
Mendenhall	Radl	Strand	Mr. Speaker
Menefee	Rex		

The nays were, none.

Absent or not voting, 10:

Bray	Hamilton	Pelton	Sorg
Ewell	Johnston	Skinner	Uban
Fischer, H. O.	Kennedy		

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

**Senate File 183**, a bill for an act relating to disposal of unneeded documents, with report of committee recommending passage, was take up for consideration.

Andersen of Woodbury, District 23, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 183)

The ayes were, 86:

Alt	Freeman	Menefee	Schwieger
Anania	Gluba	Middleswart	Scott
Andersen	Goode	Millen	Siglin
Bennett	Grassley	Miller	Sorg
Bergman	Hansen	Moffitt	Stanley
Blouin	Hill	Monroe	Stokes
Bray	Husak	Nielsen	Strand
Camp	Jesse	Nystrom	Stromer
Campbell	Kehe	Patton	Strothman
Christensen	Kelly	Pellett	Taylor
Clark	Kennedy	Pelton	Tieden
Cochran	Kinley	Pierson	Trowbridge
Curtis	Knoblauch	Priebe	Uban
Dougherty	Knoke	Radl	Waugh
Doyle	Kreamer	Rex	Welden
Drake	Kruse	Rodgers	Wells
Dunton	Lipsky	Roorda	Willits
Edelen	Logemann	Sargisson	Winkelman
Ellsworth	Mayberry	Schmeiser	Wirtz
Fischer, H. O.	McCormick	Schroeder	Wyckoff
Fisher, C. R.	McElroy	Schwartz	Mr. Speaker
Franklin	Mendenhall		



The nays were, 2:

Egenes                      Small

Absent or not voting, 12:

Den Herder	Holden	Lawson	Shaw
Ewell	Johnston	Mollett	Skinner
Hamilton	Larson	Norpel	Varley

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

#### SENATE AMENDMENT CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 197**, a bill for an act relating to taxation and regulation of rural electric cooperatives, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 197 as follows:

1. Page 3, line 2, by inserting after the word "be" the words "valued, assessed and".
2. Page 3, line 2, by striking the word "as" and inserting in lieu thereof the words "in the manner".
3. Page 3, line 2, by striking the word "herein" and inserting in lieu thereof the words "for valuation, assessment and taxation of transmission lines under this Act".
4. Page 3, line 3, by adding after the word "service" the words "to premises of existing customers as of the effective date of this Act or to premises of customers included by subsequent annexation or incorporation".
5. Page 3, line 5, by inserting after the word "lines" the words "used to serve the premises of such existing customers shall be exchanged or".
6. Page 3, line 12, by inserting after the word "to" the words "all ordinances of the city or town including".

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On question "Shall the bill pass?" (H.F. 197)

The ayes were, 71:

Anania	Christensen	Ellsworth	Husak
Bennett	Cochran	Ewell	Jesse
Bergman	Curtis	Fisher, C. R.	Johnston
Blouin	Dougherty	Freeman	Kennedy
Bray	Dunton	Gluba	Knoblauch
Camp	Edelen	Goode	Kruse
Campbell	Egenes	Grassley	Larson

Logemann	Norpel	Sargisson	Strothman
McCormick	Nystrom	Schmeiser	Taylor
McElroy	Patton	Schroeder	Tieden
Mendenhall	Pellett	Schwieger	Trowbridge
Menefee	Pelton	Scott	Waugh
Middleswart	Pierson	Siglin	Willits
Millen	Priebe	Small	Winkelman
Miller	Radl	Sorg	Wirtz
Moffitt	Rex	Stokes	Wyckoff
Monroe	Rodgers	Strand	Mr. Speaker
Nielsen	Roordra	Stromer	

The nays were, 23:

Alt	Franklin	Knoke	Schwartz
Andersen	Hansen	Kreamer	Stanley
Clark	Hill	Lawson	Uban
Doyle	Kehe	Lipsky	Welden
Drake	Kelly	Mayberry	Wells
Fischer, H. O.	Kinley	Mollett	

Absent or not voting, 6:

Den Herder	Holden	Skinner	Varley
Hamilton	Shaw		

The bill having received a constitutional majority was declared to have been repassed by the House and the title as amended was agreed to.

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 132**, a bill for an act relating to the penalties for false use of credit cards and fraudulent use of wire services.

Bray of Scott, District 77, offered the following amendment filed by him and Johnston of Johnson, District 70, and moved its adoption:

Amend House File 132 as follows:

1. Page 1, line 15, by striking “, or by both such fine and imprisonment”, and inserting in lieu thereof a period (.).
2. By inserting in line 15 before the words “If the amount”, the following: “If the amount of credit obtained or attempted to be obtained, or the amount of service obtained, or attempted to be obtained, exceeds one hundred dollars, but is less than five hundred dollars, the person shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not more than three hundred dollars, or by imprisonment for not more than one year, or by both such fine and imprisonment.”
3. Page 1, line 17, by striking the word “one” and inserting in lieu thereof the word “five”.
4. Page 1, line 18 and line 19, by striking the

words "for any violation, or by totaling the amounts of two or more successive violations,".

5. Page 1, line 19, by adding the following new sentence: "If the service or credit is so obtained by a series of acts, the total amount of the service or credit shall be considered as obtained in one act and shall be punished accordingly."

Division of the amendment was requested.

Bray of Scott, District 77, moved the adoption of amendments 4 and 5, lines 17 through 24, of the amendment.

Amendments 4 and 5 were adopted.

Bray of Scott, District 77, moved the adoption of amendment 1, lines 1 through 4, of the amendment.

Amendment 1 was adopted.

Bray of Scott, District 77, moved the adoption of amendments 2 and 3, lines 5 through 16, of the amendment.

A non-record roll call was requested.

The ayes were 30, nays 57.

Amendments 2 and 3 lost.

Lipsky of Linn, District 46, asked and received unanimous consent to withdraw the amendment filed by her on April 20, 1971, and found on page 1006 of the House Journal.

Kelly of Woodbury, District 22, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 132)

The ayes were, 92:

Alt	Edelen	Kelly	Moffitt
Anania	Egenes	Kennedy	Mollett
Andersen	Ellsworth	Kinley	Monroe
Bennett	Ewell	Knoblauch	Nielsen
Bergman	Fischer, H. O.	Knoke	Norpel
Blouin	Fisher, C. R.	Kreamer	Nystrom
Bray	Franklin	Kruse	Patton
Camp	Freeman	Larson	Pellett
Campbell	Gluba	Lipsky	Pelton
Christensen	Goode	Logemann	Pierson
Clark	Grassley	McCormick	Priebe
Cochran	Hansen	McElroy	Rex
Curtis	Hill	Mendenhall	Rodgers
Dougherty	Husak	Menefee	Roorda
Doyle	Jesse	Middleswart	Sargisson
Drake	Johnston	Millen	Schmeiser
Dunton	Kehe	Miller	Schroeder

Schwartz	Sorg	Taylor	Wells
Schwieger	Stanley	Tieden	Willits
Scott	Stokes	Trowbridge	Winkelman
Siglin	Strand	Uban	Wirtz
Skinner	Stromer	Waugh	Wyckoff
Small	Strothman	Welden	Mr. Speaker

The nays were, 1:

Radl

Absent or not voting, 7:

Den Herder	Holden	Mayberry	Varley
Hamilton	Lawson	Shaw	

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

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

### CONSIDERATION OF BILLS NONCONTROVERSIAL CALENDAR

**House File 215**, a bill for an act relating to notice of compensation commission appraisal of damages and appeal from the damages award, with report of committee recommending amendment and passage, was taken up for consideration.

Kelly of Woodbury, District 22, offered the following amendment filed by the committee on judiciary, and moved its adoption:

Amend House File 215 as follows:

1. Page 1, by striking the word "assessment" in lines 11, 12, and 13, and inserting in lieu thereof the word "appraisal".

2. Page 1, line 13, by inserting after the first word "of" the words "mailing the notice of".

3. Page 1, line 14, by inserting after the word "court." the following: "The sheriff shall endorse the date of mailing of notice upon the original appraisal of damages."

4. Page 1, line 16, by inserting after the first comma the word "or".

The amendment was adopted.

Dunton of Keokuk, District 88, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 215)

The ayes were, 94:

Alt	Freeman	Mendenhall	Shaw
Anania	Gluba	Menefee	Siglin
Andersen	Goode	Middleswart	Skinner
Bennett	Grassley	Millen	Small
Bergman	Hansen	Miller	Sorg
Blouin	Hill	Moffitt	Stanley
Bray	Holden	Mollett	Stokes
Camp	Husak	Nielsen	Strand
Campbell	Jesse	Norpel	Stromer
Christensen	Johnston	Nystrom	Strothman
Clark	Kehe	Patton	Taylor
Cochran	Kelly	Pellett	Tieden
Curtis	Kennedy	Pelton	Trowbridge
Den Herder	Kinley	Priebe	Uban
Dougherty	Knoblauch	Radl	Varley
Doyle	Knoke	Rex	Waugh
Drake	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Edelen	Larson	Sargisson	Willits
Egenes	Lipsky	Schmeiser	Winkelman
Ellsworth	Logemann	Schroeder	Wirtz
Ewell	Mayberry	Schwieger	Wyckoff
Fischer, H. O.	McCormick	Scott	Mr. Speaker
Fisher, C. R.	McElroy		

The nays were, none.

Absent or not voting, 6:

Franklin	Lawson	Pierson	Schwartz
Hamilton	Monroe		

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

#### HOUSE FILE 424 REREFERRED

Fischer of Grundy, District 35, asked and received unanimous consent that **House File 424** be removed from the noncontroversial calendar and referred to the committee on **commerce**.

#### SENATE FILE 159 RERFERRED

Tieden of Clayton, District 14, asked and received unanimous consent that **Senate File 159** be removed from the calendar under motions to reconsider and be rereferred to the committee on **conservation**.

#### MOTION TO RECONSIDER

(Winkelman-Curtis Amendment to House File 654)

I hereby move to reconsider the vote by which division 1 of the Winkelman-Curtis amendment, filed April 23, 1971, to the Stromer amendment to House File 654, filed April 22, 1971, failed to be adopted on April 23, 1971.

HERBERT L. CAMPBELL

## AMENDMENTS FILED

- 1 Amend House File 625, page 2, by striking all  
2 of lines 14 through 18.

KEHE of Bremer, District 12

1 Amend House File 654 as follows:

2 1. Page 2, line 14, insert after the word "district"  
3 the words ", and the performance classification of each  
4 school district".

5 2. Page 2, line 16, insert after the period the  
6 following:

7 "The result is the amount of per pupil state aid the  
8 district is entitled to receive if it is a class three  
9 school district. A class two school district is entitled  
10 to receive one hundred ten percent of its class three per  
11 pupil state aid. A class one school district is entitled  
12 to receive one hundred twenty percent of its class three  
13 per pupil state aid. The standards for performance classi-  
14 fication of school districts are as follows:

15 1. A school district is classified as a class one  
16 district if more than one percent of the students in the  
17 district are members of a racial minority or are culturally  
18 deprived, and the district offers comprehensive course  
19 offerings including programs for college and noncollege-  
20 bound students as follows:

21 a. At least two vocational sequences beyond present  
22 minimum state standards for noncollege-bound students.

23 b. Programs for physically and mentally handicapped  
24 students.

25 c. At least two offerings beyond present minimum  
26 state standards in other academic areas.

27 d. Programs designed for dropouts and potential drop-  
28 outs.

29 e. At least two experimental or innovative programs.

30 2. A school district is classified as a class two  
31 district if more than one-half of one percent of the  
32 students in the district are members of a racial minority  
33 or are culturally deprived, and the district offers compre-  
34 hensive course offerings including programs for college  
35 and noncollege-bound students as follows:

36 a. At least one vocational sequence beyond present  
37 minimum state standards for noncollege-bound students.

38 b. Programs for physically and mentally handicapped  
39 students.

40 c. At least one offering beyond present minimum  
41 state standards in other academic areas.

42 d. At least one experimental or innovative program.

43 3. A school district is classified as a class three  
44 district if it meets present minimum state standards but  
45 does not qualify for a higher classification.

46 The state superintendent of public instruction shall  
47 make rules and regulations to implement the classification  
48 of school districts and shall determine the proper classi-  
49 fication of each district, according to the standards pro-

50 vided in this section. As used in this section, students  
51 who are culturally deprived means students who, because of  
52 poverty, neglect, delinquency, or cultural or linguistic  
53 isolation from the community at large, have need of special  
54 educational assistance in order that their level of educa-  
55 tional attainment may be raised to the level appropriate  
56 for students of their age.”  
57 3. Page 3, line 1, insert after the word “aid” the  
58 words “for its performance classification”.

LIPSKY of Linn, District 46  
STANLEY of Linn, District 45

On motion by Kreamer of Polk, District 63, the House adjourned  
until 9:00 a.m., Tuesday, April 27, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Seventh Calendar Day—Seventieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, APRIL 27, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Lawrence Sprankle, pastor of the First Baptist Church, Marion, Iowa.

The Journal of Monday, April 26, 1971, was approved.

## PRESENTATION OF VISITORS

Mendenhall of Allamakee, District 13, presented to the House the Honorable Thomas S. Roe, former member of the House in the Sixty-first and Sixty-second General Assemblies, representing Allamakee County.

The Speaker announced that the following visitors were present in the House chamber :

Twenty-four eighth grade students from Clearfield School, Clearfield, Iowa, accompanied by their teacher, Vera Carson. By Christensen of Union, District 95.

Sixty government class students from Ballard High School, Huxley, Iowa, accompanied by their teachers, Mr. Anderson and Mr. Cole. By Larson of Story, District 34.

Thirty-six government class students from the West Branch High School, West Branch, Iowa, accompanied by their teacher, Mrs. Simon. By Hamilton of Cedar, District 72.

Nine junior high students from Clear Lake Junior High School, Clear Lake, Iowa, accompanied by Mrs. Holmes Pedelty and Mrs. Richard Dunn. By Scott of Cerro Gordo, District 18.

Fifty-one senior high students from Newton Community School, Newton, Iowa, accompanied by their teacher, James Ogden. By Roorda of Jasper, District 67.

Forty-eight senior students from Albert City-Truesdale School, Albert City, Iowa, accompanied by their teachers, Mr. Henningson and Mr. Morey. By Freeman of Buena Vista, District 15.



Third grade class from Mormon Trail Community School, Humes-ton, Iowa, accompanied by their teachers, Mrs. Muriel Baker and Mrs. Ruth Miller. By Moffitt of Appanoose, District 96.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Hansen of Black Hawk, District 37, from twenty-eight resi-dents of Black Hawk County urging legislative study of the Gover-nor's Economy Committee recommendations.

By Dougherty of Monroe, District 94, a resolution from the city of Albia favoring an increase in sales tax from three to four percent with the proceeds being returned to cities, towns, and counties on a per capita basis and opposing any increase in state sales or income tax unless the equivalent of one-half of one cent of sales tax is re-turned to cities and towns on a per capita basis.

By Waugh of Monona, District 27, from thirty-nine residents of District 27 opposing federal meat inspection.

By Larson of Story, District 34, a resolution from the Ames City Council favoring House File 574 passage in a form that eliminates the mandatory publication of council minutes.

By Shaw of Scott, District 78, from two hundred fourteen resi-dents of Scott County opposing aid to private schools.

By Millen of Van Buren, District 99, from eighty-seven residents of District 99 and members of the Keokuk Trades and Labor Assem-bly opposing the reduction of the weekly unemployment compensa-tion pay.

#### BIRTHDAY CONGRATULATIONS

Waugh of Monona, District 27, rose on a point of personal privi-lege and on behalf of the House extended to the Honorable John W. Patton a "Happy Birthday."

#### INTRODUCTION OF BILLS

**House File 673**, by Taylor, Sargisson, Logemann, Schroeder, Schwieger, Radl, Wells, Moffitt, and Roorda, a bill for an act relat-ing to the control of access to highways in the secondary road system.

Read first time and referred to committee on **transportation**.

**House File 674**, by Trowbridge, Kelly, Schwieger, Hill, Anania, Tieden, Knoke, Larson, Small, Priebe, Knoblauch, Mayberry, Kehe,

Ellsworth, Taylor, Schwartz, Doyle, Norpel, Gluba, Kennedy, Bennett, Skinner, Mollett and Dougherty (Walsh, Riley, Kennedy and Griffin), a bill for an act relating to the sale and distribution of wine containing not more than seventeen percent alcohol by weight, declaring certain acts to be unlawful and prescribing penalties therefor.

Read first time and referred to committee on **law enforcement**.

#### HOUSE CONCURRENT RESOLUTION 36

By Husak, Siglin and Moffitt

*Whereas*, some members of Congress are submitting an amendment to federal law which would provide that daylight saving time commence Memorial Day and end Labor Day; and

*Whereas*, such an amendment would be beneficial for young school children who, because of daylight saving time, often do not receive a sufficient amount of sleep because of the manner daylight saving time affects their sleeping habits; and

*Whereas*, the proposed date for daylight saving time provides a better schedule for initiating daylight saving time since it more nearly coincides with the natural school year and the months of the year considered by most people to represent the summer season, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the General Assembly endorse the efforts of Congressmen proposing to amend the daylight saving time law as above, and

*Be It Further Resolved*, That copies of this resolution be forwarded by the Secretary of State to members of the Iowa Congressional delegation.

Laid over under Rule 25.

#### REPORT OF CONFERENCE COMMITTEE (Senate File 188)

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 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendments.
2. That Senate File 188 as 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. Criminal Trespass. Definitions:

1. The term ‘property’ shall include any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure whether publicly or privately owned.

2. The term ‘trespass’ shall mean one or more of the following acts:

- a. Entering upon or in property without legal justification or without the implied or actual permission of the owner, lessee, or person in lawful

possession with the intent to commit a public offense or to use, remove therefrom, alter, damage, harass, or place thereon or therein anything animate or inanimate, without the implied or actual permission of the owner, lessee, or person in lawful possession.

b. Entering or remaining upon or in property without legal justification after being notified or requested to abstain from entering or to remove or vacate therefrom by the owner, lessee, or person in lawful possession, or the agent or employee of the owner, lessee, or person in lawful possession, or by any peace officer, magistrate, or public employee whose duty it is to supervise the use or maintenance of the property.

c. Entering upon or in property for the purpose or with the effect of unduly interfering with the lawful use of the property by others.

d. Being upon or in property and using, removing therefrom, altering, damaging, harassing, or placing thereon or therein anything animate or inanimate, without the implied or actual permission of the owner, lessee, or person in lawful possession.

Sec. 2. Any person who shall knowingly trespass upon the property of another is guilty of a public offense and upon conviction shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail for a term not to exceed thirty days.

Sec. 3. Any person committing a trespass as defined in section one (1) of this Act resulting in injury to any person or damage in an amount of more than one hundred dollars to anything, animate or inanimate, located thereon or therein shall be punished by a fine not to exceed three hundred dollars or by imprisonment in the county jail not to exceed six months or by both such fine and imprisonment.

Sec. 4. Sections seven hundred forty-four point three (744.3), and seven hundred forty-six point four (746.4), Code 1971, are repealed.

Sec. 5. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Creston News-Advertiser, a newspaper published in Creston, Iowa, and in the Marshalltown Times-Republican, a newspaper published in Marshalltown, Iowa."

On the part of the Senate:

JOHN L. MOWRY, Chairman  
EDWARD E. NICHOLSON  
R. DEAN ARBUCKLE  
EUGENE M. HILL

On the part of the House:

GEORGE J. KNOKE, Chairman  
WILLARD HANSEN  
PERRY L. CHRISTENSEN  
KEITH H. DUNTON

#### CONFERENCE COMMITTEE REPORT ADOPTED

(House File 369)

Holden of Scott, District 75, called up for consideration the report of the conference committee on **House File 369**, a bill for an act relating to fees for census searches charged by the Iowa department of history and archives, as follows:

#### REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 369

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 House File 369, an act relating to fees for census searches charged by the Iowa department of history and archives, respectfully submit the following recommendations:

1. That the Senate amendment to House File 369 be amended as follows:

1. By striking from line 3 the word "If".

2. By striking lines 4 through 8, inclusive, and inserting in lieu thereof the following:

*"In addition to the three dollar fee, if the request for a search of census records is for the purpose of determining genealogy, the curator shall require a deposit of ten dollars and shall charge to the person requesting the search the actual cost of performing the search. If the actual cost of performing the search is less than ten dollars, the curator shall refund to the person requesting the search the difference between the actual cost and the ten dollar deposit. If the actual cost of performing the search exceeds ten dollars, the curator shall inform the person requesting the search of the additional amount due, and shall forward the results of the search upon receipt of the additional amount. All fees collected".*

2. That the House of Representatives concur in the Senate amendment.

On the part of the Senate:

EDWARD E. NICHOLSON, Chairman  
JAMES A. POTGETER  
ROGER J. SHAFF  
MINNETTE F. DODERER

On the part of the House:

EDGAR H. HOLDEN, Chairman  
GEORGE N. PIERSON  
HERBERT L. CAMPBELL  
JAMES H. SCHWARTZ

Holden of Scott moved that the conference committee report and the amendments contained therein be adopted.

Motion prevailed and the report was adopted.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 369)

The ayes were, 80:

Alt	Dunton	Knoblauch	Millen
Anania	Edelen	Knoke	Miller
Andersen	Egenes	Kreamer	Moffitt
Bergman	Ellsworth	Kruse	Mollett
Bray	Fischer, H. O.	Larson	Monroe
Camp	Fisher, C. R.	Lawson	Nielsen
Campbell	Gluba	Lipsky	Norpel
Christensen	Goode	Logemann	Nystrom
Clark	Grassley	Mayberry	Patton
Curtis	Hansen	McCormick	Pellett
Den Herder	Hill	McElroy	Pelton
Dougherty	Holden	Mendenhall	Pierson
Doyle	Kehe	Menefee	Priebe
Drake	Kelly	Middleswart	Radl

Rex	Scott	Strand	Uban
Rodgers	Siglin	Stromer	Waugh
Sargisson	Small	Strothman	Willits
Schroeder	Sorg	Taylor	Winkelman
Schwartz	Stanley	Tieden	Wyckoff
Schwieger	Stokes	Trowbridge	Mr. Speaker

**The nays were, 9:**

Blouin	Jesse	Kennedy	Schmeiser
Ewell	Johnston	Kinley	Wells
Husak			

**Absent or not voting, 11:**

Bennett	Freeman	Shaw	Welden
Cochran	Hamilton	Skinner	Wirtz
Franklin	Roorda	Varley	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### CONSIDERATION OF BILLS

#### WAYS AND MEANS CALENDAR

**House File 145**, a bill for an act to provide an excise tax on the sale of turkeys and providing a penalty for certain violations of this act, with report of committee recommending amendment and passage, was taken up for consideration.

Strothman of Henry, District 90, asked and received unanimous consent to withdraw the amendment filed by the committee on agriculture on February 18, 1971, and found on page 397 of the House Journal.

Fisher of Greene, District 56, offered the following amendment filed by Fisher, et al.:

Amend House File 145 as follows:

1. Page 3, line 9, by striking the word "There" and inserting in lieu thereof the words "If approved by a majority of the voters at a referendum as provided in section ten (10) of this Act, there".

2. Page 3, by striking lines 31 through 33, inclusive, and inserting in lieu thereof the following:

"lected from the fees shall be deposited with the treasurer of state in a separate special fund to be known as the Iowa turkey account."

3. Page 4, lines 10 and 11, by striking the words ", and approved by the secretary of agriculture".

4. Page 4, by striking lines 22 through 28, inclusive, and inserting in lieu thereof the following:

"Sec. 10. Upon receipt of a petition signed by at least twenty-five producers requesting an initial referendum election to determine whether to impose the fee as provided

in section two (2) of this Act, the secretary shall call and conduct an initial referendum.”

5. Page 4, line 30, by striking the word “extend” and inserting in lieu thereof the word “impose”.

6. Page 5, by striking lines 8 through 20, inclusive, and inserting in lieu thereof the following:

“period. If the secretary finds that the majority of voters favor imposing the fee, the fee shall be imposed within ninety days following the referendum and shall continue for a period of five years unless extended. If the majority of voters do not favor imposing the fee, the fee will not be imposed until another referendum is held and a majority of voters favor imposing the fee.

If the majority of voters do not favor imposing the fee, a second referendum may be called by the secretary if petitioned by twenty-five producers and conducted within one hundred eighty days after the referendum. If a majority of voters do not favor imposition of the fee at the second referendum, an initial referendum shall not be conducted within a period of two years.

Subsequent referendums to extend the imposition of the fee shall be held at least thirty days prior to the termination of the period for which the fee is imposed. If the majority of voters do not favor extending the imposition of the fee, the moneys remaining in the Iowa turkey account shall continue to be expended in accordance with the provisions of this Act until exhausted.”

Small of Johnson, District 69, asked for unanimous consent that House File 145 be deferred and retained on the calendar.

Objection was raised.

Small of Johnson, District 69, moved that House File 145 be deferred and retained on the calendar.

The motion lost.

Fisher of Greene, District 56, moved adoption of the Fisher, et al., amendment.

The amendment was adopted.

Fischer of Grundy, District 35, moved the previous question on House File 145.

A non-record roll call was requested.

The ayes were 56, nays 36.

The motion prevailed.

Rex of Hamilton, District 31, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 145)

The ayes were, 75:

Alt	Fisher, C. R.	Millen	Scott
Anania	Gluba	Miller	Siglin
Andersen	Hansen	Moffitt	Sorg
Bennett	Holden	Mollett	Stanley
Bergman	Husak	Monroe	Stokes
Camp	Jesse	Nielssen	Strand
Campbell	Kehe	Norpel	Stromer
Christensen	Kelly	Nystrom	Strothman
Clark	Kinley	Patton	Taylor
Cochran	Knoblauch	Pellett	Tieden
Curtis	Kreamer	Pelton	Trowbridge
Den Herder	Kruse	Pierson	Waugh
Dougherty	Larson	Priebe	Wells
Doyle	Lawson	Rex	Willits
Drake	Logemann	Rodgers	Winkelman
Dunton	McElroy	Roorda	Wirtz
Edelen	Mendenhall	Sargisson	Wyckoff
Egenes	Menefee	Schmeiser	Mr. Speaker
Fischer, H. O.	Middleswart	Schroeder	

The nays were, 22:

Blouin	Grassley	Mayberry	Shaw
Bray	Hill	McCormick	Small
Ellsworth	Johnston	Radl	Uban
Ewell	Kennedy	Schwartz	Varley
Franklin	Knoke	Schwieger	Welden
Goode	Lipsky		

Absent or not voting, 3:

Freeman	Hamilton	Skinner
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 433, a bill for an act relating to motor vehicle registration plates.

Also: That the Senate has adopted the conference committee report and the amendments contained therein and passed:

House File 369, a bill for an act relating to fees for census searches.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 274, a bill for an act relating to the military leave of absence for civil employees.

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

House File 283, a bill for an act relating to the payment of claims.

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

House File 384, a bill for an act relating to changing certain references in the Code.

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

House File 429, a bill for an act relating to the preparation of ballots and voting machines for constitutional amendments.

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

House File 470, a bill for an act relating to the sale or transfer of live-stock brands.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 473, a bill for an act relating to part-time work in agriculture by minors.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 274

- 1 Amend House File 274, as passed by the House, as follows:
- 2 1. Page 1, lines 8 and 9, by striking the words "*in*
- 3 *temporary employment*" and inserting in lieu thereof the
- 4 words "*employed temporarily for six months or less*".

#### SENATE AMENDMENT TO HOUSE FILE 473

- 1 Amend House File 473, page 1, by adding the following new
- 2 section after line 9:
- 3 Sec. 2. This Act, being deemed of immediate importance,
- 4 shall take effect and be in force from and after its publi-
- 5 cation in The Knoxville Express, a newspaper published in
- 6 Knoxville, Iowa, and in The Record-Herald and Indianola
- 7 Tribune, a newspaper published in Indianola, Iowa.



## Committee of the Whole

## COMMITTEE OF THE WHOLE

(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and that the Speaker of the House preside as chairman of the committee.

The motion prevailed.

The committee resumed consideration of the Stromer, et al., amendment filed on April 22, 1971, and found on pages 1056 to 1062 of the House Journal.

Campbell of Washington, District 89, called up for consideration his motion to reconsider filed on April 26, 1971, and moved to reconsider the vote by which amendment 1 of the Winkelman-Curtis amendment to the Stromer amendment filed on April 23, 1971, and found on pages 1085 and 1086 of the House Journal, failed to be adopted on April 23, 1971.

Roll call was requested by Winkelman of Calhoun, District 26, and Campbell of Washington, District 89.

On the question "Shall the vote by which the Winkelman-Curtis amendment failed to be adopted be reconsidered?"

## The ayes were, 40:

Anania	Freeman	Pellett	Sorg
Campbell	Grassley	Pierson	Stokes
Christensen	Kinley	Priebe	Strand
Cochran	Kruse	Radl	Stromer
Curtis	Logemann	Rex	Strothman
Dougherty	McElroy	Rodgers	Taylor
Doyle	Mendenhall	Roorda	Tieden
Drake	Middleswart	Sargisson	Winkelman
Dunton	Miller	Scott	Wirtz
Fischer, H. O.	Nielsen	Skinner	Wyckoff
Fisher, C. R.			

## The nays were, 51:

Alt	Den Herder	Goode	Kehe
Andersen	Edelen	Hansen	Kelly
Bergman	Egenes	Hill	Kennedy
Blouin	Ellsworth	Holden	Knoke
Bray	Ewell	Husak	Kreamer
Camp	Franklin	Jesse	Larson
Clark	Gluba	Johnston	Lawson

## Committee of the Whole

Lipsky	Nystrom	Shaw	Uban
McCormick	Patton	Siglin	Waugh
Menefee	Schmeiser	Small	Wells
Moffitt	Schroeder	Stanley	Willits
Mollett	Schwartz	Trowbridge	Mr. Speaker
Monroe	Schwieger		

## Absent or not voting, 9:

Bennett	Mayberry	Norpel	Varley
Hamilton	Millen	Pelton	Welden
Knoblauch			

The motion lost.

(Stromer, et al., amendment pending.)

Lipsky of Linn, District 46, offered the following amendment filed by her and Stanley of Linn, District 45:

Amend House File 654 as follows:

1. Page 2, line 14, insert after the word "district" the words "and the performance classification of each school district".

2. Page 2, line 16, insert after the period the following:

"The result is the amount of per pupil state aid the district is entitled to receive if it is a class three school district. A class two school district is entitled to receive one hundred ten percent of its class three per pupil state aid. A class one school district is entitled to receive one hundred twenty percent of its class three per pupil state aid. The standards for performance classification of school districts are as follows:

1. A school district is classified as a class one district if more than one percent of the students in the district are members of a racial minority or are culturally deprived, and the district offers comprehensive course offerings including programs for college and noncollege-bound students as follows:

a. At least two vocational sequences beyond present minimum state standards for noncollege-bound students.

b. Programs for physically and mentally handicapped students.

c. At least two offerings beyond present minimum state standards in other academic areas.

d. Programs designed for dropouts and potential dropouts.

e. At least two experimental or innovative programs.

2. A school district is classified as a class two district if more than one-half of one percent of the students in the district are members of a racial minority or are culturally deprived, and the district offers comprehensive course offerings including programs for college and noncollege-bound students as follows:

a. At least one vocational sequence beyond present minimum state standards for noncollege-bound students.

## Committee of the Whole

b. Programs for physically and mentally handicapped students.

c. At least one offering beyond present minimum state standards in other academic areas.

d. At least one experimental or innovative program.

3. A school district is classified as a class three district if it meets present minimum state standards but does not qualify for a higher classification.

The state superintendent of public instruction shall make rules and regulations to implement the classification of school districts and shall determine the proper classification of each district, according to the standards provided in this section. As used in this section, students who are culturally deprived means students who, because of poverty, neglect, delinquency, or cultural or linguistic isolation from the community at large, have need of special educational assistance in order that their level of educational attainment may be raised to the level appropriate for students of their age."

3. Page 3, line 1, insert after the word "aid" the words "for its performance classification".

Grassley of Butler, District 10, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Freeman of Buena Vista, District 15, offered the Freeman, et al., amendment filed on April 21, 1971, and found on page 1031 of the House Journal.

Freeman of Buena Vista, District 15, asked and received unanimous consent that action on the amendment be deferred.

The committee resumed consideration of the Stromer, et al., amendment.

Stromer of Hancock, District 8, offered the following amendment to the Stromer, et al., amendment and moved its adoption:

Amend the Stromer, et al., amendment to House File 654, filed April 22, 1971, page 1, line 18, by striking the word "twenty-five".

The amendment to the amendment was adopted.

(House File 654 and the Stromer, et al., amendment as amended pending.)

Varley of Adair, District 84, moved that the committee of the whole now rise.

Motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

REPORT OF COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

- H. F. 632 COMMITTEE BILL. Amending House File 119 of the Sixty-fourth General Assembly, relating to population of election precincts. By committee on state government; Fisher of Greene, chairman.
- H. F. 9 Relating to the Governor's committee on employment of the handicapped. By Fisher of Greene, Shaw and Drake. (Companion Bill S. F. 49)
- H. F. 658 COMMITTEE BILL. Relating to flashing emergency lights on motor vehicles. By committee on transportation; Goode, chairman.
- H. F. 463 Relating to emergency succession and location of state and local governments. By Goode.
- H. F. 537 Relating to the age of requirement for marriage. By Kelly.
- H. F. 565 Legalize the proceedings of the city councils of the City of Windsor Heights and City of Clive in adopting an intergovernmental corporation boundary agreement. By Alt.
- H. F. 668 COMMITTEE BILL. Relating to the definition of flammable liquids. By committee on social services; Holden, chairman.

NATHAN F. SORG, Chairman

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 12, 550, 572, and Senate Files 120 and 417.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 12, 550, 572 and Senate Files 120 and 417.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 27th day of April, 1971, sent to the Governor for his approval: House Files 12, 550, and 572.

ELIZABETH R. MILLER, Chairman

Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 26, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 29, an act relating to the payment of subsequent damages to property owners.

House File 551, an act relating to registration of motor vehicles.

Senate File 78, an act to establish a program to permit doctors' assistants to work under a doctor's supervision.

Senate File 210, an act relating to the conversion of credit union charters.

Senate File 225, an act relating to the definition of a nonresident for the purpose of making service of process.

Senate File 257, an act relating to fish which may be taken with licensed commercial fishing gear.

Senate File 277, an act to legalize and validate the procedures wherein the West Marshall Community School District in the Counties of Marshall and Story entered into contract for the sale of certain real estate.

Senate File 312, an act relating to the organization of corporations.

Senate File 347, an act relating to private foundations and charitable trusts.

## REPORT OF COMMITTEE

Kehe of Bremer, District 12, from the committee on environmental preservation, submitted the following report:

**MR. SPEAKER:** Your committee on environmental preservation, to whom was referred **Senate File 326**, a bill for an act relating to the authority of the chemical technology review board, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LUVERN W. KEHE, Chairman

## AMENDMENTS FILED

- 1 Amend House File 574 as follows:
- 2 Page 95, by adding after line 22, the following new
- 3 subsection:

4     3. If a city enters into an agreement with one or  
 5 more public or private agencies, as defined in chapter  
 6 twenty-eight E (28E) of the Code, for joint or cooperative  
 7 action in planning, owning, constructing, or operating  
 8 physical facilities to be used in connection with a city  
 9 utility, the provisions of sections one hundred fifty-nine  
 10 (159) through one hundred seventy-three (173), inclusive,  
 11 of this Act shall apply and be available, and the provi-  
 12 sions of sections one hundred seventy-five (175) through  
 13 one hundred eighty (180), inclusive, of this Act shall not  
 14 be mandatory.

HANSEN of Black Hawk, District 37

1     Amend House File 654 as follows:

2     1. Page 19, by inserting after line 20 the following  
 3 new sections:

4     Sec. 28. Section four hundred twenty-seven point one  
 5 (427.1), subsection two (2), Code 1971, is amended as  
 6 follows:

7     2. MUNICIPAL AND MILITARY PROPERTY. The property of a  
 8 county, township, city, town, school corporation, levee  
 9 district, drainage district or military company of the  
 10 state of Iowa, when devoted to public use and not held for  
 11 pecuniary profit. *However, the exemptions provided under*  
 12 *this subsection for the property of cities and towns shall*  
 13 *not apply to property of a municipal utility and the proper-*  
 14 *ty of municipal utilities shall be subject to taxation.*

15     Sec. 29. Each year, on or before May first, municipally-  
 16 owned utilities shall file a verified statement listing all  
 17 property owned by the municipally-owned utility in the of-  
 18 fice of the director of revenue, and the director of revenue  
 19 shall determine the value and shall assess the property of  
 20 municipally-owned utilities in the same manner as he deter-  
 21 mines the value and assesses other comparable public  
 22 utility property, except that electric lines and associated  
 23 facilities operated at less than thirty-four thousand five  
 24 hundred volts and substations, transformers and associated  
 25 facilities operated at less than thirty-four thousand five  
 26 hundred volts on the low voltage side are defined as  
 27 distribution lines and the actual value thereof for the  
 28 purpose of section four hundred thirty-seven point six  
 29 (437.6) of the Code shall be twenty-five percent of the  
 30 original cost of the distribution lines.

FISHER of Greene, District 56  
 ROORDA of Jasper, District 67

1     Amend House File 654, page 9, by inserting  
 2 after line 30 the following new section:

3     "Section four hundred twenty-five point one  
 4 (425.1), subsection five (5), paragraph one (1), Code  
 5 1971, is amended as follows:

6     5. In addition to the homestead credit of  
 7 twenty-five mills on twenty-five hundred dollars of  
 8 assessed valuation allowable under this chapter, in  
 9 the event the owner, as defined in this chapter, is

10 over sixty-five years of age, or is totally disabled,  
 11 and provided that his Iowa net income, as defined in  
 12 section 422.7, plus interest and dividends from  
 13 federal securities and income from social security  
 14 and other tax-exempt retirement or pension plans, when  
 15 included with that of the spouse, brother, sister, son,  
 16 daughter, if any, living with the claimant, is less  
 17 than [three thousand five hundred] *four thousand* dollars  
 18 for the last twelve-month income tax accounting  
 19 period, there shall be credited by the county auditor  
 20 on such owner's eligible homestead, [an amount equal  
 21 to but not exceeding the amount calculated as provided  
 22 in this section.] *an additional amount not to exceed*  
 23 *thirty-five mills on two thousand dollars of assessed*  
 24 *valuation allowable under this chapter."*

WELDEN of Hardin, District 32

1 Amend House File 654 as follows:

2 1. Page 19, by inserting after line 20 the following  
 3 new sections:

4 Sec. 28. Section four hundred twenty-six point one  
 5 (426.1), Code 1971, is amended as follows:

6 426.1 AGRICULTURAL LAND CREDIT FUND. There is hereby  
 7 created as a permanent fund in the office of the treasurer  
 8 of state a fund to be known as the agricultural land credit  
 9 fund, and for the purpose of establishing and maintaining  
 10 said fund for each fiscal year there is appropriated thereto  
 11 from [funds in] the general fund [not otherwise appropriated  
 12 the sum of eighteen million dollars] *an amount sufficient to*  
 13 *carry out the provisions of this chapter.* [Any balance in  
 14 said fund on June 30 shall revert to the general fund.]

15 Sec. 29. Section four hundred twenty-six point three  
 16 (426.3), Code 1971, is amended as follows:

17 426.3 WHERE CREDIT GIVEN. The agricultural land credit  
 18 fund shall be apportioned each year in the manner herein-  
 19 after provided so as to give a credit against the tax on  
 20 each tract of agricultural lands within the several school  
 21 districts of the state in which the millage for the general  
 22 school fund exceeds [twenty] *twenty-seven and one-half* mills;  
 23 the amount of such credit on each tract of such lands shall  
 24 be the amount the tax levied for the general school fund  
 25 exceeds the amount of tax which would be levied on said  
 26 tract of such lands were the levy for the general school  
 27 fund [twenty] *twenty-seven and one-half* mills for the  
 28 previous year[, except in the case of a deficiency in the  
 29 agricultural land credits fund to pay said creditors in full,  
 30 in which case the credit on each eligible tract of such  
 31 lands in the state shall be proportionate and shall be  
 32 applied as hereinafter provided]. The agricultural land  
 33 credit as provided herein shall not be made to any taxpayer  
 34 on any portion of his property upon which he may obtain a  
 35 homestead credit, as provided by chapter 425.

36 Sec. 30. Section four hundred twenty-six point six  
 37 (426.6), unnumbered paragraph one (1), Code 1971, is amended

38 as follows:

39 The agricultural land tax credit allowed each year shall  
40 be computed as follows: On or before the first of June the  
41 county auditor shall list by school districts all tracts of  
42 agricultural lands which they are entitled to credit here-  
43 under, together with the taxable value for the previous  
44 year, together with the budget from each school district  
45 for the previous year, and the tax rate determined for the  
46 general fund of the district in the manner prescribed in  
47 section 444.3 for the previous year, and if such tax rate  
48 is in excess of [twenty] *twenty-seven and one-half* mills he  
49 shall multiply the millage which is in excess of [twenty]  
50 *twenty-seven and one-half* mills by the total taxable value  
51 of the agricultural lands entitled to credit hereunder in  
52 the district, and on or before the first of June certify  
53 the amount thereof to the state comptroller.

54 Sec. 31. Section four hundred twenty-six point seven  
55 (426.7), Code 1971, is amended as follows:

56 426.7 WARRANTS DRAWN BY COMPTROLLER. After receiving  
57 from the several county auditors of the state the  
58 certifications provided for in section 426.6, and on or  
59 before March 15, the state comptroller shall draw warrants  
60 on the agricultural land credits fund created by this  
61 chapter, payable to the county treasurers of the several  
62 counties of the state in the total amount certified by the  
63 county auditors of the respective counties and mail said  
64 warrants to the county auditors of said counties[, provided  
65 that in the event the agricultural land credits fund is  
66 insufficient to pay in full the total of the amounts  
67 certified to the state comptroller on the first of June, he  
68 shall prorate the fund to the several county treasurers and  
69 notify the several county auditors of the pro rata per-  
70 centage on or before August 1].

71 Sec. 32. Section four hundred twenty-six point eight  
72 (426.8), Code 1971, is amended as follows:

73 426.8 APPORTIONMENT BY AUDITOR. [Upon receiving the  
74 pro rata percentage from the state comptroller, the] *The*  
75 county auditor shall determine the amount [thereof] *of tax*  
76 *credit* to be credited to each tract of agricultural land,  
77 and shall enter upon tax lists as a credit against the tax  
78 levied on each tract of agricultural land on which there  
79 has been made an allowance of credit before delivering  
80 said tax lists to the county treasurer. Upon receipt of  
81 the comptroller's warrant by the county auditor, he shall  
82 deliver said warrant to the county treasurer for ap-  
83 portionment. The county treasurer shall show on each tax  
84 receipt the amount of tax credit for each tract of  
85 agricultural land. In case of change of ownership the  
86 credit shall follow the title.

87 Sec. 33. Section four hundred twenty-six point nine  
88 (426.9), Code 1971, is repealed.

89 2. Amend the title, page 1, line 5, by inserting after  
90 the word "penalties," the words "increasing the  
91 agricultural land tax credit,".



92 3. Renumber the sections and correct internal  
93 references to sections as necessary to conform to this  
94 amendment.

NIELSEN of Shelby, District 53  
FISHER of Greene, District 56

1 Amend the Freeman, et al., amendment to House File 654,  
2 filed on April 22, 1971, appearing on page 1054 of the House  
3 Journal by inserting in line 23 after the period the words  
4 *"This subsection shall not apply to the property of*  
5 *educational institutions, which shall be subject to subsec-*  
6 *tion eleven (11) of this section.*

FREEMAN of Buena Vista, District 15

1 Amend House File 654 as follows:

2 1. Page 19, by adding after line 20, the following  
3 new sections:

4 Sec. 28. DEFINITIONS. For the purposes of this  
5 Act, unless the context otherwise requires:

6 1. "Income" means net income as defined in section  
7 four hundred twenty-two point seven (422.7) of the Code,  
8 plus, the amount of capital gains excluded from the  
9 adjusted gross income, interest and dividends from  
10 federal securities, social security benefits, and income  
11 from other tax-exempt retirement or pension plans.

12 2. "Homestead" means homestead as defined in section  
13 four hundred twenty-five point eleven (425.11) of the  
14 Code, and in addition, includes a dwelling or part of  
15 a multi-dwelling which is owned or rented and in which  
16 the person claiming the credit actually resides and  
17 a mobile home which is owned or rented by the person  
18 claiming the credit and in which the person claiming  
19 the credit actually resides.

20 3. "Property taxes accrued" means property taxes  
21 levied on the homestead in the preceding year, exclusive  
22 of special assessments, delinquent interest and charges,  
23 and collectible during the same year in which the credit  
24 is claimed.

25 4. "Gross rent" means rental paid solely for the  
26 right of occupancy of a homestead, exclusive of charges  
27 for any utilities, services, furnishings, or personal  
28 property appliances furnished by the landlord as a part  
29 of the rental agreement.

30 5. "Rent constituting property taxes accrued" means  
31 twenty percent of the gross rent actually paid on the  
32 homestead during the preceding calendar year by the  
33 person claiming the credit.

34 Sec. 29. CLAIM FOR PROPERTY TAXES ACCRUED. Any  
person

35 sixty-five years of age or older or totally disabled shall  
36 be entitled to a credit against his state income taxes for  
37 property taxes accrued based upon his income. The amount  
38 of any credit shall be computed in accordance with the  
39 following table:

40		He shall be entitled to
41		a credit against his
42		state income taxes equal
43	If the person's	to the amount by which
44	income is:	the property taxes ac-
45		crued on his homestead
46		exceeds the following
47		percentage of his income:
48	Less than \$1,000	2%
49	\$1,000 or over and less than \$2,000	3%
50	\$2,000 or over and less than \$3,000	4%
51	\$3,000 or over and less than \$4,000	5%
52	\$4,000 or over and less than \$5,000	6%
53	\$5,000 or over and less than \$6,000	7%

54 Any person sixty-five years of age or older or totally  
 55 disabled with an income of six thousand dollars or more  
 56 shall receive no credit against his income taxes for  
 57 property taxes accrued.

58 When a homestead is owned by two or more persons  
 59 as joint tenants or tenants in common and one or more  
 60 of these persons does not reside in the homestead, the  
 61 property tax is the same proportion of the property  
 62 tax levied as the proportion of ownership of the  
 63 homestead by the person claiming the credit.

64 When a person owns his homestead for part of the  
 65 preceding year and rents it or a different homestead  
 66 for a part of that year, property tax means only the  
 67 property tax on the homestead multiplied by the  
 68 percentage of twelve months that the property was owned  
 69 and occupied by the person claiming the credit.

70 In no event shall the credit exceed the amount of  
 71 the property tax accrued.

72 **Sec. 30. CLAIM FOR RENT CONSTITUTING PROPERTY TAXES**

73 **ACCRUED.** Any person who is not eligible for the credit  
 74 provided in section two (2) of this Act and who is  
 75 sixty-five years of age or older or is totally disabled  
 76 shall be entitled to a credit against his state income  
 77 taxes for rent constituting property taxes accrued based  
 78 upon his income. The amount of any credit shall be com-  
 79 puted in accordance with the following table:

80		He shall be entitled to
81		a credit against his
82		state income taxes equal
83	If the person's	to the amount by which
84	income is:	the rent constituting
85		property taxes accrued
86		on his homestead exceeds
87		the following percentage
88		of his income:
89	Less than \$1,000	2%
90	\$1,000 or over and less than \$2,000	3%
91	\$2,000 or over and less than \$3,000	4%
92	\$3,000 or over and less than \$4,000	5%
93	\$4,000 or over and less than \$5,000	6%
94	\$5,000 or over and less than \$6,000	7%

95 Any person sixty-five years of age or older or totally  
96 disabled with an income of six thousand dollars or more  
97 shall receive no credit against his income taxes for rent  
98 constituting property taxes accrued.

99 If a claim is based on rent constituting property  
100 taxes accrued, the person filing the claim shall have  
101 rented property during the entire preceding calendar  
102 year for which he has filed a claim.

103 If two or more persons are qualified to file a claim  
104 for the same homestead, the persons shall determine  
105 which person shall file the claim.

106 Sec. 31. CLAIM AS INCOME TAX CREDIT OR REBATE.

107 If the allowable amount of a claim pursuant to  
108 section two (2) or section three (3) of this Act exceeds  
109 the income tax due on the person's income, or if there  
110 is no income tax due, the amount of the claim not used  
111 as a credit against state income taxes shall be paid  
112 to the person making the claim from the state general  
113 fund.

114 No interest shall be paid on any payment made to  
115 any person under the provisions of this Act.

116 Sec. 32. LIMITATIONS. The credit allowed under  
117 the provisions of this Act shall be subject to the  
118 following limitations:

119 1. Only one person shall be entitled to the credit  
120 for a homestead for each taxable year.

121 2. The amount of the credit which shall be allowed  
122 in any taxable year for property taxes accrued or rent  
123 constituting property taxes accrued shall not exceed  
124 three hundred dollars.

125 Sec. 33. SATISFACTION OF OUTSTANDING TAX LIABILI-  
TIES.

126 The amount of any claim payable under the provisions  
127 of this Act may be applied by the director of revenue  
128 against any outstanding tax liability in the name of  
129 the state against the person filing the claim.

130 Sec. 34. FILING DATE. No credit for property taxes  
131 accrued or rent constituting property taxes accrued  
132 shall be allowed or paid unless the claim is filed with  
133 the director of revenue on or before April thirtieth  
134 of each year.

135 In the case of illness, absence, or disability, or  
136 when in the judgment of the director of revenue good  
137 cause exists, he may extend the time for filing a claim  
138 under the provisions of this Act for a period not to  
139 exceed six months.

140 Sec. 35. PROOF OF CLAIM. Every person filing a  
141 claim for a credit for property taxes accrued or rent  
142 constituting property taxes accrued shall submit the  
143 following proof to the director of revenue to support  
144 his claim:

145 1. That he was sixty-five years of age or totally  
146 disabled before midnight on December thirty-first of  
147 the year immediately preceding the year the tax was

- 148 levied or the rent was paid.  
149 2. Statement of income.  
150 3. Receipts for rent paid.  
151 4. Name and address of the owner or manager of property  
152 rented.  
153 5. Property taxes accrued.  
154 6. Description of the property claimed as a homestead.  
155 7. A statement that the property taxes accrued have  
156 been or will be paid.  
157 8. A statement that there are no delinquent property  
158 taxes on the homestead.

159 **Sec. 36. ADMINISTRATION—RULES AND REGULATIONS.**

160 The director of revenue shall prescribe and make  
161 available the necessary forms with instructions for  
162 persons filing a claim for property taxes accrued or  
163 rent constituting property taxes accrued, including  
164 forms which may be filed as a part of the individual  
165 state income tax return.

166 The director may promulgate rules and regulations  
167 necessary to carry out the provisions of this Act.

168 **Sec. 37. AUDIT OF CLAIM.** The department of revenue  
169 shall audit each claim and if the director of revenue  
170 determines that the amount of the credit has been  
171 incorrectly determined, he shall redetermine the claim  
172 and give notice, in writing, to the person filing the  
173 claim of the redetermination and his reasons for it.  
174 The redetermination shall be final unless appealed to  
175 the district court within thirty days of receipt of  
176 the notice.

177 **Sec. 38. DENIAL OF CLAIM.** Any person who files  
178 a claim for a credit which is excessive and was filed  
179 with fraudulent intent shall be guilty of a misdemeanor.  
180 Upon conviction of the person filing the excessive and  
181 fraudulent claim, the director of revenue shall disallow  
182 the credit in full. If the claim has been paid or the  
183 credit allowed against income tax, the credit allowed  
184 against the income tax shall be canceled and the amount  
185 paid shall be recovered in the same manner as delinquent  
186 income taxes.

187 **Sec. 39. RENTAL DETERMINATION.** If a homestead is  
188 rented by a person from another person under  
189 circumstances deemed by the director of revenue not  
190 to be at arm's length, the director may determine the  
191 rent constituting property taxes accrued at arm's length,  
192 and the determination shall be final.

193 **Sec. 40. PUBLIC WELFARE RECIPIENTS EXCLUDED.** Any  
194 person who is a recipient of public funds for the payment  
195 of the taxes or rent during the period for which the  
196 claim is filed shall not be entitled to benefits provided  
197 in sections twenty-eight (28) through forty-one (41),  
198 inclusive, of this Act.

199 **Sec. 41. APPEALS.** If a claim for property taxes  
200 accrued or rent constituting property taxes accrued  
201 is filed and is disallowed in whole or in part, the

202 person making such claim may appeal the disallowance  
 203 by filing a petition in the district court within thirty  
 204 days from the date the claim was disallowed.  
 205 Sec. 42. Section four hundred twenty-five point  
 206 one (425.1), Code 1971, is amended by striking subsection  
 207 five (5).  
 208 2. Page 1, line 5, by inserting after the word "pen-  
 209 alties," the words "providing property tax relief for  
 210 persons sixty-five years of age and older or totally  
 211 disabled,".

GLUBA of Scott, District 76  
 COCHRAN of Webster, District 29  
 SMALL of Johnson, District 69  
 KINLEY of Polk, District 66  
 ANANIA of Polk, District 65  
 McCORMICK of Delaware, District 48  
 BLOUIN of Dubuque, District 49  
 PATTON of Buchanan, District 20  
 WILLITS of Polk, District 57  
 MIDDLESWART of Warren, District 93  
 LARSON of Story, District 34  
 NORPEL of Jackson, District 52  
 BRAY of Scott, District 77  
 JOHNSTON of Johnson, District 70  
 UBAN of Black Hawk, District 38  
 HUSAK of Tama, District 41  
 WELLS of Linn, District 44  
 SCOTT of Cerro Gordo, District 18  
 MONROE of Des Moines, District 92  
 WYCKOFF of Benton, District 42  
 DOUGHERTY of Monroe, District 94  
 KENNEDY of Chickasaw, District 11  
 JESSE of Polk, District 58  
 SCHWARTZ of Wapello, District 97  
 BENNETT of Polk, District 59  
 MAYBERRY of Webster, District 30  
 FRANKLIN of Polk, District 64  
 RADL of Linn, District 43  
 DUNTON of Keokuk, District 88  
 SCHMEISER of Des Moines, District 91  
 SKINNER of Polk, District 60  
 DOYLE of Woodbury, District 21  
 EWELL of Black Hawk, District 39  
 SARGISSON of Woodbury, District 24

1 Amend the Gluba, et al., amendment to House File 654  
 2 as follows:

3 1. By striking lines 6 through 11, inclusive, and  
 4 inserting in lieu thereof the following:

5 1. "Income" means the net income as defined in  
 6 section four hundred twenty-two point seven (422.7) of the  
 7 Code of the person claiming the credit, plus the amount of  
 8 capital gains excluded from the adjusted gross income,  
 9 interest and dividends from federal securities, social

10 security benefits, and income from other tax-exempt retire-  
 11 ment or pension plans and includes any income of the spouse,  
 12 brother, sister, son, and daughter of the person claiming  
 13 the credit, if living with the person claiming the credit.

14 2. By adding the following new section:

15 "The provisions of sections twenty-eight (28) through  
 16 forty-two (42), inclusive, of this Act shall become effec-  
 17 tive January 1, 1972."

18 3. Renumber sections and correct internal references  
 19 as necessary in accordance with this amendment.

GLUBA of Scott, District 76

1 Amend House File 654 as follows:

2 1. Page 14, by inserting after line 25 the following  
 3 section:

4 "A school district which has a fall enrollment of less  
 5 than six hundred pupils for the school year commencing  
 6 July 1, 1970 and ending June 30, 1971 shall formulate a  
 7 plan for reorganization and a referendum on reorganization  
 8 of the school district shall be held pursuant to this sec-  
 9 tion.

10 The school board shall, prior to October 1, 1971, submit  
 11 to the county board of education of the county in which the  
 12 school district is located a plan for reorganization with a  
 13 contiguous school district. The combined fall enrollments  
 14 for September, 1971 of the school districts involved in the  
 15 reorganization plan shall be at least one thousand two  
 16 hundred pupils.

17 The provisions of section two hundred seventy-five point  
 18 twelve (275.12), subsections two (2) and three (3), and  
 19 sections two hundred seventy-five point fourteen (275.14),  
 20 two hundred seventy-five point fifteen (275.15), and two  
 21 hundred seventy-five point sixteen (275.16), of the Code  
 22 shall apply to this section, except that any reference to  
 23 'petition' shall mean 'the plan submitted by the local  
 24 school board'. The provisions of sections two hundred  
 25 seventy-five point eighteen (275.18), two hundred seventy-  
 26 five point nineteen (275.19), two hundred seventy-five  
 27 point twenty (275.20), and two hundred seventy-five point  
 28 twenty-two (275.22) through two hundred seventy-five point  
 29 thirty-one (275.31), inclusive, of the Code shall apply to  
 30 this section."

31 2. By renumbering the remaining sections and correcting  
 32 internal references as necessary in accordance with this  
 33 amendment.

KENNEDY of Chickasaw, District 11

1 Amend House File 654 as follows:

2 1. Page 14, by inserting after line 25 the following  
 3 section:

4 "A school district which has a fall enrollment of less  
 5 than six hundred pupils for the school year commencing  
 6 July 1, 1970 and ending June 30, 1971 shall reorganize  
 7 pursuant to this section. The school board shall, prior

8 to October 1, 1971, submit to the county board of education  
 9 of the county in which the school district is located a  
 10 plan for reorganization with a contiguous school district.  
 11 The combined fall enrollments for September, 1971 of the  
 12 school districts involved in the reorganization plan shall  
 13 be at least one thousand two hundred pupils.

14 The provisions of section two hundred seventy-five  
 15 point twelve (275.12), subsections two (2) and three (3)  
 16 and sections two hundred seventy-five point fourteen  
 17 (275.14), two hundred seventy-five point fifteen (275.15),  
 18 and two hundred seventy-five point sixteen (275.16) of the  
 19 Code shall apply to a reorganization required by this  
 20 section, except that any reference to 'petition' shall mean  
 21 'the plan submitted by the local school board' and except  
 22 that the county board may alter, but shall not dismiss the  
 23 plan.

24 A special election for election of a board of directors  
 25 shall be held within thirty days following the decision of  
 26 the county board or state department of public instruction  
 27 and shall be called by the county superintendent pursuant  
 28 to section two hundred seventy-five point twenty-five  
 29 (275.25) of the Code.

30 The newly-formed school district shall be established  
 31 on July 1, 1972. The district required to reorganize shall  
 32 pay all expenses incurred by the county superintendent and  
 33 the county board of education in connection with the pro-  
 34 ceedings, including the election of the first board of  
 35 directors.

36 The provisions of sections two hundred seventy-five  
 37 point twenty-eight (275.28) through two hundred seventy-  
 38 five point thirty-one (275.31), inclusive, of the Code  
 39 shall apply to this section."

40 2. By renumbering the remaining sections and correct-  
 41 ing internal references as necessary in accordance with  
 42 this amendment.

KENNEDY of Chickasaw, District 11

1 Amend House File 654 as follows:

2 1. Page 5, strike lines 23 through 35, inclusive,  
 3 strike pages 6, 7, 8, and strike lines 1 through 30,  
 4 page 9, and insert in lieu thereof the following:

5 Sec. 7. ALLOWABLE GROWTH. To determine the total  
 6 allowable growth in dollars for each school district  
 7 each year, the state comptroller shall add together  
 8 the following amounts:

9 1. The percent of increase or decrease in taxable  
 10 property in the district for the current calendar year  
 11 over the last preceding calendar year, multiplied by  
 12 the part of the district's allowable general fund bud-  
 13 get for the last preceding school year which was  
 14 raised by property taxes.

15 2. The percentage growth factor for the state, as  
 16 determined by the percentage increase or decrease in  
 17 state general fund revenues, multiplied by the part of

18 the district's allowable general fund budget for the  
19 last preceding school year which was raised by state  
20 aid.

21 **Sec. 8. ADDITIONAL SCHOOL DISTRICT PROPERTY TAX**  
22 **LEVY.** The state comptroller shall determine the  
23 additional school district property tax levy, which is  
24 in addition to the foundation property tax levy, as  
25 follows:

26 1. The district cost per student for the current  
27 school year ending June thirtieth each year, plus the  
28 allowable growth in dollars, shall determine the dis-  
29 trict cost per student for the school year beginning  
30 July first each year.

31 2. The district cost per student multiplied by the  
32 estimated fall enrollment for the school year beginning  
33 July first each year, shall determine the maximum general  
34 fund budget for the district.

35 3. Subject to the maximum millage in section nine  
36 (9) of this Act, the general fund budget of this district  
37 less the amounts to be received from the school founda-  
38 tion property tax and from state aid shall determine  
39 the amount needed to be raised by the additional school  
40 district property tax levy.

41 No later than December first of each year the state  
42 comptroller shall notify the county auditor of each  
43 county the amount, both in dollars and mills, of the  
44 additional property tax levy. The county auditor or  
45 auditors shall spread the additional property tax levy  
46 over all the property in the school district.

47 **Sec. 9. MAXIMUM MILLAGE LEVY.** For the purpose of  
48 determining the maximum millage a school district may  
49 cause to be levied without a referendum, for school  
50 years subsequent to the 1972-1973 school year, the  
51 state comptroller shall determine the sum of the foun-  
52 dation property tax levy and the additional property  
53 tax levy, in mills. When this total millage rate exceeds  
54 the district general fund levy in mills for the school  
55 year which began July 1, 1972, he shall adjust the  
56 district general fund budget to the millage levy equal  
57 to the millage levy for the school year beginning July  
58 1, 1972, unless the district votes to accept the  
59 additional budgeted amount as provided in section ten  
60 (10) of this Act.

61 **Sec. 10. REFERENDUM.** If a school district exceeds  
62 its maximum millage as provided in section nine (9)  
63 of this Act, the school board shall submit to the voters  
64 of the school district, at a special election called  
65 for that purpose, the question of whether the board  
66 shall limit its budget as adjusted by the comptroller,  
67 or shall adopt the budget as proposed. The question  
68 submitted to the voters shall state clearly the differ-  
69 ence in the additional school district property tax  
70 rate and the school district income tax rate which will  
71 result if the board limits its budget or if it adopts



72 the budget as proposed.

73 If a majority of those voting favors adoption of  
74 the limited budget, the board of directors of the school  
75 district shall alter its budget as adjusted by the state  
76 comptroller, and shall certify the corrected budget  
77 to the county auditor and the state comptroller.

78 If a majority of those voting favors adoption of  
79 the budget as proposed, the excess amount shall be  
80 raised by a combination of property tax and school  
81 district income tax, as provided in the following sec-  
82 tions.

83 Sec. 11. SCHOOL DISTRICT PROPERTY TAX AND INCOME  
84 TAX ON BUDGET EXCESS.

85 1. If the voters of a school district favor the  
86 adoption of a budget which contains a millage levy in  
87 excess of the maximum millage provided in section nine  
88 (9) of this Act, the state comptroller shall determine  
89 the remaining school district property tax and the  
90 school district income tax, based on the excess amount  
91 needed, as follows:

92 a. Determine the total assessed valuation of tax-  
93 able property in the school district for the 1972  
94 calendar year, the total Iowa net income as defined  
95 in section four hundred twenty-two point seven (422.7)  
96 of the Code, and the total amount of state individual  
97 income tax as shown on the individual tax returns of  
98 individuals residing in the school district on December  
99 31, 1971, or at the time of filing for those on other  
100 than a calendar year basis and included in the depart-  
101 ment of revenue 1971 income tax annual statistical re-  
102 port. The director of revenue shall certify to the  
103 state comptroller on or before May 1, 1973, the total  
104 Iowa net income and total state income tax of individuals  
105 residing in each school district on December 31, 1971.

106 b. Add the total amounts of Iowa net income in the  
107 district and the total assessed valuation of taxable  
108 property in the district as determined in paragraph  
109 "a" of this section, and divide the sum into the excess  
110 amount needed. Multiply the quotient obtained by the  
111 total amount of Iowa net income and divide the result  
112 by the amount of the total state income tax for the  
113 district as determined in paragraph "a" of this section.  
114 The quotient obtained is the rate of school district  
115 income tax and is hereby imposed as a surtax on the  
116 amount of state income tax paid on incomes earned in  
117 the year of imposition. If a surtax is necessary for  
118 an ensuing year, it shall be determined by the state  
119 comptroller in the manner set forth in subsection two  
120 (2) of this section.

121 2. a. Determine the excess amount needed.

122 b. Determine the total assessed valuation of taxable  
123 property in the school district for the current calendar  
124 year and the total amount of school district income  
125 tax as shown on the individual tax returns of individuals  
126 residing in the school district on December thirty-first

127 of the most recently completed calendar year or at the  
 128 time of filing for those on other than a calendar year  
 129 basis and filing within the most recently completed  
 130 calendar year. The director of revenue shall report  
 131 to the state comptroller the amount of school district  
 132 income tax collected for the current school year on  
 133 or about October twentieth of the current school year.

134 c. Subtract the school district income tax determined  
 135 in paragraph "b" of this subsection from the amount  
 136 obtained in paragraph "a" of this subsection and divide  
 137 the result by the total assessed valuation of taxable  
 138 property in the district for the current calendar year.  
 139 The quotient obtained multiplied by one thousand is  
 140 the millage rate to be levied on the assessed valuation  
 141 of taxable property in the district, in addition to  
 142 the school foundation property tax and the additional  
 143 school district property tax, for school general fund  
 144 purposes for the current school year.

145 An equivalent percentage, based upon one percent  
 146 for each ten mills, is the base for determining the  
 147 surtax to be imposed on the incomes earned during the  
 148 next year. Multiply the percentage times the total  
 149 Iowa net income of the district and divide the result  
 150 by the amount of the total state income tax reported  
 151 for the district. The quotient obtained is the sur-  
 152 tax to be imposed on the incomes earned during the  
 153 current calendar year. The state comptroller shall  
 154 certify to the director of revenue the surtax to be  
 155 imposed for each school district on the incomes earned  
 156 during that year of all individuals residing in the  
 157 school district on December thirty-first of the current  
 158 calendar year, or at the time of filing for those on  
 159 other than a calendar year basis and filing within the  
 160 current calendar year.

161 2. Page 12, strike lines 10 through 35, strike page  
 162 13, and strike lines 1 through 25 on page 14.

163 3. Renumber sections and correct internal references  
 164 to section numbers as necessary.

KREAMER of Polk, District 63  
 VARLEY of Adair, District 84

On motion by Varley of Adair, District 84, the House recessed  
 until 7:30 p.m.

### EVENING SESSION

The House reconvened at 7:30 p.m. for a joint Senate and House  
 memorial session, Strand of Poweshiek, District 68, in the chair.

Time has passed, it brings its changes  
 Fresh with every year  
 But their memory will be cherished  
 In the hearts that hold them dear.

Selected by the Honorable Hallie Sargisson  
 Representative, Woodbury County

- Organ Prelude.....Mrs. Dorothy Menefee, wife of  
Honorable Maynard Menefee  
Representative, Fayette County
- Invocation.....Honorable William H. Harbor  
Speaker of the House, Mills, Montgomery, Page Counties
- Eulogy.....Honorable Richard L. Stephens  
Senator, Washington, Montgomery, Page Counties
- “For All the Saints”.....R. Vaughn Williams  
Grinnell High School Choir, Grinnell, Iowa  
Marvin E. Kelley, Director

## MEMORIALS—SENATE

- Reading: Honorable Rudy Van Drie  
Senator, Story, Jasper Counties
- “Let Not Your Heart Be Troubled”.....Oley Speaks  
Marla Morrison, Alto  
Robert Snook, Accompanist

## MEMORIALS—SENATE

- Reading: Honorable Charles Miller  
Senator, Des Moines, Louisa Counties
- “The Twenty-third Psalm”.....Russell Brown  
Susan Heffner, Soprano, Drake University  
Mrs. J. Willard Heffner, Accompanist

## MEMORIALS—HOUSE

- Reading: Honorable C. Raymond Fisher  
Representative, Greene, Guthrie Counties
- “With a Voice of Singing”.....Kenneth Jennings  
Grinnell High School Choir

## MEMORIALS—HOUSE

- Reading: Honorable Vernon A. Ewell  
Representative, Black Hawk County
- “The Lord’s Prayer”.....Albert Hay Malotte  
Honorable Dale L. Tieden  
Representative, Allamakee, Clayton Counties  
Mrs. Dorothy Menefee, Accompanist

## MEMORIALS—HOUSE

Reading: Honorable Raymond J. Taylor  
Representative, Dubuque County

- “Onward, Ye Peoples!”.....Jean Sibelius  
Grinnell High School Choir  
Robert Snook, Accompanist
- Benediction.....Honorable Bass Van Gilst  
Senator, Mahaska, Iowa, Keokuk, Monroe Counties
- Organ Postlude.....Mrs. Dorothy Menefee

\* \* \* \* \*

## IN MEMORIAM

- Honorable Ed H. Campbell (Ida, Cherokee, Plymouth Counties) 34, 39, 40,  
40 Ex., 41, 42, 42 Ex.
- Honorable Edward P. Donohue (Chickasaw, Floyd Counties) 46, 46 Ex., 47  
48, 49
- Honorable Earl Elijah (Cedar, Jackson, Jones, Muscatine Counties) 55, 56,  
57, 58, 59, 60
- Honorable Linus B. Forsling (Woodbury County) 39, 40, 40 Ex., 41, 42, 42  
Ex., 43, 44, 48
- Honorable Walter B. Hammer (Palo Alto, Emmet, Pocahontas Counties) 63  
(First Session)
- Honorable Oscar N. Hultman (Mills, Montgomery Counties) 45, 45 Ex., 46,  
46 Ex., 47, 48, 51, 52, 53, 54, 56
- Honorable Paul L. Millhone (Page, Fremont Counties) 44, 45, 45 Ex., 46,  
46 Ex., 47
- Honorable Wilbur C. Molison (Poweshiek, Keokuk Counties) 54, 55, 56, 57
- Honorable Robert G. Moore (Harrison, Monona, Crawford Counties) 45, 45  
Ex., 46, 46 Ex., 47, 58, 59
- Honorable George W. Patterson (Kossuth, Emmet, Palo Alto, Clay, Dickin-  
son Counties) 40, 40 Ex., 41, 42, 42 Ex., 43, 44, 45, 45 Ex., 46
- Honorable William H. Scott (Chickasaw, Floyd Counties) 38, 39
- Honorable J. O. Shaff (Clinton County) 40, 40 Ex., 41, 42, 42 Ex., 43
- Honorable Charles K. Sullivan (Woodbury County) 62, 63, 64 (First Ses-  
sion, Deceased February 13, 1971)
- Honorable Lloyd Thurston (Clarke, Warren Counties) 39, 40, 40 Ex.
- Honorable Daniel W. Turner (Adams County) 30, 31, 32, 32 Ex. (Governor  
of Iowa 1931-1932)

\* \* \* \* \*

- Honorable John Brownlie (Madison County) 53, 54, 55
- Honorable Luke L. Caffrey (Howard County) 53
- Honorable John W. Carlsen (Clinton County) 56, 57
- Honorable John D. Currie (Sac County) 56, 57, 58
- Honorable Harold Davidson (Page County) 38
- Honorable Riley Dietz (Scott County) 56, 57, 58, 59, 60, 60 Ex.

Honorable John Duffy (Dubuque County) 52, 52 Ex., 53, 56, 57, 58, 59, 60, 60 Ex., 61, 62  
 Honorable Mel Graham (Audubon County) 52, 53  
 Honorable Curtis W. Gregory (Dallas County) 48, 49  
 Honorable Wilber F. Hubbard (Pottawattamie County) 41, 42, 42 Ex., 43  
 Honorable James E. Jamison (Des Moines County) 35, 36  
 Honorable John J. Jenkins (Louisa County) 45, 45 Ex., 46, 46 Ex.  
 Honorable Julius H. Jensen (Kossuth County) 43  
 Honorable James A. King (Clay County) 40, 40 Ex., 41, 42, 42 Ex., 43  
 Honorable Dan Prine (Mahaska County) 59, 60, 60 Ex.  
 Honorable Clarence Rice (Keokuk County) 45, 45 Ex., 46, 46 Ex., 47  
 Honorable Ove Roe (Allamakee County) 44, 45, 45 Ex., 46, 46 Ex., 47  
 Honorable C. W. Ross (Grundy County) 47, 48  
 Honorable Leo I. Sanders (Emmet County) 62, 63  
 Honorable Ross Stevenson (Howard-Mitchell Counties) 59, 60, 60 Ex., 61  
 Honorable Melvin R. Story (Black Hawk County) 62  
 Honorable Fred Voightman (Iowa County) 54, 55, 56  
 Honorable Charles Weik (Dickinson County) 57, 58  
 Honorable Harold R. White (Keokuk County) 54  
 Honorable Fred Wier (Louisa County) 58, 59, 60, 60 Ex.

\* \* \* \* \*

Candlelighters:

Honorable W. Charlene Conklin, Senator, Black Hawk County  
 Honorable A. June Franklin, Representative, Polk County  
 Honorable Lillian McElroy, Representative, Fremont, Page Counties  
 Honorable Hallie Sargisson, Representative, Woodbury County

Hostesses:

Honorable Elizabeth R. Miller, Representative, Marshall County  
 Honorable Sonja Egenes, Representative, Story County

\* \* \* \* \*

Senate Memorial Committee: Honorable Richard L. Stephens, Chairman;  
 Honorable Rudy Van Drie; Honorable Charles Miller.

House Memorial Committee: Honorable Clair Strand, Chairman; Honorable Lillian McElroy; Honorable Hallie Sargisson.

\* \* \* \* \*

Organ and Piano Compliments of Stoner Piano Company, Des Moines, Iowa  
 Flower Arrangements by Olsan's Flowers, Des Moines, Iowa

On motion by Pierson of Mahaska, District 87, the House adjourned until 9:00 a.m., Wednesday, April 28, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Eighth Calendar Day—Seventy-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, APRIL 28, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Monsignor Arthur J. Breen, pastor of the Holy Family Catholic Church, Mason City, Iowa.

The Journal of Tuesday, April 27, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kinley of Polk, District 66, on request of Ewell of Black Hawk, District 39.

## PRESENTATION OF VISITORS

Middleswart of Warren, District 93, presented to the House the Honorable Carl Hirsch, former member of the House in the Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth and Sixtieth Extra General Assemblies, representing Warren County.

The Speaker announced that the following visitors were present in the House chamber:

Fifty third grade students from Baxter School, Baxter, Iowa, accompanied by their teacher, Mrs. Treon. By Roorda of Jasper, District 67.

Ninety-two fifth grade students from DeSoto School, Adel, Iowa, accompanied by their teachers, Mrs. White, Mrs. Gatchell and Miss Custer. By Rodgers of Dallas, District 85.

Thirty sixth grade students from Nesco Community School, McCallsburg, Iowa, accompanied by their teacher, Dorothy Wicks. By Egenes of Story, District 33.

Forty-four fifth grade students from Jewell and Ellsworth, Iowa, accompanied by their teachers, Mrs. Hanson and Mrs. Pearson. By Rex of Hamilton, District 31.

Twenty 4-H Council and Citizenship Members from Fairfield,

Iowa, accompanied by Mrs. Isabelle Salterberg. By Strothman of Henry, District 90.

Fourteen Teens For Democratic Action, students at West Union High School, West Union, Iowa, accompanied by their teacher, Ann Hutchens. By Menefee of Fayette, District 19.

Twenty 4-H Club members from Jefferson County, Fairfield Community School, accompanied by their leader, Mrs. Salterberg. By Strothman of Henry, District 90.

Seventy fifth grade students from Colfax School, Colfax, Iowa, accompanied by their teachers, Mr. McHugh, Mrs. LaKose and Mrs. Robson. By Roorda of Jasper, District 67.

#### PETITIONS FILED

The following petition was received and placed on file:

By Millen of Van Buren, District 99, from twenty-two residents of Van Buren County opposing federal government meat inspection.

#### BIRTHDAY CONGRATULATIONS

Sargisson of Woodbury, District 24, rose on a point of personal privilege and on behalf of the House extended to the Honorable Lillian McElroy a "Happy Birthday."

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate File 326, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 675**, by committee on judiciary, a bill for an act relating to the payment of court costs.

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

**House File 676**, by Norpel, a bill for an act to provide reasonable competition in the sale of credit life and credit accident and health insurance.

Read first time and referred to committee on **commerce**.

#### SENATE MESSAGE CONSIDERED

**Senate File 433**, a bill for an act to provide for annual validation of motor vehicle registration plates.

Read first time and referred to committee on **state government**.

## Committee of the Whole

COMMITTEE OF THE WHOLE  
(House File 654)

Millen of Van Buren, District 99, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and that the Speaker of the House preside as chairman of the committee.

The committee resumed consideration of the following Stromer, et al., amendment.

Amend House 654 as follows:

1. Strike page 2 and lines 1 through 20, inclusive, of page 3, and insert in lieu thereof the following:

Section 1. SCHOOL FOUNDATION PROGRAM. This Act establishes a school foundation program. Each public school district in the state is entitled to receive from the state during each school year a per pupil amount equal to the amount by which the school foundation base for that school year exceeds the amount per pupil which will be raised by the school foundation property tax levied in the district during that school year.

Sec. 2. SCHOOL FOUNDATION BASE.

1. The school foundation base for the 1972-1973 school year is the sum of the following components, each modified by the percentage growth factor for that school year:

a. A flat grant from the state of three hundred twenty-five dollars per pupil.

b. An amount of three hundred fifty dollars per pupil, to be raised primarily by school foundation property tax to be levied in the school district during that school year.

2. Prior to July first each year commencing in 1972, the state comptroller shall compute the percentage growth factor for each of the two component parts of the school foundation base, as follows:

a. Determine the percent of increase or decrease in state revenue from taxes, adjusted for changes in rates or basis, for each year of the last three calendar years for which accurate figures are available, and divide the total by three. The result is the percentage growth factor for the flat grant component.

b. Determine the percent of increase or decrease in the assessed valuation of taxable property in the state, adjusted for statewide changes in assessment practices, for each year of the last three calendar



## Committee of the Whole

years for which accurate figures are available, and divide the total by three. The result is the percentage growth factor for the property tax component.

c. In the determinations required under paragraphs a and b of this subsection, if there is an average decrease there will be a negative growth factor.

3. For the 1972-1973 school year, the state comptroller shall determine the actual school foundation base by multiplying each of the component amounts listed in subsection one (1) of this section by its percentage growth factor for that school year, and adding the product obtained in each case to that component amount. The two component amounts so modified constitute the current school foundation base for the 1972-1973 school year.

4. For each subsequent school year, the state comptroller shall determine the actual school foundation base by multiplying each of the component amounts of the current school foundation base by the applicable percentage growth factor for that school year, and adding the product obtained in each case to that component amount. The two current component amounts so modified constitute the current school foundation base for the subsequent year.

Sec. 3. SCHOOL FOUNDATION BASE COMPONENTS. As used in this Act, unless otherwise indicated, references to the school foundation base, to that flat grant component, or to the property tax component, mean the base or its components as modified by the comptroller for the applicable school year, as provided in section two (2) of this Act.

Sec. 4. SCHOOL FOUNDATION PROPERTY TAX AND STATE SUPPLEMENT. Beginning with the 1972-1973 school year, each public school district shall certify for its general fund budget each year a foundation property tax of thirty mills per dollar of assessed valuation on all taxable property within the school district. However, no school district shall certify a school foundation property tax for any year higher than necessary to raise a per pupil amount equal to the amount of the property tax component of the school foundation base for the budget year.

A school district which cannot raise a per pupil amount equal to the amount of the property tax component of the school foundation base for the budget year, by a levy of thirty mills or less, is entitled to receive from the state during that school year, as state foundation property tax supplement, a per pupil amount equal to the difference between the amount which will be raised by a thirty mill levy in the district, and the amount of the property tax component of the school foundation base for the budget year.

Not later than June first each year, each county

## Committee of the Whole

auditor shall certify to each school district within the county the assessed valuation of taxable property within that district, and shall certify to the state comptroller and the department of public instruction the assessed valuation of taxable property in each school district within the county.

Sec. 5. COMPUTATION AND PAYMENT OF STATE AID. Prior to July fifteenth each year, the state comptroller shall determine an accurate approximation of the amount of state school aid to be paid to each school district in the state, as provided in sections one (1) through four (4) of this Act, including the flat grant component of the school foundation base and the state foundation property tax supplement, and shall certify the estimated amount to each school district for use in preparing budgets.

As soon as possible each year, the state comptroller shall compute the actual amount due each school district in the state under the provisions of sections one (1) through four (4) of this Act, and shall pay the amount due to each school district in three approximately equal installments to be paid on approximately the first days of November, February, and May of each school year. However, if the amount appropriated for state school aid for a school year is insufficient to pay in full the amounts computed by the state comptroller to be due to each school district, then the amount paid to each school district shall be reduced by the state comptroller in the proportion that the total amount appropriated is to the total amount due to all school districts in the state.

All moneys received by a school district from the state under the provisions of this section shall be deposited in the school district's general fund, and may be used for any school general fund purposes.

2. Page 5, strike lines 6 through 35, inclusive.

3. Page 6, strike from lines 8 and 9 the words "property tax levied that year, and from state aid based on the foundation formula" and insert in lieu thereof the word "base".

4. Page 7, lines 20, 21, and 22, strike the words "property tax, the state aid that would have been received under the school foundation formula for that school year" and insert in lieu thereof the words and figure "base provided in section two (2) of this Act".

5. Page 7, lines 29, 30, and 31, strike the words and figures "the total Iowa net income as defined in section four hundred twenty-two point seven (422.7) of the Code,".

6. Page 8, strike lines 6 through 35, inclusive, and page 9, strike lines 1 through 30, inclusive, and insert in lieu thereof the following:

3. Determine sixty-five percent of the net amount

## Committee of the Whole

determined in subsection one (1) of this section. The millage rate necessary to raise this sixty-five percent amount if spread at a uniform rate over all taxable property within the district is the additional school district property tax for other than industrial and utility property, for the 1972-1973 school year.

4. Determine thirty-five percent of the net amount determined in subsection one (1) of this section, and divide this thirty-five percent amount by the total state individual income tax in the district as determined in subsection two (2) of this section. The quotient obtained is the rate of school district income tax and is hereby imposed as a surtax on the amount of state income tax paid on incomes earned in 1971 for the 1972-1973 school year and on state income tax paid on incomes earned in 1972 for the 1973-1974 school year. However, the surtax rate shall not exceed fifty percent, and any part of the net amount to be raised under this section which cannot be raised by a surtax of fifty percent or less, shall be added to the amount to be raised under subsection three (3) of this section. The surtax for the 1974-1975 school year and every school year thereafter and the additional school district property tax levy on other than industrial and utility property for the 1972-1973 school year and every school year thereafter shall be determined by the state comptroller in the manner set forth in subsection five (5) of this section.

5. a. Determine the total amount needed for the school district's general fund budget for the current year less anticipated receipts from all sources except the additional school district property tax on other than industrial and utility property and the school district income tax.

b. Determine the total assessed valuation of taxable property in the school district for the current calendar year, and the total state individual income tax and school district income tax collected from the district as shown on the individual tax returns of individuals residing in the school district on December thirty-first of the most recently completed calendar year or at the time of filing for those on other than a calendar year basis and filing within the most recently completed calendar year. The director of revenue shall report to the state comptroller the amount of state individual income tax and school district income tax collected for the current school year on or about October twentieth of the current school year.

c. Subtract the school district income tax determined in paragraph b of this subsection from the amount obtained in paragraph a of this subsection. The millage rate necessary to raise this net amount if spread at a uniform rate over all taxable property in the district

## Committee of the Whole

is the additional school district property tax for other than industrial and utility property, to be levied in the current school year.

d. Determine the amount to be raised by the tax to be levied under the provisions of paragraph c of this subsection, and determine an amount which is in a ratio of thirty-five to sixty-five with that amount. The second amount is the amount to be raised by the school district income surtax. Divide this amount by the amount of state individual income tax determined in paragraph b of this subsection to determine the surtax to be imposed on the incomes earned during the current calendar year. However, the surtax rate shall not exceed fifty percent, and any part of the net amount to be raised under this paragraph which cannot be raised by a surtax of fifty percent or less, shall be added to the amount to be raised under paragraph c of this subsection. The state comptroller shall certify to the director of revenue on or about June first of each year or as soon as possible if the school budget is subject to an election as provided in section eighteen (18) of this Act, the surtax to be imposed for each school district on the incomes earned during that year of all individuals residing in the school district on December thirty-first of the current calendar year, or at the time of filing for those on other than a calendar year basis and filing within the current calendar year.

7. Page 12, strike lines 10 through 35, strike page 13, and strike lines 1 through 25 on page 14.

8. Page 12, insert after line 9 the following new section:

**Sec. 17. REFERENDUM ON EXCESS EXPENDITURES.** If the general fund budget of any school district includes expenditures of more than one hundred ten percent of the state average general fund expenditure per pupil in average daily membership, the school board shall submit to the voters of the school district at the next regular school election, the question of whether the excess expenditures are acceptable to the voters, or whether the school board shall be directed to reduce expenditures or reorganize the district. The question submitted to the voters shall state clearly the percentage by which the budgeted general fund expenditures exceed the state average general fund expenditure per pupil, and shall require the voters to state whether the school board shall be directed to reorganize the district unless the budgeted general fund expenditures for the following school year are reduced.

If a majority of those voting favors reorganization of the school district unless general fund expenditures are reduced, and if the budgeted general fund

## Committee of the Whole

expenditures for the next following school year are more than one hundred ten percent of the state average general fund expenditures per pupil in average daily membership, the school board shall again submit to the voters of the school district, at the regular school election during that year, the question of whether the excess expenditures are acceptable to the voters, or whether the school board shall be required to reduce expenditures or reorganize the district. The question submitted to the voters shall state clearly the percentage by which the school district's budgeted general fund expenditures exceed the state average general fund expenditure per pupil, and shall require the voters to state whether the school board shall be required to reorganize the school district unless the expenditures are reduced.

If a majority of those voting favors requiring reorganization of the school district unless general fund expenditures are reduced, and if the school board is unable to reduce the budgeted general fund expenditures for the next following school year to less than one hundred ten percent of the state average general fund expenditures per pupil, the school board shall, prior to July first following the second election, submit to the county board of education a plan for reorganization as provided in chapter two hundred seventy-five (275) of the Code, and the county board shall proceed to carry out a reorganization of the school district under the provisions of chapter two hundred seventy-five (275) of the Code. However, the petition of the voters required in section two hundred seventy-five point twelve (275.12), subsection one (1), of the Code, is not required, but the petition shall be made by the board of directors of the school district. The plan submitted by the school board may be modified by the county board of education. In making a determination of division of assets and liabilities after reorganization, as provided in section two hundred seventy-five point twenty-nine (275.29) of the Code, the boards shall, if practicable, assign bonded indebtedness to the school district which retains the use of the buildings for which the bonded indebtedness was incurred.

9. Renumber sections and correct internal references to section numbers as necessary.

Stromer of Hancock, District 8, moved the adoption of lines 1 through 224 of the Stromer, et al., amendment, as amended.

Roll call was requested by Stromer of Hancock, District 8, and Fischer of Grundy, District 35.

Rule 70 was invoked.

## Committee of the Whole

On the question "Shall lines 1 through 224 of the amendment be adopted?"

## The ayes were, 43:

Bergman	Kruse	Pierson	Stokes
Christensen	Logemann	Priebe	Strand
Curtis	McCormick	Radl	Stromer
Dougherty	McElroy	Rex	Taylor
Edelen	Mendenhall	Rodgers	Tieden
Fischer, H. O.	Menefee	Roorda	Trowbridge
Fisher, C. R.	Middleswart	Schmeiser	Waugh
Freeman	Nielsen	Schroeder	Winkelman
Grassley	Nystrom	Scott	Wirtz
Husak	Patton	Siglin	Wyckoff
Knoblauch	Pellett	Small	

## The nays were, 53:

Alt	Egenes	Kennedy	Sargisson
Anania	Ellsworth	Knoke	Schwartz
Andersen	Ewell	Kreamer	Schwieger
Bennett	Franklin	Larson	Shaw
Blouin	Gluba	Lawson	Sorg
Bray	Goode	Lipsky	Stanley
Camp	Hansen	Mayberry	Strothman
Campbell	Hill	Millen	Uban
Clark	Holden	Miller	Varley
Cochran	Jesse	Moffitt	Welden
Den Herder	Johnston	Mollett	Wells
Doyle	Kehe	Norpel	Willits
Drake	Kelly	Pelton	Mr. Speaker
Dunton			

## Absent or not voting, 4:

Hamilton	Kinley	Monroe	Skinner
----------	--------	--------	---------

Division 1, lines 1 through 224, of the amendment lost.

(Division 2, lines 225 through 292, of the Stromer, et al., amendment pending.)

Speaker pro tempore Millen in the chair at 9:35 a.m.

Kreamer of Polk, District 63, offered the amendment filed by him and Varley of Adair, District 84, on April 27, 1971, and found on pages 1127 to 1130 of the House Journal.

Division of the amendment was requested. Division 1 to be amendments 1 and 3, lines 1 through 160 and lines 163 and 164. Division 2 to be amendment 2, lines 161 and 162.

Kreamer of Polk, District 63, asked and received unanimous consent that action on the amendment be deferred.

Committee of the Whole

**MOTION TO RECONSIDER LOST**  
(Lipsky Amendment)

The committee resumed consideration of the Welden motion to reconsider the vote by which the Lipsky amendment filed in committee of the whole on April 22, 1971, and found on page 1046 of the House Journal, was adopted.

Welden of Hardin, District 32, moved to reconsider the vote by which the Lipsky amendment was adopted.

Roll call was requested by Welden of Hardin, District 32, and Lipsky of Linn, District 46.

On the motion "Shall the vote by which the Lipsky amendment was adopted be reconsidered?"

The ayes were, 43:

Andersen	Kehe	Nielsen	Strand
Bergman	Knoke	Nystrom	Strothman
Camp	Kreamer	Pellett	Taylor
Campbell	Kruse	Pierson	Tieden
Christensen	Lawson	Rex	Trowbridge
Curtis	Logemann	Roorda	Varley
Fischer, H. O.	McElroy	Schmeiser	Welden
Freeman	Mendenhall	Schroeder	Winkelman
Goode	Menefee	Siglin	Wirtz
Grassley	Miller	Sorg	Mr. Speaker
Holden	Moffitt	Stokes	(Millen)

The nays were, 49:

Alt	Ellsworth	Larson	Sargisson
Anania	Ewell	Lipsky	Schwartz
Bennett	Franklin	Mayberry	Schwieger
Blouin	Gluba	McCormick	Scott
Bray	Hansen	Middleswart	Shaw
Clark	Hill	Mollett	Skinner
Cochran	Husak	Norpel	Small
Den Herder	Jesse	Patton	Stanley
Dougherty	Johnston	Pelton	Uban
Doyle	Kelly	Priebe	Wells
Dunton	Kennedy	Radl	Willits
Edelen	Knoblauch	Rodgers	Wyckoff
Egenes			

Absent or not voting, 8:

Drake	Hamilton	Kinley	Stromer
Fisher, C. R.	Harbor	Monroe	Waugh

The motion lost.

Welden of Hardin, District 32, asked and received unanimous consent to withdraw the amendment filed by him on April 27, 1971, and found on pages 1118 and 1119 of the House Journal.

## Committee of the Whole

The committee resumed consideration of the following Freeman, et al., amendment:

Amend House File 654 as follows:

1. Page 15, by adding after line 8 the following new section:

"Sec. 20. Section four hundred twenty-two point nine (422.9), subsection two (2), paragraph b, Code 1971, is amended as follows:

b. Add the amount of federal income taxes paid or accrued as the case may be, during the tax year, adjusted by any federal income tax refunds. Provided, however, that where married persons[, who have] filed a joint federal income tax return, [file separately, such total shall be divided between them according to the portion thereof paid or accrued, as the case may be, by each] *they shall file a joint state income tax return*; and provided further that where a taxpayer has used an optional standard deduction on his federal return, he shall use the optional standard deduction provided for above."

2. By renumbering the following sections and any internal references requiring the same.

Blouin of Dubuque, District 49, rose on a point of order that the amendment was not germane.

The Speaker ruled the point not well taken and the amendment germane.

Freeman of Buena Vista, District 15, moved the adoption of the Freeman, et al., amendment.

Roll call was requested by Freeman of Buena Vista, District 15, and Kelly of Woodbury, District 22.

On the question "Shall the amendment be adopted?"

The ayes were, 79:

Alt	Egenes	Kruse	Pierson
Andersen	Ellsworth	Larson	Priebe
Bennett	Fischer, H. O.	Lawson	Radl
Bergman	Fisher, C. R.	Logemann	Rex
Blouin	Franklin	McElroy	Roorda
Bray	Freeman	Mendenhall	Sargisson
Camp	Gluba	Menefee	Schmeiser
Campbell	Goode	Middleswart	Schroeder
Christensen	Grassley	Miller	Schwartz
Clark	Hansen	Moffitt	Schwieger
Cochran	Hill	Mollett	Scott
Curtis	Holden	Norpel	Siglin
Den Herder	Husak	Nystrom	Skinner
Dougherty	Kelly	Patton	Small
Dunton	Knoblauch	Pellett	Sorg
Edelen	Kreamer	Pelton	Stanley



## Committee of the Whole

Stokes	Tieden	Welden	Wirtz
Strand	Trowbridge	Wells	Wyckoff
Strothman	Varley	Willits	Mr. Speaker
Taylor	Waugh	Winkelman	(Millen)

The nays were, 12:

Doyle	Johnston	Mayberry	Rodgers
Drake	Knoke	McCormick	Shaw
Ewell	Lipsky	Nielsen	Uban

Absent or not voting, 9:

Anania	Jesse	Kennedy	Monroe
Hamilton	Kehe	Kinley	Stromer
Harbor			

The amendment was adopted.

Den Herder of Sioux, District 1, offered the following amendment in committee of the whole, filed by Den Herder, Roorda and Curtis and moved its adoption:

Amend House File 654 by inserting on page 3 after line 3 the words "state aid per pupil in fall enrollment which is less than two hundred dollars. Subject to the two hundred dollar minimum, no district shall receive during a school year an amount of".

A non-record roll call was requested.

The ayes were 48, nays 45.

The amendment was adopted.

The committee was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker Harbor in the chair.

Drake of Muscatine, District 71, moved that the committee of the whole now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## CONSIDERATION OF BILLS

## NONCONTROVERSIAL CALENDAR

The House resumed consideration of **House File 625**, a bill for an act relating to city and town ordinances, with report of committee recommending passage.

Kehe of Bremer, District 12, offered the following amendment filed by him and moved its adoption :

Amend House File 625, page 2, by striking all of lines 14 through 18.

The amendment was adopted.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 625)

The ayes were, 79:

Alt	Franklin	Miller	Siglin
Anania	Freeman	Moffitt	Small
Andersen	Gluba	Mollett	Sorg
Blouin	Goode	Monroe	Stanley
Bray	Hansen	Nielsen	Stokes
Camp	Hill	Norpel	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Kehe	Patton	Strothman
Clark	Kelly	Pellett	Taylor
Cochran	Kennedy	Pelton	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Priebe	Uban
Dougherty	Kruse	Rex	Welden
Doyle	Larson	Rodgers	Wells
Drake	Lawson	Sargisson	Willits
Dunton	Logemann	Schmeiser	Winkelman
Edelen	Mayberry	Schroeder	Wirtz
Egenes	McCormick	Schwartz	Wyckoff
Ellsworth	Menefee	Schwieger	Mr. Speaker
Fisher, C. R.	Middleswart	Scott	

The nays were, none.

Absent or not voting, 21:

Bennett	Holden	Lipsky	Roorda
Bergman	Jesse	McElroy	Shaw
Ewell	Johnston	Mendenhall	Skinner
Fischer, H. O.	Kinley	Millen	Varley
Grassley	Kreamer	Radl	Waugh
Hamilton			

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

**Senate File 348**, a bill for an act relating to nonprofit corporations, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 348)

The ayes were, 82:

Alt	Fisher, C. R.	Middleswart	Shaw
Anania	Franklin	Millen	Siglin
Andersen	Freeman	Miller	Skinner
Blouin	Goode	Moffitt	Sorg
Bray	Hansen	Mollett	Stanley
Camp	Hill	Monroe	Stokes
Campbell	Holden	Nielsen	Strand
Christensen	Husak	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Patton	Taylor
Curtis	Kennedy	Pellett	Tieden
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Rex	Uban
Doyle	Kruse	Rodgers	Welden
Drake	Larson	Sargisson	Wells
Dunton	Lawson	Schmeiser	Willits
Edelen	Logemann	Schroeder	Winkelman
Egenes	Mayberry	Schwartz	Wirtz
Ellsworth	McCormick	Schwieger	Wyckhoff
Ewell	Mendenhall	Scott	Mr. Speaker
Fischer, H. O.	Menefee		

The nays were, none.

Absent or not voting, 18:

Bennett	Jesse	McElroy	Roorda
Bergman	Johnston	Pelton	Small
Gluba	Kinley	Priebe	Varley
Grassley	Kreamer	Radl	Waugh
Hamilton	Lipsky		

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

#### HOUSE FILE 413 WITHDRAWN

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw **House File 413** from further consideration by the House.

**Senate File 149**, a bill for an act relating to the imposition of a general criminal penalty for violations of the fish and game conservation laws, with report of committee recommending passage, was taken up for consideration.

Menefee of Fayette, District 19, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 149)

The ayes were, 87:

Alt	Bray	Cochran	Drake
Anania	Camp	Curtis	Dunton
Andersen	Campbell	Den Herder	Edelen
Bergman	Christensen	Dougherty	Egenes
Blouin	Clark	Doyle	Ellsworth

Ewell	Lawson	Pelton	Stanley
Fisher, C. R.	Logemann	Pierson	Stokes
Franklin	Mayberry	Priebe	Strand
Freeman	McCormick	Radl	Stromer
Gluba	Mendenhall	Rex	Strothman
Goode	Menefee	Rodgers	Taylor
Hansen	Middleswart	Sargisson	Tieden
Hill	Millen	Schmeiser	Trowbridge
Holden	Miller	Schroeder	Uban
Husak	Moffitt	Schwartz	Welden
Kehe	Mollett	Schwieger	Wells
Kelly	Monroe	Scott	Willits
Kennedy	Nielsen	Shaw	Winkelman
Knoblauch	Norpel	Siglin	Wirtz
Knoke	Nystrom	Skinner	Wyckoff
Kruse	Patton	Small	Mr. Speaker
Larson	Pellett	Sorg	

The nays were, none.

Absent or not voting, 13:

Bennett	Jesse	Kreamer	Roorda
Fischer, H. O.	Johnston	Lipsky	Varley
Grassley	Kinley	McElroy	Waugh
Hamilton			

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

**House File 632**, a bill for an act amending House File one hundred nineteen (119) of the Sixty-fourth General Assembly, First Session, relating to the population of election precincts, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 632)

The ayes were, 80:

Alt	Fischer, H. O.	Middleswart	Schwieger
Anania	Fisher, C. R.	Millen	Scott
Andersen	Franklin	Miller	Siglin
Bergman	Freeman	Moffitt	Skinner
Blouin	Gluba	Mollett	Sorg
Bray	Goode	Monroe	Stanley
Camp	Hansen	Nielsen	Stokes
Campbell	Hill	Norpel	Strand
Christensen	Holden	Nystrom	Stromer
Clark	Kehe	Patton	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kruse	Priebe	Welden
Doyle	Lawson	Radl	Wells
Drake	Logemann	Rodgers	Willits
Dunton	Mayberry	Sargisson	Winkelman
Edelen	McCormick	Schmeiser	Wirtz
Egenes	Mendenhall	Schroeder	Wyckoff
Ellsworth	Menefee	Schwartz	Mr. Speaker

## Committee of the Whole

The nays were, 3:

Husak	Kennedy	Larson
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Absent or not voting, 17:

Bennett	Johnston	McElroy	Small
Ewell	Kinley	Rex	Tieden
Grassley	Kreamer	Roorda	Varley
Hamilton	Lipsky	Shaw	Waugh
Jesse			

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

COMMITTEE OF THE WHOLE

(House File 654)

Drake of Muscatine, District 71, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and that the Speaker of the House preside as chairman of the committee.

Radl of Linn, District 43, offered the following amendment in committee of the whole, filed by Radl, Waugh, and Sorg:

Amend House File 654, page 14, by adding after line 25 the following new section:

"Section two hundred seventy-nine point thirty-four (279.34), Code 1971, is amended as follows:

279.34 SUMMARY OF WARRANTS PUBLISHED. In each consolidated district and in each independent or community city or town school district[, except districts of over one hundred twenty-five thousand population,] the board shall quarterly publish by one insertion in at least one newspaper published in the district, if there is a newspaper published in the district, a statement verified by affidavit of the secretary of the board showing a summary of the proceedings of the board pertaining to financial matters or expenses to the district for the previous quarter, including the list of all warrants issued by the board, the names of the persons, firms or corporations receiving same, the amount thereof and the reason therefor; except that warrants issued to persons regularly employed by the school district for services regularly performed by them need be listed not oftener than annually. *The publication shall also include the number of warrants outstanding and the balance of funds on hand.* The fee for publication of the statement provided for

## Committee of the Whole

herein shall not exceed three-fifths of the legal publication fee provided by statute for the publication of legal notices.

Drake of Muscatine, District 71, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Kennedy of Chickasaw, District 11, offered the following amendment filed by him:

Amend House File 654 as follows:

1. Page 14, by inserting after line 25 the following section:

"A school district which has a fall enrollment of less than six hundred pupils for the school year commencing July 1, 1970 and ending June 30, 1971 shall formulate a plan for reorganization and a referendum on reorganization of the school district shall be held pursuant to this section.

The school board shall, prior to October 1, 1971, submit to the county board of education of the county in which the school district is located a plan for reorganization with a contiguous school district. The combined fall enrollments for September, 1971 of the school districts involved in the reorganization plan shall be at least one thousand two hundred pupils.

The provisions of section two hundred seventy-five point twelve (275.12), subsections two (2) and three (3), and sections two hundred seventy-five point fourteen (275.14), two hundred seventy-five point fifteen (275.15), and two hundred seventy-five point sixteen (275.16), of the Code shall apply to this section, except that any reference to 'petition' shall mean 'the plan submitted by the local school board'. The provisions of sections two hundred seventy-five point eighteen (275.18), two hundred seventy-five point nineteen (275.19), two hundred seventy-five point twenty (275.20), and two hundred seventy-five point twenty-two (275.22) through two hundred seventy-five point thirty-one (275.31), inclusive, of the Code shall apply to this section."

2. By renumbering the remaining sections and correcting internal references as necessary in accordance with this amendment.

Millen of Van Buren, District 99, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

## Committee of the Whole

Kennedy of Chickasaw, District 11, asked and received unanimous consent to withdraw the amendment filed by him on April 27, 1971, and found on pages 1126 and 1127 of the House Journal.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 37, a bill for an act relating to a public agency.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 399, a bill for an act relating to exemptions from the merit system and providing for work test appointments.

Also: That the Senate has refused to concur in House amendment to:

Senate File 217, a bill for an act relating to compensating state employees for the use of their motor vehicles.

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

Senate File 296, a bill for an act relating to the establishment of a soybean promotion fund.

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

Senate File 418, a bill for an act relating to benefits for veterans in state employment.

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

Senate File 449, a bill for an act relating to the purchase and use of state-owned automobiles.

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

Senate File 468, a bill for an act relating to the control of certain drugs.

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

Senate File 505, a bill for an act relating to state income tax deductions.

## SENATE AMENDMENT TO HOUSE FILE 399

- 1 Amend House File 399, page 2, by inserting after line 4 the  
 2 following new section and renumbering the remaining section:  
 3 Sec. 2. Section nineteen A point three (19A.3), subsection  
 4 three (3), Code 1971, is amended as follows:  
 5 3. Three principal assistants or deputies for each elective  
 6 official and one stenographer or secretary for each elective  
 7 official and each principal assistant or deputy thereof *also*  
 8 *all supervisory employees and their confidential assistants.*

## COMMUNICATION FROM THE SECRETARY OF STATE

April 27, 1971

Mr. William R. Kendrick  
 Chief Clerk of the House  
 State Capitol Building  
 Des Moines, Iowa 50319

I hereby certify that Senate File 122 was published in The Record, Cedar Falls, Iowa, April 21, 1971, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa, April 20, 1971.

I further certify that Senate File 129 was published in The Red Oak Express, Red Oak, Iowa, April 12, 1971, and in The Villisca Review, Villisca, Iowa, April 15, 1971.

I further certify that House File 121 was published in The Sioux Center News, Sioux Center, Iowa, April 15, 1971, and in The DeWitt Observer, DeWitt, Iowa, April 5, 1971.

I further certify that House File 505 was published in the Ames Daily Tribune, Ames, Iowa, April 23, 1971, and in the Marshalltown Times-Republican, Marshalltown, Iowa, April 23, 1971.

Respectfully submitted,

MELVIN D. SYNHORST  
 Secretary of State

## REPORTS OF COMMITTEES

Millen of Van Buren, District 99, from the committee on human and industrial relations, submitted the following report:

MR. SPEAKER: Your committee on human and industrial relations, to whom was referred **House File 271**, a bill for an act to require that railway employees be provided adequate sanitation and shelter, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

FLOYD H. MILLEN, Chairman

Alt of Polk, District 61, from the committee on cities and towns, submitted the following reports:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **House Joint Resolution 16**, a joint resolution authorizing the executive council to acquire the Hubbell mansion known as Terrace Hill, begs leaves to report



it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Also:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **House File 567**, a bill for an act relating to commission form cities, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Also:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **Senate File 256**, a bill for an act authorizing cities and towns to acquire land by lease for park purposes, and to finance the acquisition or improvement of the leased land by issuing general obligation bonds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Also:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **Senate File 389**, a bill for an act relating to the place of payment of public bonds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

Also:

MR. SPEAKER: Your committee on cities and towns, to whom was referred **Senate File 469**, a bill for an act to legalize and validate the proceedings of the town council of the Town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

DON D. ALT, Chairman

#### AMENDMENTS FILED

- 1 Amend the Fisher, Roorda amendment to House File
- 2 654, filed April 27, 1971 as follows:
- 3 1. By inserting before the word "Each" in line
- 4 15 the following: "Section four hundred twenty-eight
- 5 point twenty-four (428.24), Code 1971, is amended by
- 6 adding the following new paragraph:"
- 7 2. Line 16, by inserting after the word
- 8 "statement" the following: ", as prescribed by the
- 9 director of revenue,"

FISHER of Greene, District 56  
ROORDA of Jasper, District 67

1 Amend the Gluba, et al., amendment to House File 654  
 2 filed April 27, 1971, as follows:  
 3 Line 108, by striking the words "section two (2)  
 4 or section three (3) and inserting in lieu thereof  
 5 the following: "section twenty-nine (29) or section  
 6 thirty (30)".

GLUBA of Scott, District 76

1 Amend House File 654 as follows:  
 2 1. Page 3, line 3, by inserting after the word  
 3 "amount" the words "equal to less than three hundred  
 4 dollars".  
 5 2. Page 3, line 4, by striking the words "which,  
 6 added to the" and inserting in lieu thereof a period.  
 7 3. Page 3, by striking lines 5 through 9, inclusive.

WINKELMAN of Calhoun, District 26

1 Amend the Shaw, et al., amendment to House File 654 as  
 2 follows:  
 3 1. By adding after section 20 the following new sec-  
 4 tion:  
 5 "Section four hundred twenty-two point nine (422.9),  
 6 Code 1971, is amended by adding the following new subsec-  
 7 tion:  
 8 "The deductions otherwise allowable under this section  
 9 are subject to one of the following limitations, at the tax-  
 10 payer's option:  
 11 a. A maximum amount equal to twenty-five percent of  
 12 the taxpayer's net income for all deductions otherwise  
 13 allowable other than the medical expense deduction and non-  
 14 reimbursable casualty loss, plus the total medical expense  
 15 deduction and non-reimbursable casualty losses otherwise  
 16 allowable.  
 17 b. A maximum amount equal to fifty percent of the  
 18 taxpayer's net income for all deductions otherwise allow-  
 19 able."'  
 20 2. Renumber sections and correct internal references  
 21 as necessary in accordance with this amendment.

SMALL of Johnson, District 69

GLUBA of Scott, District 76

COCHRAN of Webster, District 29

1 Amend the Shaw, et al., amendment to House File 654 as  
 2 follows:  
 3 1. By adding after section 20 the following new  
 4 section:  
 5 "Section four hundred twenty-two point nine (422.9),  
 6 subsection two (2), paragraph 'b', Code 1971, is amended  
 7 as follows:  
 8 b. Add the amount of federal income taxes paid or  
 9 accrued as the case may be, during the tax year, adjusted  
 10 by any federal income tax refunds *and limited to fifty*  
 11 *percent of the taxpayer's net income.* Provided, however,  
 12 that where married persons, who have filed a joint federal  
 13 income tax return, file separately, such total shall be

14 divided between them according to the portion thereof paid  
 15 or accrued, as the case may be, by each; and provided  
 16 further that where a taxpayer has used an optional standard  
 17 deduction on his federal return, he shall use the optional  
 18 standard deduction provided for above."

19 2. Renumber sections and correct internal references  
 20 as necessary in accordance with this amendment.

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76  
 COCHRAN of Webster, District 29

1 Amend the Shaw, et al., amendment to House File 654 as  
 2 follows:

3 1. By adding after section 20 the following new  
 4 section:

5 "Section four hundred twenty-two point nine (422.9),  
 6 subsection two (2), paragraph 'b', Code 1971, is amended  
 7 as follows:

8 b. Add the amount of federal income taxes paid or  
 9 accrued as the case may be, during the tax year, adjusted  
 10 by any federal income tax refunds *and limited to twenty*  
 11 *percent of the taxpayer's net income.* Provided, however,  
 12 that where married persons, who have filed a joint federal  
 13 income tax return, file separately, such total shall be  
 14 divided between them according to the portion thereof paid  
 15 or accrued, as the case may be, by each; and provided fur-  
 16 ther that where a taxpayer has used an optional standard  
 17 deduction on his federal return, he shall use the optional  
 18 standard deduction provided for above."

19 2. Renumber sections and correct internal references  
 20 as necessary in accordance with this amendment.

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76  
 UBAN of Black Hawk, District 38

1 Amend the Shaw, et al., amendment to House File 654 as  
 2 follows:

3 1. By adding after section 20 the following new sec-  
 4 tion:

5 "Section four hundred twenty-two point nine (422.9),  
 6 subsection two (2), Code 1971, is amended by striking  
 7 paragraph 'b'."

8 2. Renumber sections and correct internal references  
 9 as necessary in accordance with this amendment.

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76  
 UBAN of Black Hawk, District 38

1 Amend House File 654 as follows:

2 1. Page 5, strike lines 23 through 35, inclusive,  
 3 strike pages 6, 7, 8, and strike lines 1 through 30,  
 4 page 9, and insert in lieu thereof the following:

5 Sec. 7. ALLOWABLE GROWTH. To determine the total  
 6 allowable growth in dollars for each school district

7 each year, the state comptroller shall add together  
8 the following amounts:

9 1. The percent of increase or decrease in taxable  
10 property in the district for the current calendar year  
11 over the last preceding calendar year, multiplied by  
12 the part of the district's allowable general fund bud-  
13 get for the last preceding school year which was raised  
14 by property taxes.

15 2. The percentage growth factor for the state, as  
16 determined in section six (6) of this Act, multiplied  
17 by the part of the district's allowable general fund  
18 budget for the last preceding school year which was  
19 raised by state aid.

20 Sec. 8. MAXIMUM GENERAL FUND BUDGET AND ADDI-  
TIONAL  
21 SCHOOL DISTRICT PROPERTY TAX LEVY. The state comp-  
troller

22 shall determine the additional school district property  
23 tax levy, which is in addition to the foundation property  
24 tax levy, as follows:

25 1. The district cost per student for the current  
26 school year ending June thirtieth each year, plus the  
27 allowable growth in dollars, shall determine the dis-  
28 trict cost per student for the school year beginning  
29 July first each year.

30 2. The district cost per student multiplied by the  
31 estimated fall enrollment for the school year beginning  
32 July first each year, shall determine the maximum general  
33 fund budget for the district.

34 3. Subject to the maximum millage in section ten  
35 (10) of this Act, the maximum general fund budget of  
36 the district less the amounts to be received from the  
37 school foundation property tax and from state aid shall  
38 determine the amount to be raised by the additional  
39 school district property tax levy.

40 No later than December first of each year the state  
41 comptroller shall notify the county auditor of each  
42 county the amount, both in dollars and mills, of the  
43 additional property tax levy. The county auditor or  
44 auditors shall spread the additional property tax levy  
45 over all the property in the school district.

46 Sec. 9. SPECIAL FUNDS. A school district which  
47 has unique and unusual circumstances which cause its  
48 anticipated general fund expenditures to exceed its  
49 maximum general fund budget may apply to the school  
50 budget review committee for an allotment of any special  
51 funds appropriated for this purpose.

52 Sec. 10. MAXIMUM MILLAGE LEVY. For the purpose  
53 of determining the maximum millage a school district  
54 may cause to be levied without a referendum, for school  
55 years subsequent to the 1972-1973 school year, the  
56 state comptroller shall determine the sum of the foun-  
57 dation property tax levy and the additional property  
58 tax levy, in mills. When this total millage rate exceeds

59 the district general fund levy in mills for the school  
 60 year which began July 1, 1972, he shall adjust the  
 61 district general fund budget so that the millage levy  
 62 is equal to the millage levy for the school year  
 63 beginning July 1, 1972, unless the district votes to  
 64 accept the additional budgeted amount as provided in  
 65 section eleven (11) of this Act.

66 Sec. 11. REFERENDUM. If a school district exceeds  
 67 its maximum millage as provided in section ten (10)  
 68 of this Act, the school board shall submit to the voters  
 69 of the school district, at a special election called  
 70 for that purpose, the question of whether the board  
 71 shall limit its budget as adjusted by the comptroller,  
 72 or shall adopt the budget as proposed. The question  
 73 submitted to the voters shall state clearly the excess  
 74 school district property tax rate and the school district  
 75 income tax rate which will result if the board adopts  
 76 the budget as proposed, and shall state that the same  
 77 rate of excess property tax and income tax may be imposed  
 78 for two years.

79 If a majority of those voting favors limiting the  
 80 budget, the board of directors of the school district  
 81 shall alter its budget as adjusted by the state  
 82 comptroller, and shall certify the corrected budget  
 83 to the county auditor and the state comptroller.

84 If a majority of those voting favors adoption of  
 85 the budget as proposed, the excess amount shall be  
 86 raised by a combination of property tax and school  
 87 district income tax, as in section twelve (12) of this  
 88 Act.

89 Sec. 12. SCHOOL DISTRICT PROPERTY TAX AND INCOME  
 90 TAX ON BUDGET EXCESS. If the voters of a school district  
 91 favor the adoption of a budget which contains a millage  
 92 levy in excess of the maximum millage provided in section  
 93 ten (10) of this Act, the state comptroller shall  
 94 determine the remaining school district property tax  
 95 and the school district income tax, based on the excess  
 96 amount needed, as follows:

97 1. Determine the total assessed valuation of tax-  
 98 able property in the school district for the 1972  
 99 calendar year, the total Iowa net income as defined  
 100 in section four hundred twenty-two point seven (422.7)  
 101 of the Code, and the total amount of state individual  
 102 income tax as shown on the individual tax returns of  
 103 individuals residing in the school district on December  
 104 31, 1971, or at the time of filing for those on other  
 105 than a calendar year basis and included in the depart-  
 106 ment of revenue 1971 income tax annual statistical re-  
 107 port. The director of revenue shall certify to the  
 108 state comptroller on or before May 1, 1973, the total  
 109 Iowa net income and total state income tax of individuals  
 110 residing in each school district on December 31, 1971.

111 2. Add the total amounts of Iowa net income in the  
 112 district and the total assessed valuation of taxable

113 property in the district as determined in subsection  
 114 one (1) of this section, and divide the sum into the  
 115 excess amount needed. The quotient obtained multiplied  
 116 by one thousand is the millage rate to be levied in  
 117 excess of the maximum millage for school general fund  
 118 purposes for the current school year and the next  
 119 following school year. Multiply the quotient obtained  
 120 by the total amount of Iowa net income and divide the  
 121 result by the amount of the total state income tax for  
 122 the district as determined in subsection one (1) of  
 123 this section. The final quotient obtained is the rate  
 124 of school district income tax and is hereby imposed  
 125 as a surtax on the amount of state income tax paid on  
 126 incomes earned in the year of imposition, and in the  
 127 following year. After the taxes determined under this  
 128 section have been imposed for two years, a district  
 129 must hold another election and recompute the tax rate  
 130 if it votes to exceed its maximum millage.

131 2. Strike section 8, including lines 2 through 35,  
 132 inclusive, page 13, and lines 1 through 25, inclusive,  
 133 page 14, and insert in lieu thereof the following:

134 If a school board applies to the school budget review  
 135 committee for an allotment of special funds the committee  
 136 may make an allotment from any funds appropriated  
 137 specifically for this purpose, making allowance for  
 138 prorating the appropriated funds among the districts  
 139 who apply, in proportion to their needs. The committee,  
 140 in determining whether to grant special funds, shall  
 141 consider unique and unusual circumstances including,  
 142 but not limited to, unusual increases or decreases in  
 143 enrollments, natural disasters, unusual transportation  
 144 problems, and initial staffing problems, and shall grant  
 145 permission for the election only if unique and unusual  
 146 circumstances exist in the district.

147 The school budget review committee may call in any  
 148 county board of education or joint county board of  
 149 education for the purpose of reviewing its budget as  
 150 it relates to the individual districts within the county.

151 3. Renumber sections and correct internal references  
 152 to section numbers as necessary.

KREAMER of Polk, District 63  
 VARLEY of Adair, District 84

1 Amend House File 654 as follows:

2 1. Strike all of pages 2 through 13, inclusive,  
 3 and lines 1 through 25 of page 14, and insert in lieu  
 4 thereof the following:

5 Section 1. STATE SCHOOL FOUNDATION PROGRAM. This  
 6 Act establishes a state school foundation program.  
 7 Each school district in the state is entitled to receive  
 8 per pupil in fall enrollment state school foundation  
 9 aid, which shall be the amount equal to the difference  
 10 between the foundation property tax plus miscellaneous  
 11 income in the district, and the state foundation base.

12 Sec. 2. STATE FOUNDATION BASE. The state foundation  
13 base for school years beginning after July 1, 1972,  
14 shall be as follows:

15 1. For the school year beginning July 1, 1972,  
16 seventy percent of the state cost per student.

17 2. For the school year beginning July 1, 1973,  
18 seventy-five percent of the state cost per student.

19 3. For the school year beginning July 1, 1974, and  
20 all subsequent school years, eighty percent of the  
21 state cost per student.

22 Sec. 3. STATE COST PER STUDENT. The state cost  
23 per student for the school year beginning July 1, 1971,  
24 shall be nine hundred twenty dollars. The state cost  
25 per student for the school year beginning on July 1,  
26 1972, and for each succeeding school year shall have  
27 added to the previous year's state cost per student  
28 the dollar equivalent of the state percent of allowable  
29 growth limited to a maximum amount of forty-six dollars  
30 for the school year beginning on July 1, 1972, forty-  
31 eight dollars for the school year beginning on July  
32 1, 1973, and fifty-one dollars for the school year  
33 beginning on July 1, 1974.

34 The state percent of allowable growth is the percent  
35 of increase in revenue computed on a statewide basis  
36 for the sales and use taxes and the individual and cor-  
37 porate income taxes as well as the percent of increase  
38 in assessments for property tax for each year of the  
39 last three years. The sum of the individual percen-  
40 tages thus obtained shall be divided by six to arrive  
41 at the percent of allowable growth for the state. In  
42 making such computations the comptroller shall adjust  
43 for changes in rates or basis of the income tax or  
44 sales and use tax and for statewide changes in assess-  
45 ment practices. He shall thereupon certify the percent  
46 of allowable growth per pupil to the several school  
47 districts of the state on or before February fifteenth  
48 of each year. For the purpose of this subsection,  
49 "year" means calendar year.

50 If the percent of allowable growth of the state  
51 should be less than zero, the previous year's state  
52 cost per student shall prevail the following year.

53 Sec. 4. FOUNDATION PROPERTY TAX. The maximum state  
54 foundation property tax levy shall be:

55 1. For the school year beginning July 1, 1972, and  
56 for the school year beginning July 1, 1973, twenty-seven  
57 and one-half mills per dollar of assessed valuation  
58 on all taxable property in the district as of January  
59 1, 1972, and as of January 1, 1973, respectively.

60 2. For the school year beginning July 1, 1974, and  
61 all subsequent school years, thirty mills per dollar  
62 of assessed valuation on all taxable property in the  
63 district as of January 1, 1974, and on each subsequent  
64 January thereafter.

65 If a school district can meet its general fund budget

66 or the state foundation base by a levy on the assessed  
67 valuation on all taxable property in the district less  
68 than specified in this section, it shall levy only the  
69 lesser amount needed.

70 No later than December first of each year the state  
71 comptroller shall notify the county auditor of each  
72 county the amount, both in dollars and mills, of the  
73 foundation property tax levy. The county auditor or  
74 auditors shall spread the foundation property tax over  
75 all the taxable property in the school district.

76 Sec. 5. DISTRICT COST PER STUDENT. The district  
77 cost per student beginning July first each year is the  
78 allowable growth in dollars limited to the maximum  
79 amounts defined in section four (4) of this Act, added  
80 to the actual cost per student of the district for the  
81 current year ending June thirtieth.

82 Sec. 6. FALL ENROLLMENT. Fall enrollment shall  
83 be determined by adding the resident pupils who are  
84 enrolled on the second Friday of September of each year  
85 in public elementary and secondary schools of the  
86 district, and in special education schools for which  
87 tuition is paid by the district whether the special  
88 education school is conducted by a county board of  
89 education or another school district. Each school  
90 district shall certify to the state department of public  
91 instruction by September twenty-fifth of each year the  
92 fall enrollment in the school districts, and such fall  
93 enrollment information shall be promptly forwarded to  
94 the state comptroller.

95 Sec. 7. ADDITIONAL SCHOOL DISTRICT PROPERTY TAX  
96 LEVY. The state comptroller shall determine the addi-  
97 tional school district property tax levy, which is in  
98 addition to the foundation property tax levy, as follows:

99 1. The district cost per student for the current  
100 school year ending June thirtieth each year, plus the  
101 allowable growth in dollars, shall determine the dis-  
102 trict cost per student for the school year beginning  
103 July first each year.

104 2. The district cost per student multiplied by the  
105 estimated fall enrollment for the school year beginning  
106 July first each year, shall determine the maximum gen-  
107 eral fund budget for the district.

108 3. The state foundation base subtracted from the  
109 general fund budget of the district for the school year  
110 beginning July 1, 1972, shall determine the amount  
111 needed to be raised by the additional school district  
112 property tax levy.

113 No later than December first of each year, the state  
114 comptroller shall notify the county auditor of each  
115 county as to the amount, both in dollars and mills,  
116 of the additional property tax levy. The county audi-  
117 tor or auditors shall spread the additional property  
118 tax levy over all the property in the school district.

119 Sec. 8. MAXIMUM MILLAGE LEVY. For the purpose of



120 determining the maximum millage levy in a school district  
121 the state comptroller shall determine the sum  
122 of the foundation property tax levy and the additional  
123 property tax levy, in mills. When this total millage  
124 rate exceeds the district general fund levy in mills  
125 for the school year which began July 1, 1970, he shall  
126 adjust the district general fund budget to the millage  
127 levy equal to the millage levy for the school year  
128 beginning July 1, 1970.

129 Sec. 9. GUARANTEED STATE AID. For the school year  
130 beginning July 1, 1972, and for that year only, the  
131 state will provide specific funds, called guaranteed  
132 state aid, to any school district to insure that its  
133 total general fund millage excluding the millage that  
134 could be raised under section thirteen (13) of this  
135 Act will not exceed that of the school year beginning  
136 July 1, 1970.

137 There is hereby appropriated from the general fund  
138 of the state to the department of public instruction  
139 funds sufficient to pay the guaranteed state aid. The  
140 state comptroller shall pay this aid no later than May  
141 15, 1973.

142 Sec. 10. MISCELLANEOUS INCOME. Miscellaneous income  
143 is all revenues of a school district general fund budget,  
144 exclusive of the state foundation property tax, the  
145 state foundation aid, guaranteed state aid, and the  
146 additional school district property tax levy.

147 Sec. 11. SCHOOL BUDGET REVIEW COMMITTEE. There  
148 is hereby established a school budget review committee,  
149 hereafter referred to as the committee, which shall  
150 consist of the superintendent of public instruction,  
151 the state comptroller, and three members appointed by  
152 the governor to represent the public and to serve three-  
153 year staggered terms. Those serving as public members  
154 on the effective date of this Act shall continue to  
155 serve out their unexpired terms. The committee shall  
156 meet and hold hearings each year in May in Des Moines  
157 for purposes of authorizing a school district to propose  
158 a budget exceeding the limitations of section nine (9)  
159 of this Act, and shall continue in session until it  
160 has reviewed budgets of school districts, as provided  
161 in section thirteen (13) of this Act. It may call in  
162 school board members and employees as necessary for  
163 the hearings. Legislators shall be notified of hearings  
164 concerning school districts in their constituencies.

165 The committee shall adopt its own rules of procedure.  
166 The superintendent of public instruction shall serve  
167 as chairman, and the state comptroller shall serve as  
168 secretary. The committee members representing the  
169 public shall be entitled to receive a per diem equal  
170 to the per diem of members of the board of public  
171 instruction and their necessary travel and other expenses  
172 while engaged in their official duties. Expense payments  
173 shall be made from appropriations to the department

174 of public instruction.

175 Sec. 12. DUTIES OF THE COMMITTEE.

176 1. The school budget review committee may recommend  
177 the revision of any rules, regulations, directives,  
178 or forms relating to school district budgeting and  
179 accounting, confer with local school boards or their  
180 representatives and make recommendations relating to  
181 any budgeting or accounting matters, and may direct  
182 the superintendent of public instruction or the state  
183 comptroller to make studies and investigations of school  
184 costs in any school district whose budget has been  
185 submitted to the committee. The committee shall report  
186 to each session of the general assembly, which report  
187 shall include any recommended changes in laws relating  
188 to school districts, and shall set out the number of  
189 hearings held pursuant to this Act, the reasons for  
190 any authorized increases in school costs, and other  
191 information as the committee deems advisable.

192 2. The committee may review the budget of any school  
193 district as follows:

194 a. If the budget or proposed budget shows district  
195 costs per student in fall enrollment of more than the  
196 state cost per student.

197 b. If the total general fund budget or proposed  
198 budget has increased over the previous year by a percent  
199 greater than the percentage growth factor computed by  
200 the state comptroller as provided in section four (4)  
201 of this Act.

202 c. If in the judgment of the committee, the proposed  
203 budget shows total general fund expenditures to be  
204 unreasonably high in relation to the comparative cost  
205 factors of the school district, even if the expenditures  
206 do not exceed the state cost per student for the year.

207 3. The committee may authorize for the local school  
208 board a school budget in excess of limitations provided  
209 for in section four (4) of this Act as follows:

210 a. The additional school district property tax levy  
211 may be increased up to three mills for general fund  
212 purposes over the limitation provided in section nine  
213 (9) of this Act.

214 b. Additional supplemental state aid may be made  
215 to any district from any discretionary funds appropri-  
216 ated specifically to the committee for this purpose.

217 If the committee does not authorize for the local  
218 school boards the school district's budget, it shall  
219 state its recommendations in terms of a specific reduc-  
220 tion in the general fund expenditures included in the  
221 budget, and in terms of the projected reduction in the  
222 tax rate of the school district, as determined under  
223 section nine (9) of this Act, and shall notify the  
224 local school board of its recommendations through the  
225 state comptroller.

226 If the school budget review committee makes a recom-  
227 mendation, the school board shall follow the recommen-

228 dation or shall submit to the voters of the school district,  
229 at the regular election or at a special election  
230 called for that purpose, the question of whether the  
231 board shall adopt the recommendations of the budget  
232 review committee, or shall approve the budget as pro-  
233 posed. The question submitted to the voters shall  
234 state clearly the projected difference in the tax rate  
235 of the school district which will result if the board  
236 adopts the recommendations of the school budget review  
237 committee, and of the budget proposed.

238 If a majority of those voting favors adoption of  
239 the recommendation of the school budget review committee,  
240 the board of directors of the school district shall  
241 revise its budget and records as recommended.  
242 The school board shall certify the result of an  
243 election required under this section to the school  
244 budget review committee, to the county auditor, and  
245 to the state comptroller, within ten days following  
246 the election.

247 The committee, when authorizing school budgets in  
248 excess of limitations provided in this Act, shall con-  
249 sider each district's circumstances and facts which  
250 are unique and unusual. Such unique and unusual circum-  
251 stances and facts may be considered by the committee,  
252 including but not limited to any unusual increases or  
253 decreases in enrollments, natural disasters, unusual  
254 transportation problems, and initial staffing problems.

255 Failure by any school district to provide information  
256 or appear before the committee as requested for the  
257 accomplishment of review or hearing shall constitute  
258 justification for the committee to instruct the state  
259 comptroller to withhold any state aid to that district  
260 until the committee's inquiries are satisfied completely.

261 Sec. 13. COUNTY BOARD REVIEW. The school budget  
262 review committee may call in any county board of edu-  
263 cation for the purpose of reviewing its budget as it  
264 relates to the individual districts within the county.

265 Sec. 14. APPROPRIATIONS. There is hereby appro-  
266 priated each year from the general fund of the state  
267 an amount necessary to pay the state school foundation  
268 aid.

269 All state aids paid under sections one (1) through  
270 twenty (20), inclusive, of this Act, unless otherwise  
271 stated shall be in installments due on or about Septem-  
272 ber 15, December 15, March 15, and May 15 of each year,  
273 and the installments shall be as nearly equal as pos-  
274 sible as determined by the state comptroller, taking  
275 into consideration the relative budget and cash position  
276 of the state resources.

277 All moneys received by a school district from the  
278 state under the provisions of this Act, including the  
279 guaranteed state aid, shall be deposited in the general  
280 fund of the school district.

281 Sec. 15. TENTATIVE BUDGET. Not later than December

282 first for each ensuing fiscal year, the board of direc-  
283 tors of each school district shall set a tentative bud-  
284 get in dollars of the amount the district may spend  
285 on each program in the system as defined by the school  
286 budget review committee and in the forms so prescribed.  
287 This prospectus of program and allotted dollars as  
288 approved by the board shall guide the superintendent  
289 when preparing the proposed budget for that year. These  
290 limitations submitted by the board of directors to the  
291 superintendent of schools for the district shall be  
292 promptly forwarded to the committee.

293 Sec. 16. MAXIMUM MILLAGE REDUCTION. If the func-  
294 tioning of the state foundation program as provided  
295 in this Act causes a yearly reduction in excess of ten  
296 percent in a school district's total millage for  
297 the general fund for the school year beginning July  
298 1, 1972, based on the total millage for the general  
299 fund for the school year beginning July 1, 1970, then  
300 the reduction shall be limited to a ten percent reduction  
301 each successive year and the limitation shall be com-  
302 puted by the state comptroller with notification to  
303 the local school board.

304 For the school years beginning July 1, 1975, and  
305 later there will be no maximum millage reduction in  
306 any school district.

307 Sec. 17. ESTIMATES OF MISCELLANEOUS AIDS. No later  
308 than September first of each year, the department of  
309 public instruction shall certify to the state comp-  
310 troller the amounts of any state aids other than the  
311 amounts provided in this Act that will be received by  
312 each school district in the state. In the event any  
313 estimate of state aids in any school budget certified  
314 to the auditor as provided by section twenty-four point  
315 seventeen (24.17) of the Code is more or less than the  
316 amount of state aids certified to the state comptroller  
317 by the department of public instruction as provided  
318 by this section, the state comptroller shall certify  
319 to the county auditors the final millage for each school  
320 district.

321 Sec. 18. RULES AND REGULATIONS. The superintendent  
322 of public instruction, after consultation with the state  
323 comptroller, may adopt rules and regulations and defini-  
324 tions of terms as necessary and proper for the adminis-  
325 tration of sections one (1) through twenty (20), inclu-  
326 sive, of this Act.

327 Sec. 19. LOCAL BUDGET LAW. Provisions of chapter  
328 twenty-four (24) of the Code shall apply to this Act.

329 Sec. 20. EFFECTIVE DATE OF THIS ACT. The effective  
330 date of this Act is July 1, 1972, unless otherwise pro-  
331 vided.

332 2. Page 14, line 32, strike the figure "18" and  
333 insert in lieu thereof the figure "20".

334 3. Page 15, strike lines 9 through 35, inclusive,  
335 and insert in lieu thereof the following:

336 Sec. 20. Section four hundred twenty-two point five  
337 (422.5), subsections one (1) through seven (7), Code  
338 1971, are amended as follows:

339 1. On the first one thousand dollars of taxable  
340 income, or any part thereof, [three fourth of] one  
341 percent.

342 2. On the second thousand dollars of taxable income,  
343 or any part thereof, [one and one-half] *two* percent.

344 3. On the third thousand dollars of taxable income,  
345 or any part thereof, [two and one-fourth] *three* percent.

346 4. On the fourth thousand dollars of taxable income,  
347 or any part thereof, [three] *four* percent.

348 5. On the fifth, sixth and seventh thousand dollars  
349 of taxable income, or any part thereof, [three and three-  
350 fourths] *five* percent.

351 6. On the eighth thousand dollars of taxable income,  
352 or any part thereof, [four and one-half] *six* percent,  
353 and on all taxable income in excess of seven thousand  
354 dollars, [four and one-half] *six* percent.

355 7. In addition to the tax imposed in the above sub-  
356 sections of this section, on all taxable income in  
357 excess of nine thousand dollars, [three-fourths] *one*  
358 percent. [This additional tax shall be effective for  
359 all taxable years ending after January 1, 1965, except  
360 that for taxable years beginning before January 1, 1965,  
361 and ending thereafter, shall be collected on the basis  
362 of the proportion which the number of months in any  
363 such fiscal year, commencing with the month of January  
364 1965, bears to the total year. This additional tax  
365 shall be in lieu of all taxes imposed by section 429.2  
366 on the property therein described of individuals,  
367 administrators, executors, guardians, conservators,  
368 trustees or an agent or nominee thereof.

369 Sec. 21. Section four hundred twenty-two point  
370 thirty-three (422.33), unnumbered paragraphs two (2),  
371 three (3) and four (4), Code 1971, are amended as  
372 follows:

373 On the first twenty-five thousand dollars of taxable  
374 income, or any part thereof, the rate of [four] *six*  
375 percent.

376 On taxable income between twenty-five thousand dollars  
377 and one hundred thousand dollars or any part thereof,  
378 the rate of [six] *eight* percent.

379 On taxable income of one hundred thousand dollars  
380 or more, the rate of [eight] *ten* percent.

381 Sec. 22. The foregoing provisions of sections twenty  
382 (20) and twenty-one (21) of this Act shall become  
383 effective for all taxable years ending after January  
384 1, 1971, except that for taxable years beginning before  
385 January 1, 1971, and ending thereafter, the tax collected  
386 shall be collected on the basis of the proportion which  
387 the number of months in any such fiscal year commencing  
388 with the month of January 1971, bears to the total year.

389 4. Page 16, strike lines 1 through 7, inclusive.

- 390 5. Page 16, strike lines 22 through 32, inclusive.  
 391 6. Page 17, strike lines 33, 34, and 35.  
 392 7. Page 18, strike lines 1 through 16, inclusive.  
 393 8. Page 19, strike lines 15 through 20, inclusive.  
 394 9. Renumber remaining sections and correct internal  
 395 references in accordance with this amendment.  
 396 10. Page 1, amend the title by striking from line 2  
 397 the words "imposing a school district income tax", and  
 398 by striking lines 3 through 6, inclusive, and inserting  
 399 in lieu thereof the words "increasing the state individ-  
 400 ual and corporate income tax, and providing appropria-  
 401 tions for state aid".

SHAW of Scott, District 78  
 KEHE of Bremer, District 12  
 PELTON of Clinton, District 74  
 SCHWARTZ of Wapello, District 97  
 KREAMER of Polk, District 63  
 ANDERSEN of Woodbury, District 23  
 KELLY of Woodbury, District 22  
 SCHROEDER of Pottawattamie, District 54  
 HANSEN of Black Hawk, District 37  
 MOLLETT of Pottawattamie, District 80  
 NYSTROM of Boone, District 55  
 LAWSON of Cerro Gordo, District 17

- 1 Amend the Shaw, et al., amendment to House File 654,  
 2 filed Wednesday, April 28, 1971, by striking all of  
 3 section 16 from page 9.

SCHROEDER of Pottawattamie, District 54  
 KNOKE of Pottawattamie, District 79  
 MOLLETT of Pottawattamie, District 80  
 HANSEN of Black Hawk, District 37  
 KELLY of Woodbury, District 22  
 ALT of Polk, District 61

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Thursday, April 29, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Ninth Calendar Day—Seventy-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, APRIL 29, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Garfield Wade, an exchange minister from Sutton Coldfield, England, and now serving as pastor of the First Methodist Church, Burlington, Iowa.

The Journal of Wednesday, April 28, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Varley of Adair, District 84, for April 29 and 30 by the Speaker; Christensen of Union, District 95, on request of Logemann of Worth, District 7.

## PRESENTATION OF DISTINGUISHED VISITORS

Ellsworth of Dubuque, District 50, rose on a point of personal privilege and presented to the House the following: Cadet Colonel James O. Andrew, University of Iowa; Mr. and Mrs. James H. Andrew, Jefferson, Iowa; Cadet Colonel Stephens S. Andrews, University of Iowa; Mr. and Mrs. E. E. Andrews, DeWitt, New York; Cadet Colonel Douglas R. Smith, Iowa State University; Mr. and Mrs. Richard G. Smith, Ottumwa, Iowa; Cadet Colonel David J. Henry, Iowa State University; Mr. and Mrs. Thomas E. Henry, Waterloo, Iowa; and Midshipman Lieutenant Commander Gerald L. Hoewing, Iowa State University, and Mrs. Francis W. Hoewing, Keokuk, Iowa.

The cadets were in Des Moines today to receive awards as outstanding ROTC cadets from Governor Robert D. Ray.

## PRESENTATION OF VISITORS

Hansen of Black Hawk, District 37, presented to the House seven Japanese businessmen visiting Iowa for two months in part of a Rotary foundation exchange program for building goodwill and understanding.

The Speaker announced that the following visitors were present in the House chamber:

Forty-one seventh and eighth grade students from Holy Rosary, La Motte, Iowa, accompanied by Sister Linda and Mr. Sherlock. By Norpel of Jackson, District 52.

Forty students from Ruthven High School, Ruthven, Iowa, accompanied by their teacher, Mr. Whiting. By Wirtz of Palo Alto, District 16.

Forty-five senior students from Manilla High School, Manilla, Iowa, accompanied by their teachers, Mr. Holst and Mrs. Withers. By Waugh of Monona, District 27.

Fifty-five eighth grade students from North East Hamilton School, Blairsburg, Iowa, accompanied by their teachers, Mrs. Schutt, Mr. Westwick and Mrs. Hayes. By Rex of Hamilton, District 31.

Twenty-six fifth grade students from Garwin Community School, Garwin, Iowa, accompanied by their teacher, Mrs. Phil Aldrich. By Husak of Tama, District 41.

Eighty-four junior high school students from Moravia School, Moravia, Iowa, accompanied by their teachers, Richard Pauley, Ardis Walters, Marilyn Goughnour and Raymond Strunk. By Moffitt of Appanoose, District 96.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Blouin of Dubuque, District 49, Ellsworth of Dubuque, District 50; and Taylor of Dubuque, District 51; from twenty-six residents of Dubuque, Delaware, Clayton and Jackson Counties favoring the the adoption of the flexible Illinois progressive income tax plan.

By Andersen of Woodbury, District 23, from twenty-two residents of Woodbury County supporting the present state meat inspection program.

By Campbell of Washington, District 89, from forty-three residents of District 89 favoring section 725.5 of the Code as presently written.

By Grassley of Butler, District 10, from eighteen teachers from Grant Wood Elementary School, Iowa City, Iowa, opposing House File 183, relating to a method of paying the salaries of certificated school personnel.



By Hansen of Black Hawk, District 37, from ten residents of Waterloo, Iowa, favoring passage of House File 530, relating to premiums collected by nonprofit hospital and medical service corporations.

By Rodgers of Dallas, District 85, from ten residents of District 85, favoring House Joint Resolution 16, relating to the acquisition of Terrace Hill.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 271 and 567; House Joint Resolution 16; and Senate Files 256, 389 and 469, under Rule 35.

#### INTRODUCTION OF BILL

**House File 677**, by committee on judiciary, a bill for an act relating to corrective amendments to the statute on self-liquidating improvements.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 296**, a bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties.

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

**Senate File 418**, a bill for an act relating to benefits for veterans in state employment.

Read first time and referred to committee on **state government**.

**Senate File 449**, a bill for an act relating to the purchase and use of state-owned automobiles.

Read first time and referred to committee on **state government**.

**Senate File 468**, a bill for an act relating to the regulation and control of certain drugs and providing procedures for enforcement and penalties and making additional amendments to the Code in conformity with Senate File 1, Acts of the Sixty-fourth General Assembly, First Session.

Read first time and referred to committee on **law enforcement**.

**Senate File 505**, a bill for an act relating to state income tax deductions.

Read first time and referred to committee on **way and means**.

#### CAPITOL PLANNING COMMISSION

The Speaker announced the reappointment of the Gentleman from Bremer, District 12, Luvern W. Kehe, to serve on the Capitol Planning commission for a four-year term beginning May 1, 1971.

#### COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a resolution from the Mayor and City Council of Des Moines, Iowa, expressing their thanks and appreciation to the members of the Sixty-fourth General Assembly for the passage of Senate File 353, relating to snow routes.

#### CONSIDERATION OF BILLS

##### NONCONTROVERSIAL CALENDAR

**House File 9**, a bill for an act relating to the Governor's committee on employment of the handicapped, with report of committee recommending passage, was taken up for consideration.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 9)

The ayes were, 78:

Alt	Gluba	Millen	Schwartz
Andersen	Goode	Miller	Schwieger
Bergman	Hansen	Moffitt	Scott
Blouin	Hill	Monroe	Shaw
Bray	Holden	Nielsen	Sorg
Camp	Kehe	Norpel	Stanley
Campbell	Kinley	Nystrom	Stokes
Clark	Knoblauch	Patton	Strand
Cochran	Knoke	Pellett	Stromer
Curtis	Kreamer	Pelton	Strothman
Den Herder	Kruse	Pierson	Taylor
Dougherty	Larson	Priebe	Tieden
Doyle	Lipsky	Radl	Trowbridge
Drake	Logemann	Rex	Uban
Dunton	Mayberry	Rodgers	Waugh
Edelen	McCormick	Roorda	Willits
Ellsworth	McElroy	Sargisson	Winkleman
Fischer, H. O.	Mendenhall	Schmeiser	Wyckoff
Fisher, C. R.	Menefee	Schroeder	Mr. Speaker
Freeman	Middleswart		

The nays were, none.

## Absent or not voting, 22:

Anania	Grassley	Kennedy	Small
Bennett	Hamilton	Lawson	Varley
Christensen	Husak	Mollett	Welden
Egenes	Jesse	Siglin	Wells
Ewell	Johnston	Skinner	Wirtz
Franklin	Kelly		

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

**House File 658**, a bill for an act relating to flashing emergency lights on motor vehicles, was taken up for consideration.

Dunton of Keokuk, District 88, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 658)

## The ayes were, 85:

Alt	Freeman	Menefee	Scott
Andersen	Gluba	Middleswart	Shaw
Bennett	Goode	Millen	Small
Bergman	Grassley	Miller	Sorg
Blouin	Hansen	Moffitt	Stanley
Bray	Hill	Monroe	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Husak	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kinley	Pellett	Taylor
Curtis	Knoblauch	Pelton	Tieden
Den Herder	Knoke	Pierson	Trowbridge
Dougherty	Kreamer	Radl	Uban
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lipsky	Roorda	Wells
Edelen	Logemann	Sargisson	Willits
Egenes	Mayberry	Schmeiser	Winkelman
Ellsworth	McCormick	Schroeder	Wirtz
Fischer, H. O.	McElroy	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Franklin			

The nays were, none.

## Absent or not voting, 15:

Anania	Jesse	Lawson	Siglin
Christensen	Johnston	Mollett	Skinner
Ewell	Kelly	Patton	Varley
Hamilton	Kennedy	Priebe	

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

**House File 463**, a bill for an act relating to emergency succession and emergency location of state and local governments, with report

of committee recommending passage, was taken up for consideration.

Goode of Davis, District 98, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 463)

The ayes were, 87:

Alt	Franklin	Middleswart	Shaw
Anania	Freeman	Millen	Siglin
Andersen	Gluba	Miller	Small
Bennett	Goode	Moffitt	Sorg
Bergman	Hansen	Monroe	Stanley
Blouin	Hill	Nielsen	Stokes
Bray	Holden	Norpel	Strand
Camp	Husak	Nystrom	Stromer
Campbell	Kehe	Pellett	Strothman
Clark	Kinley	Pelton	Taylor
Cochran	Knoblauch	Pierson	Tieden
Curtis	Knoke	Priebe	Trowbridge
Den Herder	Kreamer	Radl	Uban
Dougherty	Kruse	Rex	Waugh
Doyle	Larson	Rodgers	Welden
Drake	Lipsky	Roorda	Wells
Dunton	Logemann	Sargisson	Willits
Edelen	Mayberry	Schmeiser	Winkelman
Egenes	McCormick	Schroeder	Wirtz
Ellsworth	McElroy	Schwartz	Wyckoff
Fischer, H. O.	Mendenhall	Schwieger	Mr. Speaker
Fisher, C. R.	Menefee	Scott	

The nays were, none.

Absent or not voting, 13:

Christensen	Jesse	Kennedy	Patton
Ewell	Johnston	Lawson	Skinner
Grassley	Kelly	Mollett	Varley
Hamilton			

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

**House File 565**, a bill for an act to legalize and validate the proceedings of the City Council of the City of Windsor Heights and the City Council of the City of Clive, in the County of Polk, State of Iowa, in adopting an Inter-governmental corporation boundary agreement and establishing a portion of their common corporation boundary line and in taking action in reliance thereon, with report of committee recommending passage, was taken up for consideration.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 565)

## Committee of the Whole

The ayes were, 87:

Alt	Freeman	Middleswart	Shaw
Anania	Gluba	Miller	Siglin
Andersen	Goode	Moffitt	Skinner
Bennett	Grassley	Monroe	Small
Bergman	Hansen	Nielsen	Sorg
Blouin	Hill	Norpel	Stanley
Bray	Holden	Nystrom	Stokes
Camp	Husak	Patton	Strand
Campbell	Kehe	Pellett	Stromer
Clark	Kinley	Pelton	Strothman
Cochran	Knoblauch	Pierson	Taylor
Curtis	Knoke	Priebe	Trowbridge
Den Herder	Kreamer	Radl	Uban
Dougherty	Kruse	Rex	Waugh
Doyle	Larson	Rodgers	Welden
Drake	Lipsky	Roord	Wells
Dunton	Logemann	Sargisson	Willits
Edelen	Mayberry	Schmeiser	Winkelman
Ellsworth	McCormick	Schroeder	Wirtz
Fischer, H. O.	McElroy	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Franklin	Menefee	Scott	

The nays were, none.

Absent or not voting, 13:

Christensen	Jesse	Kennedy	Mollett
Egenes	Johnston	Lawson	Tieden
Ewell	Kelly	Millen	Varley
Hamilton			

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

#### COMMITTEE OF THE WHOLE

(House File 654)

Drake of Muscatine, District 71, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and that the Speaker of the House preside as chairman of the committee.

Skinner of Polk, District 60, moved that the motion be amended to include "related subjects".

Skinner of Polk, District 60, asked and received unanimous consent to withdraw his motion.

## Committee of the Whole

Drake of Muscatine, District 71, asked and received unanimous consent to withdraw his motion.

Drake of Muscatine, District 71, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering school aid, and that the Speaker of the House preside as chairman of the committee.

Shaw of Scott, District 78, offered the following amendment filed by Shaw, et al.:

Amend House File 654 as follows:

1. Strike all of pages 2 through 13, inclusive, and lines 1 through 25 of page 14, and insert in lieu thereof the following:

Section 1. STATE SCHOOL FOUNDATION PROGRAM. This Act establishes a state school foundation program. Each school district in the state is entitled to receive per pupil in fall enrollment state school foundation aid, which shall be the amount equal to the difference between the foundation property tax plus miscellaneous income in the district, and the state foundation base.

Sec. 2. STATE FOUNDATION BASE. The state foundation base for school years beginning after July 1, 1972, shall be as follows:

1. For the school year beginning July 1, 1972, seventy percent of the state cost per student.
2. For the school year beginning July 1, 1973, seventy-five percent of the state cost per student.
3. For the school year beginning July 1, 1974, and all subsequent school years, eighty percent of the state cost per student.

Sec. 3. STATE COST PER STUDENT. The state cost per student for the school year beginning July 1, 1971, shall be nine hundred twenty dollars. The state cost per student for the school year beginning on July 1, 1972, and for each succeeding school year shall have added to the previous year's state cost per student the dollar equivalent of the state percent of allowable growth limited to a maximum amount of forty-six dollars for the school year beginning on July 1, 1972, forty-eight dollars for the school year beginning on July 1, 1973, and fifty-one dollars for the school year beginning on July 1, 1974.

The state percent of allowable growth is the percent of increase in revenue computed on a statewide basis

## Committee of the Whole

for the sales and use taxes and the individual and corporate income taxes as well as the percent of increase in assessments for property tax for each year of the last three years. The sum of the individual percentages thus obtained shall be divided by six to arrive at the percent of allowable growth for the state. In making such computations the comptroller shall adjust for changes in rates or basis of the income tax or sales and use tax and for statewide changes in assessment practices. He shall thereupon certify the percent of allowable growth per pupil to the several school districts of the state on or before February fifteenth of each year. For the purpose of this subsection, "year" means calendar year.

If the percent of allowable growth of the state should be less than zero, the previous year's state cost per student shall prevail the following year.

**Sec. 4. FOUNDATION PROPERTY TAX.** The maximum state foundation property tax levy shall be:

1. For the school year beginning July 1, 1972, and for the school year beginning July 1, 1973, twenty-seven and one-half mills per dollar of assessed valuation on all taxable property in the district as of January 1, 1972, and as of January 1, 1973, respectively.

2. For the school year beginning July 1, 1974, and all subsequent school years, thirty mills per dollar of assessed valuation on all taxable property in the district as of January 1, 1974, and on each subsequent January thereafter.

If a school district can meet its general fund budget or the state foundation base by a levy on the assessed valuation on all taxable property in the district less than specified in this section, it shall levy only the lesser amount needed.

No later than December first of each year the state comptroller shall notify the county auditor of each county the amount, both in dollars and mills, of the foundation property tax levy. The county auditor or auditors shall spread the foundation property tax over all the taxable property in the school district.

**Sec. 5. DISTRICT COST PER STUDENT.** The district cost per student beginning July first each year is the allowable growth in dollars limited to the maximum amounts defined in section four (4) of this Act, added to the actual cost per student of the district for the current year ending June thirtieth.

**Sec. 6. FALL ENROLLMENT.** Fall enrollment shall be determined by adding the resident pupils who are enrolled on the second Friday of September of each year in public elementary and secondary schools of the district, and in special education schools for which tuition is paid by the district whether the special

## Committee of the Whole

education school is conducted by a county board of education or another school district. Each school district shall certify to the state department of public instruction by September twenty-fifth of each year the fall enrollment in the school districts, and such fall enrollment information shall be promptly forwarded to the state comptroller.

**Sec. 7. ADDITIONAL SCHOOL DISTRICT PROPERTY TAX LEVY.** The state comptroller shall determine the additional school district property tax levy, which is in addition to the foundation property tax levy, as follows:

1. The district cost per student for the current school year ending June thirtieth each year, plus the allowable growth in dollars, shall determine the district cost per student for the school year beginning July first each year.
2. The district cost per student multiplied by the estimated fall enrollment for the school year beginning July first each year, shall determine the maximum general fund budget for the district.
3. The state foundation base subtracted from the general fund budget of the district for the school year beginning July 1, 1972, shall determine the amount needed to be raised by the additional school district property tax levy.

No later than December first of each year, the state comptroller shall notify the county auditor of each county as to the amount, both in dollars and mills, of the additional property tax levy. The county auditor or auditors shall spread the additional property tax levy over all the property in the school district.

**Sec. 8. MAXIMUM MILLAGE LEVY.** For the purpose of determining the maximum millage levy in a school district the state comptroller shall determine the sum of the foundation property tax levy and the additional property tax levy, in mills. When this total millage rate exceeds the district general fund levy in mills for the school year which began July 1, 1970, he shall adjust the district general fund budget to the millage levy equal to the millage levy for the school year beginning July 1, 1970.

**Sec. 9. GUARANTEED STATE AID.** For the school year beginning July 1, 1972, and for that year only, the state will provide specific funds, called guaranteed state aid, to any school district to insure that its total general fund millage excluding the millage that could be raised under section thirteen (13) of this Act will not exceed that of the school year beginning July 1, 1970.

There is hereby appropriated from the general fund of the state to the department of public instruction funds sufficient to pay the guaranteed state aid. The



## Committee of the Whole

state comptroller shall pay this aid no later than May 15, 1973.

Sec. 10. MISCELLANEOUS INCOME. Miscellaneous income is all revenues of a school district general fund budget, exclusive of the state foundation property tax, the state foundation aid, guaranteed state aid, and the additional school district property tax levy.

Sec. 11. SCHOOL BUDGET REVIEW COMMITTEE. There is hereby established a school budget review committee, hereafter referred to as the committee, which shall consist of the superintendent of public instruction, the state comptroller, and three members appointed by the governor to represent the public and to serve three-year staggered terms. Those serving as public members on the effective date of this Act shall continue to serve out their unexpired terms. The committee shall meet and hold hearings each year in May in Des Moines for purposes of authorizing a school district to propose a budget exceeding the limitations of section nine (9) of this Act, and shall continue in session until it has reviewed budgets of school districts, as provided in section thirteen (13) of this Act. It may call in school board members and employees as necessary for the hearings. Legislators shall be notified of hearings concerning school districts in their constituencies.

The committee shall adopt its own rules of procedure. The superintendent of public instruction shall serve as chairman, and the state comptroller shall serve as secretary. The committee members representing the public shall be entitled to receive a per diem equal to the per diem of members of the board of public instruction and their necessary travel and other expenses while engaged in their official duties. Expense payments shall be made from appropriations to the department of public instruction.

Sec. 12. DUTIES OF THE COMMITTEE.

1. The school budget review committee may recommend the revision of any rules, regulations, directives, or forms relating to school district budgeting and accounting, confer with local school boards or their representatives and make recommendations relating to any budgeting or accounting matters, and may direct the superintendent of public instruction or the state comptroller to make studies and investigations of school costs in any school district whose budget has been submitted to the committee. The committee shall report to each session of the general assembly, which report shall include any recommended changes in laws relating to school districts, and shall set out the number of hearings held pursuant to this Act, the reasons for any authorized increases in school costs, and other information as the committee deems advisable.

## Committee of the Whole

2. The committee may review the budget of any school district as follows:

a. If the budget or proposed budget shows district costs per student in fall enrollment of more than the state cost per student.

b. If the total general fund budget or proposed budget has increased over the previous year by a percent greater than the percentage growth factor computed by the state comptroller as provided in section four (4) of this Act.

c. If in the judgment of the committee, the proposed budget shows total general fund expenditures to be unreasonably high in relation to the comparative cost factors of the school district, even if the expenditures do not exceed the state cost per student for the year.

3. The committee may authorize for the local school board a school budget in excess of limitations provided for in section four (4) of this Act as follows:

a. The additional school district property tax levy may be increased up to three mills for general fund purposes over the limitation provided in section nine (9) of this Act.

b. Additional supplemental state aid may be made to any district from any discretionary funds appropriated specifically to the committee for this purpose.

If the committee does not authorize for the local school boards the school district's budget, it shall state its recommendations in terms of a specific reduction in the general fund expenditures included in the budget, and in terms of the projected reduction in the tax rate of the school district, as determined under section nine (9) of this Act, and shall notify the local school board of its recommendations through the state comptroller.

If the school budget review committee makes a recommendation, the school board shall follow the recommendation or shall submit to the voters of the school district, at the regular election or at a special election called for that purpose, the question of whether the board shall adopt the recommendations of the budget review committee, or shall approve the budget as proposed. The question submitted to the voters shall state clearly the projected difference in the tax rate of the school district which will result if the board adopts the recommendations of the school budget review committee, and of the budget proposed.

If a majority of those voting favors adoption of the recommendation of the school budget review committee, the board of directors of the school district shall revise its budget and records as recommended. The school board shall certify the result of an election required under this section to the school budget review committee, to the county auditor, and

## Committee of the Whole

to the state comptroller, within ten days following the election.

The committee, when authorizing school budgets in excess of limitations provided in this Act, shall consider each district's circumstances and facts which are unique and unusual. Such unique and unusual circumstances and facts may be considered by the committee, including but not limited to any unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems.

Failure by any school district to provide information or appear before the committee as requested for the accomplishment of review or hearing shall constitute justification for the committee to instruct the state comptroller to withhold any state aid to that district until the committee's inquiries are satisfied completely.

**Sec. 13. COUNTY BOARD REVIEW.** The school budget review committee may call in any county board of education for the purpose of reviewing its budget as it relates to the individual districts within the county.

**Sec. 14. APPROPRIATIONS.** There is hereby appropriated each year from the general fund of the state an amount necessary to pay the state school foundation aid.

All state aids paid under sections one (1) through twenty (20), inclusive, of this Act, unless otherwise stated shall be in installments due or about September 15, December 15, March 15, and May 15 of each year, and the installments shall be as nearly equal as possible as determined by the state comptroller, taking into consideration the relative budget and cash position of the state resources.

All moneys received by a school district from the state under the provisions of this Act, including the guaranteed state aid, shall be deposited in the general fund of the school district.

**Sec. 15. TENTATIVE BUDGET.** Not later than December first for each ensuing fiscal year, the board of directors of each school district shall set a tentative budget in dollars of the amount the district may spend on each program in the system as defined by the school budget review committee and in the forms so prescribed. This prospectus of program and allotted dollars as approved by the board shall guide the superintendent when preparing the proposed budget for that year. These limitations submitted by the board of directors to the superintendent of schools for the district shall be promptly forwarded to the committee.

**Sec. 16. MAXIMUM MILLAGE REDUCTION.** If the functioning of the state foundation program as provided in this Act causes a yearly reduction in excess of ten percent in a school district's total millage for

## Committee of the Whole

the general fund for the school year beginning July 1, 1972, based on the total millage for the general fund for the school year beginning July 1, 1970, then the reduction shall be limited to a ten percent reduction each successive year and the limitation shall be computed by the state comptroller with notification to the local school board.

For the school years beginning July 1, 1975, and later there will be no maximum millage reduction in any school district.

Sec. 17. ESTIMATES OF MISCELLANEOUS AIDS. No later than September first of each year, the department of public instruction shall certify to the state comptroller the amounts of any state aids other than the amounts provided in this Act that will be received by each school district in the state. In the event any estimate of state aids in any school budget certified to the auditor as provided by section twenty-four point seventeen (24.17) of the Code is more or less than the amount of state aids certified to the state comptroller by the department of public instruction as provided by this section, the state comptroller shall certify to the county auditors the final millage for each school district.

Sec. 18. RULES AND REGULATIONS. The superintendent of public instruction, after consultation with the state comptroller, may adopt rules and regulations and definitions of terms as necessary and proper for the administration of sections one (1) through twenty (20), inclusive, of this Act.

Sec. 19. LOCAL BUDGET LAW. Provisions of chapter twenty-four (24) of the Code shall apply to this Act.

Sec. 20. EFFECTIVE DATE OF THIS ACT. The effective date of this Act is July 1, 1972, unless otherwise provided.

2. Page 14, line 32, strike the figure "18" and insert in lieu thereof the figure "20".

3. Page 15, strike lines 9 through 35, inclusive, and insert in lieu thereof the following:

Sec. 20. Section four hundred twenty-two point five (422.5), subsections one (1) through seven (7), Code 1971, are amended as follows:

1. On the first one thousand dollars of taxable income, or any part thereof, [three fourth of] one percent.

2. On the second thousand dollars of taxable income, or any part thereof, [one and one-half] *two* percent.

3. On the third thousand dollars of taxable income, or any part thereof, [two and one-fourth] *three* percent.

4. On the fourth thousand dollars of taxable income, or any part thereof, [three] *four* percent.

## Committee of the Whole

5. On the fifth, sixth and seventh thousand dollars of taxable income, or any part thereof, [three and three-fourths] *five* percent.

6. On the eighth thousand dollars of taxable income, or any part thereof, [four and one-half] *six* percent, and on all taxable income in excess of seven thousand dollars, [four and one-half] *six* percent.

7. In addition to the tax imposed in the above subsections of this section, on all taxable income in excess of nine thousand dollars, [three-fourths] *one* percent. [This additional tax shall be effective for all taxable years ending after January 1, 1965, except that for taxable years beginning before January 1, 1965, and ending thereafter, shall be collected on the basis of the proportion which the number of months in any such fiscal year, commencing with the month of January 1965, bears to the total year. This additional tax shall be in lieu of all taxes imposed by section 429.2 on the property therein described of individuals, administrators, executors, guardians, conservators, trustees or an agent or nominee thereof.

Sec. 21. Section four hundred twenty-two point thirty-three (422.33), unnumbered paragraphs two (2), three (3) and four (4), Code 1971, are amended as follows:

On the first twenty-five thousand dollars of taxable income, or any part thereof, the rate of [four] *six* percent.

On the taxable income between twenty-five thousand dollars and one hundred thousand dollars or any part thereof, the rate of [six] *eight* percent.

On taxable income of one hundred thousand dollars or more, the rate of [eight] *ten* percent.

Sec. 22. The foregoing provisions of sections twenty (20) and twenty-one (21) of this Act shall become effective for all taxable years ending after January 1, 1971, except that for taxable years beginning before January 1, 1971, and ending thereafter, the tax collected shall be collected on the basis of the proportion which the number of months in any such fiscal year commencing with the month of January 1971, bears to the total year.

4. Page 16, strike lines 1 through 7, inclusive.
5. Page 16, strike lines 22 through 32, inclusive.
6. Page 17, strike lines 33, 34, and 35.
7. Page 18, strike lines 1 through 16, inclusive.
8. Page 19, strike lines 15 through 20, inclusive.
9. Renumber remaining sections and correct internal references in accordance with this amendment.

10. Page 1, amend the title by striking from line 2 the words "imposing a school district income tax", and by striking lines 3 through 6, inclusive, and inserting

## Committee of the Whole

in lieu thereof the words "increasing the state individual and corporate income tax, and providing appropriations for state aid".

Division of amendment was requested.

Division 1 of the amendment to be lines 1 through line 328, and division 2 to be lines 329 through line 401.

The committee was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker Harbor in the chair.

Drake of Muscatine asked and received unanimous consent that the committee now rise.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## NONCONTROVERSIAL CALENDAR

**House File 537**, a bill for an act relating to the age requirement for marriage, with report of committee recommending passage, was taken up for consideration.

Kelly of Woodbury, District 22, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 537)

The ayes were, 80:

Alt	Goode	Menefee	Shaw
Andersen	Grassley	Millen	Siglin
Bergman	Hansen	Miller	Small
Blouin	Hill	Moffitt	Sorg
Bray	Holden	Mollett	Stokes
Camp	Husak	Nielsen	Strand
Clark	Jesse	Nystrom	Stromer
Cochran	Kehe	Patton	Strothman
Curtis	Kelly	Pellett	Taylor
Den Herder	Kennedy	Pelton	Tieden
Dougherty	Knoblanch	Pierson	Trowbridge
Doyle	Knoke	Priebe	Uban
Drake	Kreamer	Rex	Waugh
Dunton	Kruse	Rodgers	Welden
Egenes	Larson	Roorda	Wells
Ellsworth	Lipsky	Sargisson	Willits
Fisher, C. R.	Logemann	Schmeiser	Winkelman
Franklin	Mayberry	Schroeder	Wirtz
Freeman	McElroy	Schwartz	Wyckoff
Gluba	Mendenhall	Scott	Mr. Speaker

The nays were, none.

Absent or not voting, 20:

Anania	Ewell	Lawson	Radl
Bennett	Fischer, H. O.	McCormick	Schwieger
Campbell	Hamilton	Middleswart	Skinner
Christensen	Johnston	Monroe	Stanley
Edelen	Kinley	Norpel	Varley

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

**House File 668**, a bill for an act relating to the definition of flammable liquids, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 668)

The ayes were, 87:

Alt	Freeman	Menefee	Scott
Anania	Gluba	Millen	Shaw
Andersen	Goode	Miller	Siglin
Bennett	Grassley	Moffitt	Small
Bergman	Hansen	Mollett	Sorg
Blouin	Hill	Monroe	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Patton	Taylor
Curtis	Kennedy	Pellett	Tieden
Den Herder	Kinley	Pelton	Trowbridge
Dougherty	Knoblauch	Pierson	Uban
Doyle	Knoke	Priebe	Waugh
Drake	Kreamer	Rex	Welden
Dunton	Kruse	Rodgers	Wells
Egenes	Larson	Roorda	Willits
Ellsworth	Lipsky	Sargisson	Winkelman
Ewell	Logemann	Schmeiser	Wirtz
Fischer, H. O.	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McElroy	Schwartz	Mr. Speaker
Franklin	Mendenhall	Schwieger	

The nays were, none.

Absent or not voting, 13:

Campbell	Jesse	McCormick	Skinner
Christensen	Johnston	Middleswart	Stanley
Edelen	Lawson	Radl	Varley
Hamilton			

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

## Committee of the Whole

## COMMITTEE OF THE WHOLE

(House File 654)

Drake of Muscatine, District 71, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering school aid, and that the Speaker of the House preside as chairman of the committee.

The committee resumed consideration of the Shaw, et al., amendment filed on April 28, 1971.

Schroeder of Pottawattamie offered the following amendment filed by Schroeder, et al., and moved its adoption:

Amend the Shaw, et al., amendment to House File 654, filed Wednesday, April 28, 1971, by striking all of section 16 from page 9.

A non-record roll call was requested.

The ayes were 67, nays 14.

The amendment was adopted.

Johnston of Johnson, District 70, offered the following amendment in committee of the whole and moved its adoption:

Amendment to Shaw, et al., amendment:

1. In line sixteen (16), following the word "seventy", add the word "five".
2. In line eighteen (18), strike the word "seventy-five" and add in lieu thereof the words "seventy-seven and one-half".

Roll call was requested by Shaw of Scott, District 78, and Millen of Van Buren, District 99.

On the question "Shall the amendment be adopted?"

The ayes were, 37:

Anania	Gluba	Mayberry	Schwartz
Bennett	Husak	McCormick	Scott
Blouin	Jesse	Monroe	Siglin
Bray	Johnston	Norpel	Small
Camp	Kelly	Patton	Uban
Cochran	Kennedy	Radl	Waugh
Dougherty	Kinley	Rodgers	Wells
Doyle	Knoblauch	Sargisson	Willits
Ewell	Larson	Schmeiser	Wyckoff
Franklin			



## Committee of the Whole

The nays were, 52:

Alt	Goode	Millen	Sorg
Andersen	Grassley	Miller	Stanley
Bergman	Hansen	Moffitt	Stokes
Clark	Hill	Mollett	Strand
Curtis	Holden	Nielsen	Stromer
Den Herder	Kehe	Nystrom	Strothman
Drake	Kreamer	Pellett	Taylor
Dunton	Kruse	Pelton	Tieden
Egenes	Lawson	Pierson	Trowbridge
Ellsworth	Lipsky	Rex	Welden
Fischer, H. O.	Logemann	Roorda	Winkelman
Fisher, C. R.	McElroy	Schwieger	Wirtz
Freeman	Menefee	Shaw	Mr. Speaker

Absent or not voting, 11:

Campbell	Hamilton	Middleswart	Skinner
Christensen	Knoke	Priebe	Varley
Edelen	Mendenhall	Schroeder	

The amendment to the amendment lost.

Blouin of Dubuque, District 49, offered the following amendment in committee of the whole and moved its adoption:

Amend the Shaw, et al., amendment to House File 654 filed April 28, 1971, by inserting after the period in line 89 the following:

"Shared-time students shall be counted on the basis of number of hours of instruction in a public school proportionate to a full-time student enrolled in the district."

A non-record roll call was requested.

The ayes were 46, nays 38.

The amendment was adopted.

Shaw of Scott, District 78, moved the adoption of division 1, line 1 through 328, of the Shaw, et al., amendment as amended.

Roll call was requested by Shaw of Scott, District 78, and Knoke of Pottawattamie, District 79.

Rule 70 was invoked.

On the question "Shall division 1 of the Shaw, et al., amendment as amended be adopted?"

The ayes were, 30:

Alt	Egenes	Jesse	Kreamer
Anania	Ewell	Kehe	Larson
Andersen	Franklin	Kelly	Lawson
Bennett	Hansen	Kinley	Lipsky
Clark	Hill	Knoke	Mollett

## Committee of the Whole

Nystrom	Schwartz	Siglin	Stanley
Patton	Schwieger	Sorg	Uban
Pelton	Shaw		

The nays were, 66:

Bergman	Gluba	Miller	Small
Blouin	Goode	Moffitt	Stokes
Bray	Grassley	Monroe	Strand
Camp	Holden	Nielsen	Stromer
Campbell	Husak	Norpel	Strothman
Cochran	Johnston	Pellett	Taylor
Curtis	Kennedy	Pierson	Tieden
Den Herder	Knoblauch	Priebe	Trowbridge
Dougherty	Kruse	Radl	Waugh
Doyle	Logemann	Rex	Welden
Drake	Mayberry	Rodgers	Wells
Dunton	McCormick	Roorda	Willits
Edelen	McElroy	Sargisson	Winkelman
Ellsworth	Mendenhall	Schmeiser	Wirtz
Fischer, H. O.	Menefee	Schroeder	Wyckoff
Fisher, C. R.	Middleswart	Scott	Mr. Speaker
Freeman	Millen		

Absent or not voting, 4:

Christensen	Hamilton	Skinner	Varley
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Division 1 of the amendment as amended lost.

Drake of Muscatine, District 71, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## MOTION TO RECONSIDER

(Division 1 of the Stromer amendment to House File 654)

I move to reconsider the vote by which Division 1 of the Stromer amendment to House File 654 failed to be adopted by the House in committee of the whole on April 28, 1971.

A. JUNE FRANKLIN

## MOTION TO RECONSIDER

(Den Herder, Roorda, Curtis amendment to House File 654)

I move to reconsider the vote by which the Den Herder, Roorda, Curtis amendment was adopted in committee of the whole on April 28, 1971, and found on page 1145 of the House Journal.

WILLARD R. HANSEN

## MOTION TO RECONSIDER

(Division 1 of Shaw, et al., amendment to House File 654)

I move to reconsider the vote by which division 1 of the Shaw, et al., amendment to House File 654 failed to be adopted in committee of the whole on April 29, 1971.

MICHAEL K. KENNEDY

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 79, a bill for an act relating to hunting-safety education.

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

Senate File 431, a bill for an act relating to hunting restrictions.

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

Senate File 473, a bill for an act relating to remedies for the dilution of the distinctiveness of a mark.

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

House File 382, a bill for an act relating to labeling of foreign meats.

CARROLL A. LANE, Secretary

REPORT ON COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

H. F. 232 Relating to findings of the commission of hospitalization. By Campbell. (Companion Bill S. F. 155—passed Senate)

H. F. 675 COMMITTEE BILL. Relating to the payment of court costs. By committee on judiciary; Pelton, chairman.

S. F. 256 Authorizing cities and towns to acquire land by lease for park purposes. By committee on cities and towns.

S. F. 389 Relating to the place of payment of public bonds. By committee on cities and towns.

S. F. 469 To legalize and validate proceedings of the Town of Bussey. By committee on cities and towns.

H. F. 555 To legalize and validate the proceedings of the board of directors of the Des Moines Independent Community School Dis-

trict. By Kreamer. (Companion Bill S. F. 426—on Senate Calendar)

NATHAN F. SORG, Chairman

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 29, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 12, an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles.

House File 550, an act relating to information obtained by the Department of Revenue.

House File 572, an act relating to the construction of an administration building for the State Highway Commission.

Senate File 120, an act relating to the control of vehicles at institutions under the jurisdiction of the State Board of Regents.

Senate File 417, an act relating to judicial redistricting and judicial nominating commissions.

#### REPORTS OF COMMITTEES

Pelton of Clinton, District 74, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary, to whom was referred **House File 555**, a bill for an act to legalize and validate the proceedings of the board of directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CHARLES H. PELTON, Chairman

Logemann of Cerro Gordo, District 7, from the committee on law enforcement, submitted the following report:

MR. SPEAKER: Your committee on law enforcement, to whom was referred **Senate File 402**, a bill for an act relating to benefits under the peace officers' retirement system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

KENNETH L. LOGEMANN, Acting Ranking Member

Fisher of Greene, District 56, from the committee on state government, submitted the following report:

MR. SPEAKER: Your committee on state government, to whom was referred **Senate File 433**, a bill for an act to provide for annual validation of motor vehicle registration plates, begs leave to report it has had the same

under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

C. RAYMOND FISHER, Chairman

### AMENDMENTS FILED

1 Amend the Senate amendment to House File 399,  
2 filed April 28, 1971, by adding in line 8 after the  
3 word "*assistants*" the words "*and all employees of*  
4 *the insurance department of Iowa except clerical*  
5 *employees*".

FISCHER of Grundy, District 35

1 Amend House File 654 as follows:  
2 1. Page 19, by inserting after line 20 the following  
3 new section:  
4 Section four hundred twenty-two point forty-five  
5 (422.45), Code 1971, is amended by adding the following  
6 new subsection:  
7 "Gross receipts from the sales of food products for  
8 human consumption, except food products prepared for  
9 immediate consumption on or off the premises, and pre-  
10 scription drugs."  
11 2. Page 1, line 5, by inserting after the word  
12 "penalties," the words "exempting food products and  
13 prescription drugs from the sales and use tax".

KENNEDY of Chicksaw, District 11

1 Amend the Kreamer and Varley amendment to House File  
2 654 filed April 28, 1971, and found on pages 1155 through  
3 1158 of the House Journal, by inserting in line 126 after  
4 the word "year" the words ", or in a tax year ending during  
5 either year, by individuals residing in the school district  
6 on December thirty-first of the year for which the tax is  
7 due, or at the time of filing during that year for those on  
8 other than a calendar year basis".

KREAMER of Polk, District 63  
VARLEY of Adair, District 84

1 Amend the Kreamer and Varley amendment to House File  
2 654, filed April 28, 1971, and found on pages 1155 through  
3 1158 of the House Journal, as follows:  
4 1. Line 45. insert before the word "property" the word  
5 "taxable".  
6 2. Strike lines 131, 132 and 133 and insert in lieu  
7 thereof the following:  
8 "2. Strike section 18, including lines 2 through 35,  
9 inclusive, page 13, and lines 1 through 25, inclusive,  
10 page 14, and insert in lieu thereof the following:  
11 Sec. 18. DUTIES OF COMMITTEE."

KREAMER of Polk, District 63  
VARLEY of Adair, District 84

1 Amend House File 654 as follows:  
2 1. Page 14, by inserting after line 25 the following

3 section:

4 "A school district which has a fall enrollment of less  
5 than six hundred pupils for the school year commencing  
6 July 1, 1970 and ending June 30, 1971 shall formulate a  
7 plan for reorganization and a referendum on reorganization  
8 of the school district shall be held pursuant to this sec-  
9 tion.

10 The school board shall, prior to October 1, 1971, submit  
11 to the county board of education of the county in which the  
12 school district is located a plan for reorganization with a  
13 contiguous school district. The combined fall enrollments  
14 for September, 1971 of the school districts involved in the  
15 reorganization plan shall be at least one thousand two  
16 hundred pupils.

17 The provisions of section two hundred seventy-five point  
18 twelve (275.12), subsections two (2) and three (3), and  
19 sections two hundred seventy-five point fourteen (275.14),  
20 two hundred seventy-five point fifteen (275.15), and two  
21 hundred seventy-five point sixteen (275.16) of the Code  
22 shall apply to this section, except that any reference to  
23 'petition' shall mean 'the plan submitted by the local  
24 school board'. The provisions of sections two hundred  
25 seventy-five point eighteen (275.18), two hundred seventy-  
26 five point nineteen (275.19), two hundred seventy-five  
27 point twenty (275.20), and two hundred seventy-five point  
28 twenty-two (275.22) through two hundred seventy-five point  
29 thirty-one (275.31), inclusive, of the Code shall apply to  
30 this section."

31 2. By renumbering the remaining sections and correcting  
32 internal references as necessary in accordance with this  
33 amendment.

KENNEDY of Chickasaw, District 11

1 Amend the Shaw, et al., amendment to House File 654  
2 as follows:

3 1. By striking section 20 and inserting in lieu  
4 thereof the following new sections:

5 Sec. 20. Section four hundred twenty-two point  
6 four (422.4), Code 1971, is amended by striking  
7 subsection one (1) and inserting in lieu thereof the  
8 following:

9 1. The words "net income" mean that portion of  
10 a person's base income for a tax year which is  
11 allocable under the provisions of section four hundred  
12 twenty-two point eight (422.8), of the Code, less  
13 the standard exemption allowed by section four hundred  
14 twenty-two point nine (422.9) of the Code.

15 Sec. 21. Section four hundred twenty-two point  
16 four (422.4), subsections three (3), four (4), seven  
17 (7), ten (10), and seventeen (17), Code 1971, are  
18 amended as follows:

19 3. The words "income year" mean the calendar year  
20 or the fiscal year upon the basis of which the [net]  
21 base income is computed under this division.

22 4. The words "tax year" mean the calendar year,  
23 or the fiscal year ending during such calendar year,  
24 upon the basis of which the [net] *base* income is computed  
25 under this division.

26 7. The word "paid", for the purposes of the  
27 deductions under this division, means "paid or accrued"  
28 or "paid or incurred", and the terms "paid or incurred"  
29 and "paid or accrued" shall be construed according  
30 to the method of accounting upon the basis of which  
31 the [net] *base* income is computed under this division.  
32 The term "received", for the purpose of the computation  
33 of [net] *base* income under this division, means "received  
34 or accrued", and the term "received or accrued" shall  
35 be construed according to the method of accounting  
36 upon the basis of which the [net] *base* income is computed  
37 under this division.

38 The word "individual" means a natural person;  
39 and where an individual is permitted to file as a  
40 corporation, under the provisions of the Internal  
41 Revenue Code of 1954, such fictional status shall  
42 not be recognized for purposes of this chapter, and  
43 such individual's [taxable] *adjusted gross* income shall  
44 be computed as required under the provisions of the  
45 Internal Revenue Code of 1954 relating to individuals  
46 not filing as a corporation, with the adjustments  
47 allowed by this chapter.

48 17. "Internal Revenue Code of 1954" means the  
49 Internal Revenue Code of 1954, as amended to and  
50 including January 1, [1970] 1971, and as further amended  
51 by the Tax Reform Act of 1969, including provisions  
52 therein to be later effective.

53 Sec. 22. Section four hundred twenty-two point  
54 five (422.5), Code 1971, is amended by striking the  
55 section and inserting in lieu thereof the following:

56 422.5 TAX IMPOSED. A tax is imposed upon every  
57 resident of this state, and upon that part of the  
58 net income of any nonresident which is derived from  
59 any property, trust, or other source within this  
60 state, including any business, trade, profession,  
61 or occupation carried on within this state, which  
62 tax shall be levied, collected, and paid annually  
63 upon and with respect to the taxpayer's entire net  
64 income at rates as follows:

65 1. On the first one thousand dollars of net income,  
66 or any part thereof, one percent.

67 2. On the second thousand dollars of net income,  
68 or any part thereof, two percent.

69 3. On the third thousand dollars of net income,  
70 or any part thereof, three percent.

71 4. On the fourth and fifth thousand dollars of  
72 net income, or any part thereof, four percent.

73 5. On the sixth and seventh thousand dollars of  
74 net income, or any part thereof, five percent.

75 6. On the eighth and ninth thousand dollars of

76 net income, or any part thereof, six percent.

77 7. On the tenth, eleventh, and twelfth thousand  
78 dollars of net income, or any part thereof, seven  
79 percent.

80 8. On the thirteenth, fourteenth, and fifteenth  
81 thousand dollars of net income, or any part thereof,  
82 eight percent.

83 9. On the sixteenth, seventeenth, and eighteenth  
84 thousand dollars of net income, or any part thereof,  
85 nine percent.

86 10. On the nineteenth, twentieth, and twenty-first  
87 thousand dollars of net income, or any part thereof,  
88 ten percent.

89 11. On the twenty-second thousand dollars of net  
90 income, or any part thereof, eleven percent, and on  
91 all net income in excess of twenty-two thousand  
92 dollars, eleven percent.

93 However, no tax shall be imposed on any resident  
94 or nonresident whose base income, as defined in section  
95 four hundred twenty-two point seven (422.7) of the  
96 Code, is three thousand dollars or less; but in the  
97 event that the payment of tax under this division  
98 would reduce the base income to less than three  
99 thousand dollars, then the tax shall be reduced to  
100 that amount which would result in allowing the tax-  
101 payer to retain a base income of three thousand  
102 dollars. The preceding sentence does not apply to  
103 estate or trusts. For the purpose of this paragraph,  
104 the entire base income, including any part not  
105 allocated to Iowa, shall be taken into account. If  
106 the combined base income of a husband and wife exceeds  
107 three thousand dollars, neither of them shall receive  
108 the benefit of this paragraph, whether they file a  
109 joint return or separate returns. An unmarried person  
110 under twenty-one years of age who is a dependent of  
111 his parent or parents as defined in the Internal  
112 Revenue Code of 1954, shall not receive the benefit  
113 of this paragraph if the combined base income of his  
114 parents exceeds three thousand dollars.

115 The provisions of this division apply to all  
116 salaries received by federal officials or employees  
117 of the United States government.

118 Sec. 23. Section four hundred twenty-two point  
119 six (422.6), Code 1971, is amended as follows:

120 422.6 INCOME FROM ESTATES OR TRUSTS. The tax  
121 imposed by section 422.5 shall apply to and become  
122 a charge against estates and trusts with respect to  
123 their [taxable] net income, and the rates shall be the  
124 same as those applicable to individuals. The fiduciary  
125 shall be responsible for making the return of income  
126 for the estate or trust for which he acts, whether  
127 such income be taxable to the estate or trust or to  
128 the beneficiaries thereon.

129 Sec. 24. Section four hundred twenty-two point



130 seven (422.7), unnumbered paragraph one (1), Code  
131 1971, is amended as follows:

132 422.7 "[NET] *BASE INCOME*"—HOW COMPUTED. The term  
133 "[net] *base income*" means the adjusted gross income  
134 as properly computed for federal income tax purposes  
135 under the Internal Revenue Code of 1954, with the  
136 following adjustments:

137 Sec. 25. Section four hundred twenty-two point  
138 seven (422.7), Code 1971, is amended by adding the  
139 following new subsections:

140 1. "Add an amount equal to fifty percent of the  
141 excess of the net long-term capital gain for the tax  
142 year over the net short-term capital loss for such  
143 year, to the extent deducted from gross income in  
144 the computation of adjusted gross income."

145 2. "Add an amount equal to the amount of tax  
146 imposed by this chapter to the extent deducted from  
147 gross income in the computation of adjusted gross  
148 income for the tax year."

149 3. "A resident of Iowa who is on active duty in  
150 the armed forces of the United States, as defined  
151 in the United States Code, title ten (10), section  
152 one hundred one (101), for more than six continuous  
153 months, shall not include any income received for  
154 such service performed after the effective date of  
155 this Act, in computing base income."

156 4. "Subtract an amount equal to all amounts  
157 included in adjusted gross income which are exempt  
158 from taxation by this state, either by reason of its  
159 constitution or by reason of the constitution,  
160 treaties, or statutes of the United States."

161 Sec. 26. Section four hundred twenty-two point  
162 eight (422.8), unnumbered paragraph one (1), and  
163 subsections two (2) and three (3), Code 1971, are  
164 amended as follows:

165 422.8 ALLOCATION OF INCOME EARNED IN IOWA AND  
166 OTHER STATES. Under rules and regulations prescribed  
167 by the director, [net] *base income* of individuals,  
168 estates and trusts shall be allocated as follows:

169 2. In the case of nonresident taxpayers, if any  
170 [net] *base income* is received from a business, trade,  
171 profession, or occupation carried on partly within  
172 and partly without the state of Iowa, only such portion  
173 of said [net] *base income* as is fairly and equitably  
174 attributable to that part of the business, trade,  
175 profession, or occupation carried on within the state  
176 of Iowa shall be allocated to Iowa; income from any  
177 property, trust, estate or other source within Iowa  
178 shall be allocated to Iowa, except that annuities,  
179 interest on bank deposits and interest-bearing  
180 obligations, and dividends shall be allocated to Iowa  
181 only to the extent to which the same are derived from  
182 a business, trade, profession, or occupation carried  
183 on within the state of Iowa.

184 3. [Taxable] *Base* income of resident and nonresident  
185 estates and trusts shall be allocated in the same  
186 manner as individuals.

187 Sec. 27. Section four hundred twenty-two point  
188 nine (422.9), Code 1971, is amended by striking the  
189 section and inserting in lieu thereof the following:

190 "In computing net income under this chapter, there  
191 shall be allowed as an exemption, the sum of the  
192 amounts determined under subsections one (1) and two  
193 (2) of this section, multiplied by a fraction, the  
194 numerator of which is the amount of the person's base  
195 income allocable to this state for the tax year, as  
196 determined pursuant to section four hundred twenty-  
197 two point eight (422.8) of the Code, and the  
198 denominator of which is the person's total base income  
199 for the tax year.

200 1. Each person shall be allowed a basic exemption  
201 of one thousand dollars.

202 2. Persons other than fiduciaries shall be allowed  
203 an additional amount of one thousand dollars for each  
204 exemption in excess of one allowable to such person  
205 for the tax year under section one hundred fifty-one  
206 (151) of the Internal Revenue Code of 1954.

207 3. If a husband and wife file separate state  
208 returns, each must take at least his own basic  
209 exemption of one thousand dollars on his separate  
210 return."

211 Sec. 28. Section four hundred twenty-two point  
212 twelve (422.12), Code 1971, is repealed.

213 Sec. 29. Section four hundred twenty-two point  
214 thirteen (422.13), subsections one (1) and two (2),  
215 Code 1971, are amended as follows:

216 1. Every resident of Iowa who is required to file  
217 a federal income tax return under the Internal Revenue  
218 Code of 1954, or who has a [net] *base* income of one  
219 thousand dollars or more for the tax year from sources  
220 taxable under this division, shall make [and sign],  
221 *sign, and file* a return.

222 2. Every nonresident who is required to file a  
223 federal income tax return under the Internal Revenue  
224 Code of 1954 and who has a [net] *base* income of one  
225 thousand dollars or more for the tax year from sources  
226 taxable under this division, shall make [and sign],  
227 *sign, and file* a return.

228 Sec. 30. Section four hundred twenty-two point  
229 fourteen (422.14), subsection one (1), Code 1971,  
230 is amended as follows:

231 1. Every fiduciary subject to taxation under the  
232 provisions of this division, as provided in section  
233 422.6, shall make [and sign], *sign and file* a return  
234 for the individual, estate or trust for whom or for  
235 which he acts, if the [taxable] *base* income thereof  
236 amounts to [six hundred] *one thousand* dollars or more.  
237 A nonresident fiduciary shall file a copy of the

238 federal income tax return for the current tax year  
239 with the return required by this section.

240 Sec. 31. Section four hundred twenty-two point  
241 twenty-one (422.21), unnumbered paragraph one (1),  
242 Code 1971, is amended as follows:

243 422.21. FORM AND TIME OF RETURN. Returns shall  
244 be in such form as the director may, from time to  
245 time, prescribe, and shall be filed with the department  
246 on or before the last day of the fourth month after  
247 the expiration of the tax year. In case of sickness,  
248 absence, or other disability, or whenever good cause  
249 exists, the director may allow further time for filing  
250 returns. The director shall cause to be prepared  
251 blank forms for said returns and shall cause them  
252 to be distributed throughout the state and to be  
253 furnished upon application, but failure to receive  
254 or secure the form shall not relieve the taxpayer  
255 from the obligations of making any return herein  
256 required. The department may as far as consistent  
257 with the provisions of the Code so draft income tax  
258 forms as to conform to the income tax forms of the  
259 internal revenue department of the United States  
260 government. Each return by a taxpayer upon whom a  
261 tax is imposed by [subsection 7 of] section 422.5 shall  
262 show the county of the residence of the taxpayer.

263 Sec. 32. Section four hundred twenty-two point  
264 thirty-two (422.32), Code 1971, is amended by striking  
265 the section and inserting in lieu thereof the  
266 following:

267 422.32 DEFINITIONS. As used in this division,  
268 unless otherwise required by the context:

269 1. "Corporation" includes joint stock companies,  
270 and associations organized for pecuniary profit,  
271 except limited partnerships organized under chapter  
272 five hundred forty-five (545) of the Code.

273 2. "Domestic corporation" means any corporation  
274 organized under the laws of this state.

275 3. "Foreign corporation" means any corporation  
276 other than a domestic corporation.

277 4. "Internal Revenue Code of 1954" means the  
278 Internal Revenue Code of 1954, as amended to and  
279 including January 1, 1970.

280 5. "Income year" means the calendar year or the  
281 fiscal year upon the basis of which the net income  
282 is computed under this division.

283 6. "Tax year" means the calendar year, or the  
284 fiscal year ending during such calendar year, upon  
285 the basis of which the net income is computed under  
286 this division.

287 7. "Paid" means "paid or accrued" or "paid or  
288 incurred", and "received" means "received or accrued",  
289 which shall be construed according to the method of  
290 accounting upon the basis of which the net income  
291 is computed under this division.

292 8. The terms defined in section four hundred  
293 twenty-two point four (422.4), subsections five (5),  
294 six (6), eight (8), nine (9), and ten (10), of the  
295 Code, shall have the same meanings in this division  
296 unless the context clearly indicates a different  
297 meaning.

298 Sec. 33. Section four hundred twenty-two point  
299 sixty-nine (422.69), subsection two (2), Code 1971,  
300 is amended as follows:

301 2. The amount of [the proceeds of the additional  
302 tax imposed by section 422.5, subsection 6,] *four*  
303 *million dollars annually* shall be certified by the  
304 director to the state treasurer and the amount thereof  
305 withdrawn and credited to a permanent fund hereby  
306 created in the office of the state treasurer to be  
307 known as the "moneys and credits tax replacement  
308 fund".

309 Sec. 34. Chapter four hundred twenty-two (422),  
310 Code 1971, is amended by adding the following new  
311 section:

312 "The director of revenue shall prepare bills  
313 reflecting any amendments to the Code that are  
314 necessary because of future amendments to the Internal  
315 Revenue Code of 1954. These bills shall be filed  
316 with the clerk of the house of representatives and  
317 the secretary of the senate in the name of the  
318 committee on ways and means. If the legislature is  
319 in session, the bills shall be immediately placed  
320 on the calendar in both houses. If the legislature  
321 is not in session, the bills shall be a first order  
322 of business when the legislature next convenes. The  
323 legislature shall commence legislative action on the  
324 bills within not more than ten days after the bills  
325 are placed on the calendar or designated as a first  
326 order of business."

327 Sec. 35. Section one hundred thirty-five D point  
328 twenty-two (135D.22), subsection one (1), Code 1971,  
329 is amended as follows:

330 1. Multiply the number of square feet of floor  
331 space each mobile home contains when parked and in  
332 use by ten cents, except that if the owner of a mobile  
333 home is sixty-five years of age or older and his [net  
334 income as defined in section 422.7] *adjusted gross*  
335 *income as determined for federal income tax purposes*,  
336 plus interest and dividends from federal securities  
337 and income from social security and other tax-exempt  
338 retirement or pension plans, when included with that  
339 of his spouse is less than thirty-five hundred dollars  
340 per year, the semiannual tax shall be computed by  
341 multiplying the number of square feet of floor space  
342 the mobile home contains when parked and in use by  
343 seven and one-half cents. In computing floor space  
344 the exterior measurements of the mobile home shall

345 be used as shown on the certificate of registration  
346 and title, but not including any area occupied by  
347 any hitching device.

348 Sec. 36. Section one hundred thirty-five D point  
349 twenty-eight (135D.28), unnumbered paragraph one (1),  
350 Code 1971, is amended as follows:

351 135D.28 OWNERS OVER SIXTY-FIVE YEARS OF AGE.

352 If the owner of a mobile home is sixty-five years  
353 of age or older and his [net income as defined in  
354 section 422.7] *adjusted gross income as determined*  
355 *for federal income tax purposes*, plus interest and  
356 dividends from federal securities and income from  
357 social security and other tax-exempt retirement or  
358 pension plans, when included with that of his spouse  
359 is less than thirty-five hundred dollars per year,  
360 the owner may apply for the lower tax rate.

361 Sec. 37. Section four hundred point three (400.3),  
362 unnumbered paragraph two (2), Code 1971, is amended  
363 as follows:

364 Such plan for group insurance may include insurance  
365 coverage for an employee's dependents. The term  
366 "dependent" shall have the same meaning as in section  
367 [422.12, subsection 3] *152, Internal Revenue Code of*  
368 *1954*.

369 Sec. 38. Section four hundred twenty-five point  
370 one (425.1), subsection five (5), Code 1971, is amended  
371 as follows:

372 5. In addition to the homestead credit of twenty-  
373 five mills on twenty-five hundred dollars of assessed  
374 valuation allowable under this chapter, in the event  
375 the owner, as defined in this chapter, is over sixty-  
376 five years of age, or is totally disabled, and provided  
377 that his [Iowa net income, as defined in section 422.7]  
378 *adjusted gross income as determined for federal income*  
379 *tax purposes*, plus interest and dividends from federal  
380 securities and income from social security and other  
381 tax-exempt retirement or pension plans, when included  
382 with that of the spouse, brother, sister, son,  
383 daughter, if any, living with the claimant, is less  
384 than three thousand five hundred dollars for the last  
385 twelve-month income tax accounting period, there shall  
386 be credited by the county auditor on such owner's  
387 eligible homestead, an amount equal to but not  
388 exceeding the amount calculated as provided in this  
389 section.

390 Sec. 39. Section four hundred fifty point four  
391 (450.4), subsection five (5), Code 1971, is amended  
392 as follows:

393 5. On the value of that portion of installment  
394 payments which will be includable [as net income as  
395 defined in section 422.7 as] *in adjusted gross income*  
396 *as determined for federal income tax purposes*, received  
397 by a beneficiary under an annuity which was purchased  
398 under an employee's pension or retirement plan.

- 399     Sec. 40. Sections twenty-eight (28) through forty-  
400 seven (47), inclusive, of this Act shall take effect  
401 on January 1, 1972, but shall apply to tax years  
402 beginning on or after January 1, 1971.
- 403     2. Page 15, by striking lines 9 through 35, inclu-  
404 sive.
- 405     3. Page 16, by striking lines 1 through 7, inclu-  
406 sive.
- 407     4. Page 16, by striking lines 22 through 32,  
408 inclusive.
- 409     5. Page 17, by striking lines 33 through 35,  
410 inclusive.
- 411     6. Page 18, by striking lines 1 through 16, inclu-  
412 sive.
- 413     7. Page 19, by striking lines 15 through 20,  
414 inclusive.
- 415     8. Renumber sections and correct internal refer-  
416 ences as necessary in accordance with this amendment.

COCHRAN of Webster, District 29  
GLUBA of Scott, District 76  
SMALL of Johnson, District 69

- 1     Amend the Shaw, et al., amendment to House File 654 as  
2 follows:
- 3     1. By striking everything after section 22 and in-  
4 serting in lieu thereof the following:
- 5     Sec. 23. DEFINITIONS. For the purposes of this Act,  
6 unless the context otherwise requires:
- 7     1. "Income" means the net income as defined in sec-  
8 tion four hundred twenty-two point seven (422.7) of the  
9 Code of the person claiming the credit, plus the amount of  
10 capital gains excluded from the adjusted gross income,  
11 interest and dividends from federal securities, social  
12 security benefits, and income from other tax-exempt retire-  
13 ment or pension plans and includes any income of the spouse,  
14 brother, sister, son, and daughter of the person claiming  
15 the credit, if living with the person claiming the credit.
- 16     2. "Homestead" means homestead as defined in section  
17 four hundred twenty-five point eleven (425.11) of the Code,  
18 and in addition, includes a dwelling or part of a multi-  
19 dwelling which is owned or rented and in which the person  
20 claiming the credit actually resides and a mobile home  
21 which is owned or rented by the person claiming the credit  
22 and in which the person claiming the credit actually  
23 resides.
- 24     3. "Property taxes accrued" means property taxes  
25 levied on the homestead in the preceding year, exclusive  
26 of special assessments, delinquent interest and charges,  
27 and collectible during the same year in which the credit  
28 is claimed.
- 29     4. "Gross rent" means rental paid solely for the  
30 right of occupancy of a homestead, exclusive of charges for

31 any utilities, services, furnishings, or personal property  
 32 appliances furnished by the landlord as a part of the  
 33 rental agreement.

34 5. "Rent constituting property taxes accrued" means  
 35 twenty percent of the gross rent actually paid on the  
 36 homestead during the preceding calendar year by the person  
 37 claiming the credit.

38 Sec. 24. CLAIM FOR PROPERTY TAXES ACCRUED. Any  
 39 person sixty-five years of age or older or totally disabled  
 40 shall be entitled to a credit against his state income taxes  
 41 for property taxes accrued based upon his income. The  
 42 amount of any credit shall be computed in accordance with  
 43 the following table:

44		He shall be entitled to
45		a credit against his
46	If the person's	state income taxes equal
47	income is:	to the amount by which
48		the property taxes ac-
49		crued on his homestead
50		exceeds the following
51		percentage of his income:
52	Less than \$1,000	2%
53	\$1,000 or over and less than \$2,000	3%
54	\$2,000 or over and less than \$3,000	4%
55	\$3,000 or over and less than \$4,000	5%
56	\$4,000 or over and less than \$5,000	6%
57	\$5,000 or over and less than \$6,000	7%

58 Any person sixty-five years of age or older or totally  
 59 disabled with an income of six thousand dollars or more  
 60 shall receive no credit against his income taxes for prop-  
 61 erty taxes accrued.

62 When a homestead is owned by two or more persons as  
 63 joint tenants or tenants in common and one or more of these  
 64 persons does not reside in the homestead, the property tax  
 65 is the same proportion of the property tax levied as the  
 66 proportion of ownership of the homestead by the person  
 67 claiming the credit.

68 When a person owns his homestead for part of the pre-  
 69 ceding year and rents it or a different homestead for a  
 70 part of that year, property tax means only the property tax  
 71 on the homestead multiplied by the percentage of twelve  
 72 months that the property was owned and occupied by the  
 73 person claiming the credit.

74 In no event shall the credit exceed the amount of the  
 75 property tax accrued.

76 Sec. 25. CLAIM FOR RENT CONSTITUTING PROPERTY TAXES

77 ACCRUED. Any person who is not eligible for the credit  
 78 provided in section two (2) of this Act and who is sixty-  
 79 five years of age or older or is totally disabled shall be  
 80 entitled to a credit against his state income taxes for  
 81 rent constituting property taxes accrued based upon his in-  
 82 come. The amount of any credit shall be computed in

83 accordance with the following table:

84

85

86

If the person's

87

income is:

88

89

90

91

92

93 Less than \$1,000

2%

94 \$1,000 or over and less than \$2,000

3%

95 \$2,000 or over and less than \$3,000

4%

96 \$3,000 or over and less than \$4,000

5%

97 \$4,000 or over and less than \$5,000

6%

98 \$5,000 or over and less than \$6,000

7%

99 Any person sixty-five years of age or older or totally  
100 disabled with an income of six thousand dollars or more  
101 shall receive no credit against his income taxes for rent  
102 constituting property taxes accrued.

103 If a claim is based on rent constituting property  
104 taxes accrued, the person filing the claim shall have  
105 rented property during the entire preceding calendar year  
106 for which he has filed a claim.

107 If two or more persons are qualified to file a claim  
108 for the same homestead, the persons shall determine which  
109 person shall file the claim.

110 Sec. 26. CLAIM AS INCOME TAX CREDIT OR REBATE. If  
111 the allowable amount of a claim filed pursuant to section  
112 twenty-four (24) or section twenty-five (25) of this Act  
113 exceeds the income tax due on the person's income, or if  
114 there is no income tax due, the amount of the claim not  
115 used as a credit against state income taxes shall be paid  
116 to the person making the claim from the state general fund.

117 No interest shall be paid on any payment made to any  
118 person under the provisions of this Act.

119 Sec. 27. LIMITATIONS. The credit allowed under the  
120 provisions of this Act shall be subject to the following  
121 limitations:

122 1. Only one person shall be entitled to the credit  
123 for a homestead for each taxable year.

124 2. The amount of the credit which shall be allowed in  
125 any taxable year for property taxes accrued or rent consti-  
126 tuting property taxes accrued shall not exceed three  
127 hundred dollars.

128 Sec. 28. SATISFACTION OF OUTSTANDING TAX LIABILI-  
TIES.

129 The amount of any claim payable under the provisions of  
130 this Act may be applied by the director of revenue against  
131 any outstanding tax liability in the name of the state  
132 against the person filing the claim.

133 Sec. 29. FILING DATE. No credit for property taxes  
134 accrued or rent constituting property taxes accrued shall  
135 be allowed or paid unless the claim is filed with the

He shall be entitled to  
a credit against his  
state income taxes equal  
to the amount by which  
the rent constituting  
property taxes accrued  
on his homestead exceeds  
the following percentage  
of his income:



136 director of revenue on or before April thirtieth of each  
137 year.

138 In the case of illness, absence, or disability, or  
139 when in the judgment of the director of revenue good cause  
140 exists, he may extend the time for filing a claim under the  
141 provisions of this Act for a period not to exceed six  
142 months.

143 Sec. 30. PROOF OF CLAIM. Every person filing a claim  
144 for a credit for property taxes accrued or rent constitut-  
145 ing property taxes accrued shall submit the following proof  
146 to the director of revenue to support his claim:

147 1. That he was sixty-five years of age or totally  
148 disabled before midnight on December thirty-first of the  
149 year immediately preceding the year the tax was levied or  
150 the rent was paid.

151 2. Statement of income.

152 3. Receipts for rent paid.

153 4. Name and address of the owner or manager of proper-  
154 ty rented.

155 5. Property taxes accrued.

156 6. Description of the property claimed as a homestead.

157 7. A statement that the property taxes accrued have  
158 been or will be paid.

159 8. A statement that there are no delinquent property  
160 taxes on the homestead.

161 Sec. 31. ADMINISTRATION—RULES AND REGULATIONS.  
The

162 director of revenue shall prescribe and make available the  
163 necessary forms with instructions for persons filing a  
164 claim for property taxes accrued or rent constituting  
165 property taxes accrued, including forms which may be filed  
166 as a part of the individual state income tax return.

167 The director may promulgate rules and regulations  
168 necessary to carry out the provisions of this Act.

169 Sec. 32. AUDIT OF CLAIM. The department of revenue  
170 shall audit each claim and if the director of revenue  
171 determines that the amount of the credit has been incorrect-  
172 ly determined, he shall redetermine the claim and give  
173 notice, in writing, to the person filing the claim of the  
174 redetermination and his reasons for it. The redetermination  
175 shall be final unless appealed to the district court within  
176 thirty days of receipt of the notice.

177 Sec. 33. DENIAL OF CLAIM. Any person who files a  
178 claim for a credit which is excessive and was filed with  
179 fraudulent intent shall be guilty of a misdemeanor. Upon  
180 conviction of the person filing the excessive and fraudulent  
181 claim, the director of revenue shall disallow the credit in  
182 full. If the claim has been paid or the credit allowed  
183 against income tax, the credit allowed against the income  
184 tax shall be canceled and the amount paid shall be recovered  
185 in the same manner as delinquent income taxes.

186 Sec. 34. RENTAL DETERMINATION. If a homestead is  
187 rented by a person from another person under circumstances  
188 deemed by the director of revenue not to be at arm's

189 length, the director may determine the rent constituting  
190 property taxes accrued at arm's length, and the determina-  
191 tion shall be final.

192 Sec. 35. PUBLIC WELFARE RECIPIENTS EXCLUDED. Any  
193 person who is a recipient of public funds for the payment  
194 of the taxes or rent during the period for which the claim  
195 is filed shall not be entitled to benefits provided in  
196 sections twenty-three (23) through thirty-six (36),  
197 inclusive, of this Act.

198 Sec. 36. APPEALS. If a claim for property taxes  
199 accrued or rent constituting property taxes accrued is  
200 filed and is disallowed in whole or in part, the person  
201 making such claim may appeal the disallowance by filing a  
202 petition in the district court within thirty days from the  
203 date the claim was disallowed.

204 Sec. 37. Section four hundred twenty-five point one  
205 (425.1), Code 1971, is amended by striking subsection five  
206 (5).

207 2. Page 16, strike lines 1 through 7, inclusive.

208 3. Page 16, strike lines 22 through 32, inclusive.

209 4. Page 17, strike lines 33, 34, and 35.

210 5. Page 18, strike lines 1 through 16, inclusive.

211 6. Page 19, strike lines 15 through 20, inclusive.

212 7. Renumber remaining sections and correct internal  
213 references in accordance with this amendment.

214 8. Page 1, amend the title by striking from line 2  
215 the words "imposing a school district income tax", and by  
216 striking lines 3 through 6, inclusive, and inserting in  
217 lieu thereof the words "providing property tax relief for  
218 persons sixty-five years of age or older or totally dis-  
219 abled, increasing the state individual and corporate in-  
220 come tax, and providing appropriations for state aid".

GLUBA of Scott, District 76

COCHRAN of Webster, District 29

SMALL of Johnson, District 69

1 Amend the Kreamer and Varley amendment to House File  
2 654 filed April 28, 1971, and found on pages 1155 through  
3 1158 of the House Journal, as follows:

4 1. Line 54, strike the words "without a referendum".

5 2. Line 64, insert after the word "amount" the words  
6 "by imposing a school district income tax".

7 3. Strike lines 73 through 78, inclusive, and insert  
8 in lieu thereof the following:

9 "submitted to the voters shall state clearly that a  
10 specified rate of school district income tax will be imposed  
11 for two years if the board adopts the budget as proposed."

12 4. Line 86, strike the words "combination of property  
13 tax and".

14 5. Strike lines 88 through 129, inclusive, and insert  
15 in lieu thereof the following:

16 "Sec. 12. SCHOOL DISTRICT INCOME TAX. If the voters  
17 of a school district favor the adoption of a budget which  
18 would require moneys in excess of the maximum millage pro-

19 vided in section ten (10) of this Act, the state comptroller  
 20 shall determine the school district income tax, based on  
 21 the excess amount needed, as follows:

22 1. Determine the total amount of state individual  
 23 income tax as shown on the individual tax returns of per-  
 24 sons residing in the school district on December thirty-  
 25 first of the most recently completed calendar year for  
 26 which accurate figures are available, or at the time of  
 27 filing for those on other than a calendar year basis and  
 28 filing within that calendar year. The director of revenue  
 29 shall report this amount to the state comptroller.

30 2. Divide the state individual income tax into the  
 31 excess amount needed. The quotient obtained is the school  
 32 district income surtax rate which is imposed on the amount  
 33 of state individual income tax paid on incomes earned in the  
 34 year of imposition and in the following year, or in a tax  
 35 year ending within either year, by individuals residing in  
 36 the school district on December thirty-first of the year  
 37 for which the tax is imposed, or at the time of filing dur-  
 38 ing that year for those on other than a calendar year basis.  
 39 The state comptroller shall certify to the department of  
 40 revenue the surtax which is imposed for each school district.  
 41 After the taxes determined under this section have been im-  
 42 posed for two years, a district must hold another election,  
 43 and recompute the tax rate if it votes to exceed the budget  
 44 which its maximum millage will raise."

GRASSLEY of Butler, District 10

1 Amend House File 654 as follows:

2 1. Page 15, strike lines 9 through 35, inclusive.

3 2. Page 16, strike lines 1 through 7, inclusive.

4 3. Page 16, strike lines 22 through 32, inclusive.

5 4. Page 17, strike lines 33, 34 and 35.

6 5. Page 18, strike lines 1 through 16, inclusive.

7 6. Page 19, strike lines 15 through 20, inclu-

8 sive, and insert in lieu thereof the following:

9 Sec. 27. Chapter four hundred twenty-two (422),

10 Code 1971, is amended by striking sections four hundred

11 twenty-two point four (422.4) through four hundred

12 twenty-two point fourteen (422.14), inclusive, and

13 inserting in lieu thereof sections twenty-eight (28)

14 through thirty-six (36), inclusive of this Act.

15 Sec. 28. As used in this division, unless the

16 context otherwise requires:

17 1. "Taxpayer" means any person subject to a tax  
 18 imposed by this division.

19 2. "Person" means an individual, trust, estate,  
 20 fiduciary, corporation, partnership, or other entity.

21 3. "Individual" means a natural person.

22 4. "Fiduciary" means a guardian, trustee, executor,  
 23 administrator, receiver, or conservator.

24 5. "Corporation" means a corporation, joint stock

25 company, or association.

26 6. "Taxable income" means "taxable income" as  
27 defined in section sixty-three (63) of the Internal  
28 Revenue Code, and computed in accordance with all  
29 applicable provisions of chapter one (1), subtitle  
30 A of the Internal Revenue Code.

31 7. "Adjusted gross income" means "adjusted gross  
32 income" as defined in section sixty-two (62) of the  
33 Internal Revenue Code.

34 8. "Resident" means an individual who is domiciled  
35 in the state or who maintains a permanent place of  
36 abode within the state.

37 9. "Resident estate or trust" means:

38 a. The estate of a decedent who at his death was  
39 domiciled in this state.

40 b. A trust created by will of a decedent who at  
41 his death was domiciled in this state, or

42 c. A trust created by, or consisting of property  
43 of, a person domiciled in this state.

44 10. "Internal Revenue Code" means the United  
45 States Internal Revenue Code of 1954, Title twenty-  
46 six (26), U.S.C., and the applicable regulations of  
47 the Internal Revenue Service, as amended to and  
48 including January 1, 1971.

49 11. "Employer" means a person who has a right  
50 to exercise control as to how, when, and where services  
51 are to be performed.

52 12. "Withholding agent" means a person, or any  
53 governmental unit, responsible for the payment of  
54 wages to a resident, or for the payment of any income  
55 allocable to Iowa to a nonresident.

56 13. "Wages" means the same as defined in section  
57 three thousand four hundred one, subsection a (3401a)  
58 of the Internal Revenue Code.

59 14. "Other person", when used in relation to  
60 withholding tax, means any person properly empowered  
61 to act on behalf of an individual payee.

62 15. "Paid" means "paid or accrued" or "paid or  
63 incurred" and shall be construed according to the  
64 method of accounting which is used for the computation  
65 of income.

66 16. "Received" means "received" or "accrued",  
67 according to the method of accounting which is used  
68 for the computation of income.

69 17. Any term not otherwise defined has the same  
70 meaning as when used in a comparable context in the  
71 Internal Revenue Code.

72 Sec. 29.

73 1. Subject to section thirty (30) of this Act, an  
74 Iowa income tax determined in accordance with the  
75 following table is imposed on the taxable income of  
76 every married individual who makes a single return  
77 jointly with his spouse and every surviving spouse:  
78 If the taxable income in a taxable

	The tax is:
79 year is:	
80 Not over \$1,000.....	2.8% of the tax-
81 able income.	
82 Over \$1,000 but not over \$2,000.....	\$28, plus 3%
83 of excess over \$1,000.	
84 Over \$2,000 but not over \$3,000.....	\$58, plus 3.2%
85 of excess over \$2,000.	
86 Over \$3,000 but not over \$4,000.....	\$90, plus 3.4%
87 of excess over \$3,000.	
88 Over \$4,000 but not over \$8,000.....	\$124, plus 3.8%
89 of excess over \$4,000.	
90 Over \$8,000 but not over \$12,000.....	\$276, plus 4.4%
91 of excess over \$8,000.	
92 Over \$12,000 but not over \$16,000.....	\$452, plus 5%
93 of excess over \$12,000.	
94 Over \$16,000 but not over \$20,000.....	\$652, plus 5.6%
95 of excess over \$16,000.	
96 Over \$20,000 but not over \$24,000.....	\$876, plus 6.4%
97 of excess over \$20,000.	
98 Over \$24,000 but not over \$28,000.....	\$1,132, plus 7.2%
99 of excess over \$24,000.	
100 Over \$28,000 but not over \$32,000.....	\$1,420, plus 7.8%
101 of excess over \$28,000.	
102 Over \$32,000 but not over \$36,000.....	\$1,732, plus 8.4%
103 of excess over \$32,000.	
104 Over \$36,000 but not over \$40,000.....	\$2,068, plus 9%
105 of excess over \$36,000.	
106 Over \$40,000 but not over \$44,000.....	\$2,428, plus 9.6%
107 of excess over \$40,000.	
108 Over \$44,000 but not over \$52,000.....	\$2,812, plus 10%
109 of excess over \$44,000.	
110 Over \$52,000 but not over \$64,000.....	\$3,612, plus 10.6%
111 of excess over \$52,000.	
112 Over \$64,000 but not over \$76,000.....	\$4,884, plus 11%
113 of excess over \$64,000.	
114 Over \$76,000 but not over \$88,000.....	\$6,204, plus 11.6%
115 of excess over \$76,000.	
116 Over \$88,000 but not over \$100,000.....	\$7,596, plus 12%
117 of excess over \$88,000.	
118 Over \$100,000 but not over \$120,000....	\$9,036, plus 12.4%
119 of excess over \$100,000.	
120 Over \$120,000 but not over \$140,000....	\$11,516, plus 12.8%
121 of excess over \$120,000.	
122 Over \$140,000 but not over \$160,000....	\$14,076, plus 13.2%
123 of excess over \$140,000.	
124 Over \$160,000 but not over \$180,000....	\$16,716, plus 13.6%
125 of excess over \$160,000.	
126 Over \$180,000 but not over \$200,000....	\$19,436, plus 13.8%
127 of excess over \$180,000.	
128 Over \$200,000.....	\$22,196, plus 14%
129 of excess over \$200,000.	
130 2. Subject to section thirty (30) of this Act, an	
131 Iowa income tax determined in accordance with the	
132 following table is imposed on the taxable income of	

133	every individual who is the head of a household:	
134	If the taxable income in a taxable	
135	year is:	The tax is:
136	Not over \$1,000.....	2.8% of the tax-
137	able income.	
138	Over \$1,000 but not over \$2,000.....	\$28, plus 3.2%
139	of excess over \$1,000.	
140	Over \$2,000 but not over \$4,000.....	\$60, plus 3.6%
141	of excess over \$2,000.	
142	Over \$4,000 but not over \$6,000.....	\$132, plus 3.8%
143	of excess over \$4,000.	
144	Over \$6,000 but not over \$8,000.....	\$208, plus 4.4%
145	of excess over \$6,000.	
146	Over \$8,000 but not over \$10,000.....	\$296, plus 4.6%
147	of excess over \$8,000.	
148	Over \$10,000 but not over \$12,000.....	\$388, plus 5%
149	of excess over \$10,000.	
150	Over \$12,000 but not over \$14,000.....	\$488, plus 5.4%
151	of excess over \$12,000.	
152	Over \$14,000 but not over \$16,000.....	\$596, plus 5.6%
153	of excess over \$14,000.	
154	Over \$16,000 but not over \$18,000.....	\$708, plus 6.2%
155	of excess over \$16,000.	
156	Over \$18,000 but not over \$20,000.....	\$832, plus 6.4%
157	of excess over \$18,000.	
158	Over \$20,000 but not over \$22,000.....	\$960, plus 7%
159	of excess over \$20,000.	
160	Over \$22,000 but not over \$24,000.....	\$1,100, plus 7.2%
161	of excess over \$22,000.	
162	Over \$24,000 but not over \$26,000.....	\$1,244, plus 7.6%
163	of excess over \$24,000.	
164	Over \$26,000 but not over \$28,000.....	\$1,396, plus 8.2%
165	of excess over \$26,000.	
166	Over \$28,000 but not over \$32,000.....	\$1,560, plus 8.4%
167	of excess over \$28,000.	
168	Over \$32,000 but not over \$36,000.....	\$1,896, plus 9%
169	of excess over \$32,000.	
170	Over \$36,000 but not over \$38,000.....	\$2,256, plus 9.6%
171	of excess over \$36,000.	
172	Over \$38,000 but not over \$40,000.....	\$2,448, plus 10.2%
173	of excess over \$38,000.	
174	Over \$40,000 but not over \$44,000.....	\$2,652, plus 10.4%
175	of excess over \$40,000.	
176	Over \$44,000 but not over \$50,000.....	\$3,068, plus 11%
177	of excess over \$44,000.	
178	Over \$50,000 but not over \$52,000.....	\$3,728, plus 11.2%
179	of excess over \$50,000.	
180	Over \$52,000 but not over \$64,000.....	\$3,952, plus 11.6%
181	of excess over \$52,000.	
182	Over \$64,000 but not over \$70,000.....	\$5,344, plus 11.8%
183	of excess over \$64,000.	
184	Over \$70,000 but not over \$76,000.....	\$6,052, plus 12.2%
185	of excess over \$70,000.	
186	Over \$76,000 but not over \$80,000.....	\$6,784, plus 12.4%

187	of excess over \$76,000.	
188	Over \$80,000 but not over \$88,000.....	\$7,280, plus 12.6%
189	of excess over \$80,000.	
190	Over \$88,000 but not over \$100,000.....	\$8,288, plus 12.8%
191	of excess over \$88,000.	
192	Over \$100,000 but not over \$120,000....	\$9,824, plus 13.2%
193	of excess over \$100,000.	
194	Over \$120,000 but not over \$140,000....	\$12,464, plus 13.4%
195	of excess over \$120,000.	
196	Over \$140,000 but not over \$160,000....	\$15,144, plus 13.6%
197	of excess over \$140,000.	
198	Over \$160,000 but not over \$180,000....	\$17,864, plus 13.8%
199	of excess over \$160,000.	
200	Over \$180,000.....	\$20,624, plus 14%
201	of excess over \$180,000.	
202	3. Subject to section thirty (30) of this Act, an	
203	Iowa income tax determined in accordance with the	
204	following table is imposed on the taxable income of	
205	every individual who is not a married individual,	
206	a surviving spouse, or the head of a household:	
207	If the taxable income in a taxable	
208	year is:	The tax is:
209	Not over \$500.....	2.8% of the tax-
210	able income.	
211	Over \$500 but not over \$1,000 .....	\$14, plus 3%
212	of excess over \$500.	
213	Over \$1,000 but not over \$1,500.....	\$29, plus 3.2%
214	of excess over \$1,000.	
215	Over \$1,500 but not over \$2,000.....	\$45, plus 3.4%
216	of excess over \$1,500.	
217	Over \$2,000 but not over \$4,000.....	\$62, plus 3.8%
218	of excess over \$2,000.	
219	Over \$4,000 but not over \$6,000.....	\$138, plus 4.2%
220	of excess over \$4,000.	
221	Over \$6,000 but not over \$8,000.....	\$222, plus 4.8%
222	of excess over \$6,000.	
223	Over \$8,000 but not over \$10,000.....	\$318, plus 5%
224	of excess over \$8,000.	
225	Over \$10,000 but not over \$12,000.....	\$418, plus 5.4%
226	of excess over \$10,000.	
227	Over \$12,000 but not over \$14,000.....	\$526, plus 5.8%
228	of excess over \$12,000.	
229	Over \$14,000 but not over \$16,000.....	\$642, plus 6.2%
230	of excess over \$14,000.	
231	Over \$16,000 but not over \$18,000.....	\$766, plus 6.8%
232	of excess over \$16,000.	
233	Over \$18,000 but not over \$20,000.....	\$902, plus 7.2%
234	of excess over \$18,000.	
235	Over \$20,000 but not over \$22,000.....	\$1,046, plus 7.6%
236	of excess over \$20,000.	
237	Over \$22,000 but not over \$26,000.....	\$1,198, plus 8%
238	of excess over \$22,000.	
239	Over \$26,000 but not over \$32,000.....	\$1,518, plus 9%
240	of excess over \$26,000.	

241	Over \$32,000 but not over \$38,000.....	\$2,058, plus 10%
242	of excess over \$32,000.	
243	Over \$38,000 but not over \$44,000.....	\$2,658, plus 11%
244	of excess over \$38,000.	
245	Over \$44,000 but not over \$50,000.....	\$3,318, plus 12%
246	of excess over \$44,000.	
247	Over \$50,000 but not over \$60,000.....	\$4,038, plus 12.4%
248	of excess over \$50,000.	
249	Over \$60,000 but not over \$70,000.....	\$5,278, plus 12.8%
250	of excess over \$60,000.	
251	Over \$70,000 but not over \$80,000.....	\$6,558, plus 13.2%
252	of excess over \$70,000.	
253	Over \$80,000 but not over \$90,000.....	\$7,878, plus 13.6%
254	of excess over \$80,000.	
255	Over \$90,000 but not over \$100,000.....	\$9,238, plus 13.8%
256	of excess over \$90,000.	
257	Over \$100,000.....	\$10,618, plus 14%
258	of excess over \$100,000.	
259	4. Subject to section thirty (30) of this Act, an	
260	Iowa income tax determined in accordance with the	
261	following table is imposed on the taxable income of	
262	every married individual who does not make a single	
263	return jointly with his spouse, and of every estate	
264	and trust:	
265	If the taxable income in a taxable	
266	year is:	The tax is:
267	Not over \$500 .....	2.8% of the taxable income.
268	Over \$500 but not over \$1,000 .....	\$14, plus 3%
269	of excess over \$500.	
270	Over \$1,000 but not over \$1,500.....	\$29, plus 3.2%
271	of excess over \$1,000.	
272	Over \$1,500 but not over \$2,000.....	\$45, plus 3.4%
273	of excess over \$1,500.	
274	Over \$2,000 but not over \$4,000.....	\$62, plus 3.8%
275	of excess over \$2,000.	
276	Over \$4,000 but not over \$6,000.....	\$138, plus 4.4%
277	of excess over \$4,000.	
278	Over \$6,000 but not over \$8,000.....	\$226, plus 5%
279	of excess over \$6,000.	
280	Over \$8,000 but not over \$10,000.....	\$326, plus 5.6%
281	of excess over \$8,000.	
282	Over \$10,000 but not over \$12,000.....	\$438, plus 6.4%
283	of excess over \$10,000.	
284	Over \$12,000 but not over \$14,000.....	\$566, plus 7.2%
285	of excess over \$12,000.	
286	Over \$14,000 but not over \$16,000.....	\$710, plus 7.8%
287	of excess over \$14,000.	
288	Over \$16,000 but not over \$18,000.....	\$866, plus 8.4%
289	of excess over \$16,000.	
290	Over \$18,000 but not over \$20,000.....	\$1,034, plus 9%
291	of excess over \$18,000.	
292	Over \$20,000 but not over \$22,000.....	\$1,214, plus 9.6%
293	of excess over \$20,000.	
294	Over \$22,000 but not over \$26,000.....	\$1,406, plus 10%



295	of excess over \$22,000.	
296	Over \$26,000 but not over \$32,000.....	\$1,806, plus 10.6%
297	of excess over \$26,000.	
298	Over \$32,000 but not over \$38,000.....	\$2,442, plus 11%
299	of excess over \$32,000.	
300	Over \$38,000 but not over \$44,000.....	\$3,102, plus 11.6%
301	of excess over \$38,000.	
302	Over \$44,000 but not over \$50,000.....	\$3,798, plus 12%
303	of excess over \$44,000.	
304	Over \$50,000 but not over \$60,000.....	\$4,518, plus 12.4%
305	of excess over \$50,000.	
306	Over \$60,000 but not over \$70,000.....	\$5,758, plus 12.8%
307	of excess over \$60,000.	
308	Over \$70,000 but not over \$80,000.....	\$7,038, plus 13.2%
309	of excess over \$70,000.	
310	Over \$80,000 but not over \$90,000.....	\$8,358, plus 13.6%
311	of excess over \$80,000.	
312	Over \$90,000 but not over \$100,000.....	\$9,718, plus 13.8%
313	of excess over \$90,000.	
314	Over \$100,000.....	\$11,098, plus 14%
315	of excess over \$100,000.	

316 5. In addition to the other taxes imposed by this  
 317 section, an Iowa income tax is imposed on the income  
 318 of each taxpayer on whose income a tax is imposed  
 319 for the taxable year under section fifty-six (56)  
 320 of the Internal Revenue Code, in the amount of twenty  
 321 percent of the tax imposed on the taxpayer for the  
 322 taxable year under section fifty-six (56) of the  
 323 Internal Revenue Code.

324 6. In addition to the other taxes imposed by this  
 325 section, an Iowa income tax is imposed on a taxpayer's  
 326 income from interest and dividends on foreign  
 327 securities or securities of states and other political  
 328 subdivisions, to the extent such income is excluded  
 329 from adjusted gross income. The tax imposed under  
 330 this subsection is an amount equal to ten percent  
 331 of such income.

332 7. Income derived from interest on federal  
 333 securities shall be included in taxable income.  
 334 However, a taxpayer who has such income may credit  
 335 against his Iowa income tax computed as otherwise  
 336 provided in this section, an amount equal to the  
 337 amount of Iowa income tax which would be applicable  
 338 to such income if it were the taxpayer's only taxable  
 339 income, as computed under subsections one (1) through  
 340 four (4) of this section.

341 Sec. 30. The Iowa income tax as determined under  
 342 section twenty-nine (29) of this Act is subject to  
 343 an adjustment for income not allocable to Iowa, as  
 344 follows:

345 1. In the case of a nonresident individual, estate,  
 346 or trust, income derived from sources within this  
 347 state is allocable to Iowa. Income is derived from  
 348 sources within this state if it is derived from the

349 ownership, sale, or exchange of property located  
350 within this state, if it is received for services  
351 performed within this state, or if it is derived from  
352 any business or occupation carried on within this  
353 state.

354 2. In the case of an individual, estate, or trust  
355 which was a resident for part of the taxable year,  
356 income is allocable to Iowa if it is received during  
357 the period of Iowa residency, or if it is received  
358 during the period of nonresidency and is derived from  
359 sources within this state.

360 3. In the case of a resident individual, estate,  
361 or trust, income is allocable to Iowa unless it is  
362 not derived from sources within this state, and an  
363 income tax has been imposed on it and paid to another  
364 state or territory of the United States, or the  
365 District of Columbia.

366 4. The taxpayer shall determine the percentage  
367 that income allocable to Iowa is of adjusted gross  
368 income.

369 5. The Iowa income tax as computed under section  
370 twenty-nine (29) of this Act multiplied by the  
371 percentage determined in subsection four (4) of this  
372 section is the net payable Iowa income tax.

373 Sec. 31. Every individual who receives income  
374 allocable to Iowa during a taxable year, and who is  
375 required to file a federal income tax return for that  
376 taxable year, shall complete, sign, and file an Iowa  
377 individual income tax return.

378 If an individual is unable to make his own return,  
379 the return shall be made by an agent, guardian, or  
380 other person charged with the care of the person or  
381 property of the individual.

382 Sec. 32. Every fiduciary shall complete, sign,  
383 and file an Iowa fiduciary income tax return for any  
384 individual, estate, or trust for which he acts, if  
385 the individual, estate, or trust receives income  
386 allocable to Iowa during a taxable year and is required  
387 to file a federal fiduciary tax return for that taxable  
388 year.

389 Sec. 33. The director may require any individual  
390 or fiduciary required to file an Iowa individual or  
391 fiduciary income tax return for any taxable year,  
392 to also furnish a true copy of any federal income  
393 tax return filed for that taxable year. Every  
394 individual and fiduciary shall notify the director  
395 in writing of any modification of his taxable income  
396 upon which a computation of Iowa income tax has been  
397 based. A statement of the facts shall accompany this  
398 notice, which shall be filed within thirty days after  
399 the modification, at which time the taxpayer shall  
400 pay any additional Iowa income tax resulting from  
401 a change in taxable income, or shall be entitled to  
402 a refund of any excess Iowa income tax paid.

403 Sec. 34. If the federal income tax liability of  
404 husband or wife is determined on separate federal  
405 returns, their Iowa tax liabilities imposed by this  
406 division shall be separately determined.

407 If the federal income tax liability of husband  
408 and wife is determined on a joint federal return,  
409 their Iowa tax liability imposed by this division  
410 shall be determined on the basis of their joint federal  
411 tax liability.

412 Sec. 35. The director shall provide a simplified  
413 return for reporting the Iowa income tax imposed on  
414 individuals by this division. In addition to the  
415 simplified individual income tax return, the director  
416 shall prescribe and supply forms for all necessary  
417 state income tax returns. State forms shall conform  
418 to federal income tax return forms, so far as  
419 practicable. Failure to receive or obtain a form  
420 does not relieve any taxpayer from the obligation  
421 to make a return and pay the tax imposed by this  
422 chapter. The individual income tax return form shall  
423 provide space for indicating the county and the school  
424 district of the taxpayer's residence, and his adjusted  
425 gross income and income allocable to Iowa. A return  
426 which does not include this information is an  
427 incomplete return.

428 A taxpayer may show amounts on his Iowa income  
429 tax return in whole dollar amounts in the same manner  
430 as permitted under section six thousand one hundred  
431 two (6102) of the Internal Revenue Code, and the  
432 regulations issued under that section.

433 Sec. 36. Net payable Iowa income tax due shall  
434 be paid in full at the time of filing the return.  
435 Iowa income tax returns and the net payable Iowa  
436 income tax shall be due and payable and shall become  
437 delinquent on or before the last day of the fourth  
438 month after the expiration of the taxable year. In  
439 case of sickness, absence, or other disability, or  
440 whenever good cause exists, the director may allow  
441 further time for filing returns.

442 When a taxpayer is permitted to file a late return,  
443 interest at the rate of six percent per annum on the  
444 total tax due, from the time when the return became  
445 delinquent, shall be added and paid.

446 Sec. 37. Section four hundred twenty-two point  
447 sixteen (422.16), subsections eight (8), nine (9),  
448 and subsection eleven (11), paragraphs "a" and "e",  
449 Code 1971, are amended as follows:

450 8. An employer or withholding agent shall be  
451 liable for the payment of the tax required to be  
452 deducted and withheld or the amount actually deducted,  
453 whichever is greater, under subsections 1 and 12 of  
454 this section; and any amount deducted and withheld  
455 as tax under subsections 1 and 12 of this section  
456 during any calendar year upon the wages of any

457 employee, nonresident, or other person shall be allowed  
458 as a credit to the employee, nonresident, or other  
459 person against the tax imposed by [section 422.5] *this*  
460 *division*, irrespective of whether or not such tax  
461 has been, or will be, paid over by the employer or  
462 withholding agent to the department as provided by  
463 this chapter.

464 9. The amount of any overpayment of the individual  
465 income tax liability of the employee taxpayer,  
466 nonresident, or other person which may result from  
467 the withholding and payment of withheld tax by the  
468 employer or withholding agent to the department under  
469 subsections 1 and 12 hereof, as compared to the  
470 individual income tax liability of the employee  
471 taxpayer, nonresident, or other person properly and  
472 correctly determined under the provisions of [section  
473 422.4, to and including section 422.25] *this division*;  
474 may be credited against any income tax or installment  
475 thereof then due the state of Iowa and any balance  
476 of one dollar or more shall be refunded to the employee  
477 taxpayer, nonresident or other person with interest  
478 at six percent per annum, such interest to begin to  
479 accrue forty-five days after the date the return was  
480 due to be filed or was filed, whichever is the later  
481 date. Amounts less than one dollar shall be refunded  
482 to the taxpayer, nonresident, or other person only  
483 upon written application, in accordance with section  
484 422.74, only if such application is filed within  
485 twelve months after the due date of the return.  
486 Refunds in the amount of one dollar or more provided  
487 for by this subsection shall be paid by the state  
488 treasurer by means of warrants drawn by the comptroller  
489 at the direction of the director, or an authorized  
490 employee of the department, and the taxpayer's return  
491 of income shall constitute a claim for refund for  
492 this purpose, except in respect to amounts of less  
493 than one dollar. There is hereby appropriated, out  
494 of any funds in the state treasury not otherwise  
495 appropriated, a sum sufficient to carry out the  
496 provisions of this subsection.

497 11. a. Every person or married couple filing  
498 a joint return shall make a declaration of estimated  
499 tax if his or their Iowa income tax attributable to  
500 income other than wages subject to withholding can  
501 reasonably be expected to amount to fifty dollars  
502 or more for the taxable year, except that, in the  
503 cases of farmers and fishermen, the exceptions provided  
504 in the Internal Revenue Code [of 1954] with respect  
505 to such declarations shall apply. The declaration  
506 [provided for herein] shall be filed [on or before the  
507 last day of the fourth month of the taxpayer's tax  
508 year for which such declaration is filed] *at the same*  
509 *time as the Iowa income tax return for the same taxable*  
510 *year*, in such form as the director may require by

511 regulations. The estimated tax shall be paid in  
512 quarterly installments. The first installment shall  
513 be paid at the time of filing the declaration. The  
514 other installments shall be paid [on or before June  
515 30, September 30, and January 31] *at the same time*  
516 *as installments are required to be paid under the*  
517 *Internal Revenue Code*. However, at the election of  
518 the person or married couple filing jointly, any  
519 installment of the estimated tax may be paid prior  
520 to the date prescribed for its payments. Whenever  
521 a person or married couple filing a joint return have  
522 reason to believe that his or their Iowa income tax  
523 may increase or decrease, either for purposes of  
524 meeting the requirement to file a declaration of  
525 estimated tax or for the purpose of increasing or  
526 decreasing such declaration, an amended estimate shall  
527 be filed by him or them to reflect such increase or  
528 decrease in estimated Iowa income tax.

529 e. Any amount of tax paid on a declaration of  
530 estimated tax shall be a credit against the amount  
531 of tax found payable on a final, completed return,  
532 as provided in subsection 9 hereof, relating to the  
533 credit for the tax withheld against the tax found  
534 payable on a return properly and correctly prepared  
535 under the provisions of [section 422.5, to and includ-  
536 ing section 422.25] *this division*, and any overpayment  
537 of one dollar or more shall be refunded to the taxpayer  
538 and such return shall constitute a claim for refund  
539 for this purpose. Amounts less than one dollar shall  
540 be refunded to the taxpayer only upon written  
541 application in accordance with section 422.74, but  
542 only if such application is filed within twelve months  
543 after the due date for the return. The civil penalties  
544 provided by the Internal Revenue Code [of 1954] for  
545 failure to file a declaration or for underpayment  
546 of the tax payable shall apply to persons required  
547 to file declarations and make payments of estimated  
548 tax under the provisions of this section. Underpayment  
549 of estimated tax shall be determined in the same  
550 manner as provided under the provisions of the Internal  
551 Revenue Code [of 1954] and the exceptions therein  
552 provided shall also apply.

553 Sec. 38. Section four hundred twenty-two point  
554 thirty-two (422.32), unnumbered paragraph two (2),  
555 Code 1971, is amended as follows:

556 [The] *Except as otherwise provided in this section*,  
557 *the words, terms, and phrases defined in [subsections*  
558 *1, and 3 to 10, section 422.4,] division II, when used*  
559 *in this division, shall have the meanings ascribed*  
560 *to them in [said] section 28 of this Act except where*  
561 *the context clearly indicates a different meaning.*

562 Sec. 39. Section four hundred twenty-two point  
563 forty-two (422.42), subsection thirteen (13), Code  
564 1971, is amended as follows:

565 13. "Services" means all acts or services rendered,  
566 furnished, or performed, other than services performed  
567 on tangible personal property delivered into interstate  
568 commerce, or services used in processing of tangible  
569 personal property for use in taxable retail sales  
570 or services, for an "employer" as defined in section  
571 [422.4, subsection 15] *28 of this Act*, for a valuable  
572 consideration by any person engaged in any business  
573 or occupation specifically enumerated in this division.  
574 The tax shall be due and collectible when the service  
575 is rendered, furnished, or performed for the ultimate  
576 user thereof.

577 Sec. 40. Section four hundred twenty-two point  
578 sixty-nine (422.69) is amended by striking subsection  
579 two (2).

580 Sec. 41. Section one hundred thirty-five D point  
581 twenty-two (135D.22), subsection one (1), Code 1971,  
582 is amended as follows:

583 1. Multiplying the number of square feet of floor  
584 space each mobile home contains when parked and in  
585 use by ten cents, except that if the owner of a mobile  
586 home is sixty-five years of age or older and his [net  
587 income as defined in section 422.7] *adjusted gross*  
588 *income as determined for federal income tax purposes*,  
589 plus interest and dividends from federal securities  
590 and income from social security and other tax-exempt  
591 retirement or pension plans, when included with that  
592 of his spouse is less than thirty-five hundred dollars  
593 per year, the semiannual tax shall be computed by  
594 multiplying the number of square feet of floor space  
595 the mobile home contains when parked and in use by  
596 seven and one-half cents. In computing floor space  
597 the exterior measurements of the mobile home shall  
598 be used as shown on the certificate of registration  
599 and title, but not including any area occupied by  
600 any hitching device.

601 Sec. 42. Section one hundred thirty-five D point  
602 twenty-eight (135D.28), unnumbered paragraph one (1),  
603 Code 1971, is amended as follows:

604 135D.28 OWNERS OVER SIXTY-FIVE YEARS OF AGE.

605 If the owner of a mobile home is sixty-five years  
606 of age or older and his [net income as defined in  
607 section 422.7] *adjusted gross income as determined*  
608 *for federal income tax purposes*, plus interest and  
609 dividends from federal securities and income from  
610 social security and other tax-exempt retirement or  
611 pension plans, when included with that of his spouse  
612 is less than thirty-five hundred dollars per year,  
613 the owner may apply for the lower tax rate.

614 Sec. 43. Section four hundred point three (400.3),  
615 unnumbered paragraph two (2), Code 1971, is amended  
616 as follows:

617 Such plan for group insurance may include insurance  
618 coverage for an employee's dependents. The term

619 "dependent" shall have the same meaning as in section  
620 [422.12, subsection 3] 152, *Internal Revenue Code of*  
621 *1954*.

622 Sec. 44. Section four hundred twenty-five point  
623 one (425.1), subsection five (5), Code 1971, is amended  
624 as follows:

625 5. In addition to the homestead credit of twenty-  
626 five mills on twenty-five hundred dollars of assessed  
627 valuation allowable under this chapter, in the event  
628 the owner, as defined in this chapter, is over sixty-  
629 five years of age, or is totally disabled, and provided  
630 that his [Iowa net income, as defined in section 422.7]  
631 *adjusted gross income as determined for federal income*  
632 *tax purposes*, plus interest and dividends from federal  
633 securities and income from social security and other  
634 tax-exempt retirement or pension plans, when included  
635 with that of the spouse, brother, sister, son,  
636 daughter, if any, living with the claimant, is less  
637 than three thousand five hundred dollars for the last  
638 twelve-month income tax accounting period, there shall  
639 be credited by the county auditor on such owner's  
640 eligible homestead, an amount equal to but not  
641 exceeding the amount calculated as provided in this  
642 section.

643 Sec. 45. Section four hundred forty-two point  
644 five (442.5), Code 1971, is amended as follows:

645 442.5 INDIVIDUAL INCOME TAX CERTIFIED TO BASIC  
646 TAX UNIT. On or before August 15, 1967, and each  
647 year thereafter, the department of revenue shall make  
648 an accounting of the individual state income tax  
649 collected under division II of chapter 422, applicable  
650 to tax returns for the most recent completed tax year,  
651 [as defined by section 422.4, subsection 4,] from  
652 taxpayers in each of the various school districts  
653 in the state and certify to the state comptroller  
654 and the state department of public instruction forty  
655 percent of the total credited from the taxpayers of  
656 each basic school tax unit.

657 Sec. 46. Section four hundred forty-two point  
658 eleven (442.11), subsection two (2), Code 1971, is  
659 amended as follows:

660 2. The total adjusted gross income, as [defined  
661 by section 422.7,] *determined for federal income tax*  
662 *purposes, less amounts not allocable to Iowa, as*  
663 *reported in the manner required by section [422.21]*  
664 *35 of this Act*, for the last preceding calendar year  
665 or taxable year by residents of each public high  
666 school district in the state for which data or  
667 estimates are available.

668 Sec. 47. Section four hundred fifty point four  
669 (450.4), subsection five (5), Code 1971, is amended  
670 as follows:

671 5. On the value of that portion of installment  
672 payments which will be includable [as net income as

673 defined in section 422.7 as] *in adjusted gross income*  
 674 *as determined for federal income tax purposes*, received  
 675 by a beneficiary under an annuity which was purchased  
 676 under an employees pension or retirement plan.

677 Sec. 48. Section four hundred fifty-one point  
 678 one (451.1), subsection eight (8), Code 1971, is  
 679 amended as follows:

680 8. The term "Internal Revenue Code of 1954" shall  
 681 have the same meaning as [ascribed to it] "*Internal*  
 682 *Revenue Code*", as defined in section [422.4] 28,  
 683 *subsection 10, of this Act.*

684 Sec. 49. Sections four hundred twenty-two point  
 685 nineteen (422.19), four hundred twenty-two point  
 686 twenty-one (422.21), and four hundred twenty-two point  
 687 twenty-four (422.24), Code 1971, are repealed.

688 7. Renumber sections and correct internal  
 689 references as necessary in accordance with this  
 690 amendment.

691 8. Page 1, amend the title by striking from lines  
 692 5 and 6 the words " , and increasing the state sales  
 693 and use tax".

UBAN of Black Hawk, District 38  
 McCORMICK of Delaware, District 48  
 KNOBLAUCH of Carroll, District 28  
 COCHRAN of Webster, District 29  
 DUNTON of Keokuk, District 88  
 HUSAK of Tama, District 41  
 WELLS of Linn, District 44  
 KENNEDY of Chickasaw, District 11  
 WYCKOFF of Benton, District 42  
 WILLITS of Polk, District 57  
 LARSON of Story, District 34  
 EWELL of Black Hawk, District 39  
 BRAY of Scott, District 77  
 SMALL of Johnson, District 69

On motion by Drake of Muscatine, District 71, the House ad-  
 journed until 9:00 a.m., Friday, April 30, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Tenth Calendar Day—Seventy-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, APRIL 30, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Lester Moore, pastor of the Methodist Church, Corning, Iowa.

The Journal of Thursday, April 29, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Urban of Black Hawk, District 38, for April 30 and May 3, by the Speaker.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Marcela L. Zavala, an exchange student from Leon, Guanajuato, Mexico, who is attending school at Collins, Iowa, and living with Mr. and Mrs. Cyril Lingeling of Collins.

Twenty-eight eighth grade students from Irving Junior High School, Des Moines, Iowa, accompanied by their teachers, Gerald Fitzgerald, Mr. Smith, Mrs. Hall and Mrs. Martin. By Franklin of Polk, District 64.

Seventy-five sixth grade students from McKinley School, Muscatine, Iowa, accompanied by their teacher, Kenneth Huber. By Drake of Muscatine, District 71.

Forty-four fifth grade students from Sheffield-Chapin School, Sheffield, Iowa, accompanied by their teachers, Mrs. Samuelson and Mrs. Rohn. By Scott of Cerro Gordo, District 18.

Thirty-five sixth grade students from Cincinnati School, Centerville, Iowa, accompanied by their teacher, Mrs. Mary Cortesio. By Moffitt of Appanoose, District 96.

Thirty eighth grade students from Lytton Community School, Lytton, Iowa, accompanied by their teachers, Mrs. Stensrud and Mrs. H. J. Minglin. By Winkelman of Calhoun, District 26.

Fifty-six fifth grade students from Sawyer School, Ames, Iowa, accompanied by their teachers, Mrs. Bunting and Mrs. Sponer. By Egenes of Story, District 33.

Seventeen eighth grade students from St. Paul's Lutheran School, Whittemore, Iowa, accompanied by their teacher, Mr. Nothwehr. By Priebe of Kossuth, District 6.

Forty-five junior high students from Burt Community School District, Burt, Iowa, accompanied by their teachers, Mrs. S. E. Brace, Mrs. Steele, Mrs. Keith and Paul Hassee. By Edelen of Emmet, District 5, and Priebe of Kossuth, District 6.

Eleven eighth grade students from Zion Lutheran School, Denison, Iowa, accompanied by Reverend Vernon Dorn and Ron Meier. By Waugh of Monona, District 27.

Thirty-five eighth grade students from Wall Lake Community School, Wall Lake, Iowa, accompanied by their teacher, Lynn Vilhauer. By Winkelman of Calhoun, District 26.

Twenty-two sixth grade students from Lowell School, Boone, Iowa, accompanied by Mrs. Norman, and Mr. and Mrs. Charles Roe, Mr. and Mrs. Rawleigh Mower. By Nystrom of Boone, District 55.

Eleven Girl Scouts from Coralville, Iowa, accompanied by their teacher, Mrs. Pudgil. By Small of Johnson, District 69.

Thirty-nine sixth grade students from the Cumberland-Messina Consolidated School, Cumberland, Iowa, accompanied by Earl Riehn, principal, and teachers, Mrs. Casteel and Mrs. Edwards. By Pellett of Cass, District 83.

#### PETITION FILED

The following petition was received and placed on file:

By Priebe of Kossuth, District 6, from nineteen residents of Kossuth County opposing Senate File 351 and favoring the continuation of the Iowa meat and poultry inspection law as written.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 555 and Senate Files 402 and 433, under Rule 35.

#### SENATE MESSAGES CONSIDERED

**Senate File 79**, a bill for an act relating to hunting-safety education and providing a penalty.

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

**Senate File 431**, a bill for an act relating to hunting restrictions.

Read first time and referred to committee on **conservation and recreation**.

**Senate File 473**, a bill for an act relating to remedies for the dilution of the distinctiveness of a mark.

Read first time and referred to committee on **judiciary**.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of Representative Perry L. Christensen of Union as acting chairman of the committee on law enforcement during the illness of the chairman, Representative Howard A. Hamilton of Cedar. Representative Kenneth L. Logemann of Worth was appointed acting ranking member of the committee.

#### HOUSE INSISTS

(Senate File 217)

Drake of Muscatine, District 71, called up for consideration Senate File 217, a bill for an act relating to compensating state employees for the use of their motor vehicles and moved that the House insist on the House amendment to Senate File 217.

The motion prevailed and the House insists on the House amendment to Senate File 217.

#### CONFERENCE COMMITTEE APPOINTED

(Senate File 217)

The Speaker announced the appointment of Drake of Muscatine, District 71, chairman; Kelly of Woodbury, District 22, Alt of Polk, District 61, and Uban of Black Hawk, District 38, on the part of the House as conferees concerning Senate File 217.

#### SENATE AMENDMENT CONSIDERED

(House File 172 Pending)

Drake of Muscatine, District 71, called up for consideration House File 172, a bill for an act relating to a reorganization of the Iowa liquor control commission, amended by the Senate on April 20, 1971, and found on pages 998 through 1004 of the House Journal.

Kelly of Woodbury, District 22, offered the following amendment filed by him and Skinner of Polk, District 74:

Amend the Senate amendment to House 172 by inserting after line 228 the following new sections:

1. Within six months of the occurrence of an injury, the injured person shall give written notice to the licensee or permittee or such licensee's or permittee's insurance carrier of his intention to bring an action under this section, indicating the time, place and circumstances causing the injury. Such six months period shall be extended if the injured party is incapacitated at the expiration thereof or unable, through reasonable diligence, to discover the name of the licensee, permittee, or person causing the injury or until such time as such incapacity is removed or such person has had a reasonable time to discover the name of the licensee, permittee or person causing the injury.

2. No right of action for contribution or indemnity shall accrue to any insurer, guarantor or indemnitor of any intoxicated person for any act of such intoxicated person against any licensee or permittee as defined in this Act.

Division of the amendment was requested.

Kelly of Woodbury, District 22, moved the adoption of amendment 1 of the amendment.

A non-record roll call was requested.

The ayes were 66, nays 13.

Amendment 1 was adopted.

Kelly of Woodbury, District 22, moved the adoption of amendment 2 of the amendment.

Amendment 2 was adopted.

Larson of Story, District 34, offered the following amendment filed by him and Kennedy of Chickasaw, District 11:

Amend the Senate amendment to House File 172, appearing on pages 998 through 1004 of the House Journal, by striking all of lines 242, 243 and 244.

Drake of Muscatine, District 71, asked and received unanimous consent that action on House File 172 be deferred.

(Senate amendment to House File 172 and Larson-Kennedy amendment pending.)

## Committee of the Whole

## COMMITTEE OF THE WHOLE

(House File 654)

Drake of Muscatine, District 71, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering school aid, and that the Speaker of the House preside as chairman of the committee.

Franklin of Polk, District 64, called up for consideration her motion to reconsider filed on April 29, 1971, and moved to reconsider the vote by which division 1 of the Stromer, et al., amendment failed to be adopted on April 28, 1971.

Roll call was requested by Franklin of Polk, District 64, and Stromer of Hancock, District 8.

On the question "Shall division 1 of the Stromer, et al., amendment be reconsidered?"

The ayes were, 60:

Anania	Freeman	Middleswart	Scott
Andersen	Gluba	Monroe	Skinner
Bergman	Grassley	Nielsen	Small
Blouin	Husak	Norpel	Stokes
Bray	Jesse	Nystrom	Strand
Cochran	Johnston	Patton	Stromer
Curtis	Kennedy	Pierson	Taylor
Dougherty	Kinley	Priebe	Tieden
Doyle	Knoblauch	Radl	Trowbridge
Dunton	Kruse	Rex	Waugh
Edelen	Larson	Rodgers	Wells
Ewell	Logemann	Sargisson	Willits
Fischer, H. O.	McCormick	Schmeiser	Winkelman
Fisher, C. R.	McElroy	Schroeder	Wirtz
Franklin	Mendenhall	Schwartz	Wyckoff

The nays were, 31:

Alt	Goode	Lipsky	Roorda
Camp	Hansen	Mayberry	Schwieger
Campbell	Holden	Menefee	Siglin
Clark	Kehe	Millen	Sorg
Den Herder	Kelly	Miller	Stanley
Drake	Knoke	Moffitt	Strothman
Egenes	Kreamer	Mollett	Mr. Speaker
Ellsworth	Lawson	Pellett	

Absent or not voting, 9:

Bennett	Hill	Shaw	Varley
Christensen	Pelton	Uban	Welden
Hamilton			

## Committee of the Whole

The motion prevailed.

Skinner of Polk, District 60, asked and received unanimous consent that the Stromer, et al., amendment be deferred.

Holden of Scott, District 75, asked and received unanimous consent for division of House File 654, and that division 1 be section 1 through section 5.

Hansen of Black Hawk, District 37, called up for consideration his motion to reconsider filed on April 23, 1971, and moved to reconsider the vote by which the Stromer, et al., amendment found on pages 1040 and 1041 of the House Journal, was adopted on April 22, 1971.

A non-record roll call was requested.

The ayes were 68, nays 21.

The motion prevailed.

Stromer of Hancock, District 8, asked and received unanimous consent to withdraw his amendment filed in committee of whole on April 22, 1971, and found on pages 1040 and 1041, of the House Journal.

Hansen of Black Hawk, District 37, called up for consideration his motion to reconsider filed on April 29, 1971, and moved to reconsidered the vote by which the Den Herder-Roorda-Curtis amendment found on page 1145, of the House Journal was adopted on April 28, 1971.

Roll call was requested by Stromer of Hancock, District 8 and Jesse of Polk, District 58.

On the question "Shall the Den Herder-Roorda-Curtis amendment be reconsidered?"

The ayes were, 45:

Andersen	Gluba	Lipsky	Sargisson
Bennett	Hansen	Mayberry	Schmeiser
Blouin	Hill	McCormick	Schwartz
Bray	Husak	Middleswart	Schwieger
Clark	Jesse	Mollett	Scott
Cochran	Johnston	Monroe	Shaw
Dougherty	Kelly	Norpel	Skinner
Doyle	Kennedy	Patton	Small
Dunton	Kinley	Priebe	Stanley
Egenes	Kreamer	Radl	Wells
Ewell	Larson	Rodgers	Willits
Franklin			

## Committee of the Whole

The nays were, 46:

Alt	Grassley	Moffitt	Strothman
Bergman	Holden	Nielsen	Taylor
Camp	Kehe	Pellett	Tieden
Campbell	Knoblauch	Pierson	Trowbridge
Curtis	Knoke	Rex	Varley
Den Herder	Kruse	Roorda	Waugh
Drake	Logemann	Schroeder	Welden
Edelen	McElroy	Siglin	Winkelman
Ellsworth	Mendenhall	Stokes	Wirtz
Fisher, C. R.	Menefee	Strand	Wyckoff
Freeman	Millen	Stromer	Mr. Speaker
Goode	Miller		

Absent or not voting, 9:

Anania	Hamilton	Nystrom	Sorg
Christensen	Lawson	Pelton	Uban
Fischer, H. O.			

The motion lost.

Winkelman of Calhoun, District 26, asked and received unanimous consent to withdraw the amendment filed by him on April 28, 1971, and found on page 1154, of the House Journal.

Objection was raised.

Winkelman of Calhoun, District 26, moved that the amendment filed by him on April 28, 1971, and found on page 1154, of the House Journal be withdrawn.

Roll call was requested by Priebe of Kossuth, District 6, and Roorda of Jasper, District 67.

Rule 70 was invoked.

On the question "Shall the Winkelman amendment be withdrawn?"

The ayes were, 68:

Alt	Gluba	McElroy	Siglin
Andersen	Goode	Mendenhall	Small
Bergman	Grassley	Menefee	Sorg
Blouin	Hansen	Middleswart	Stanley
Campbell	Hill	Millen	Stokes
Clark	Holden	Miller	Strand
Cochran	Kehe	Moffitt	Stromer
Curtis	Kelly	Mollett	Strothman
Den Herder	Knoblauch	Nielsen	Taylor
Doyle	Knoke	Pellett	Tieden
Drake	Kreamer	Pierson	Trowbridge
Dunton	Kruse	Rex	Varley
Edelen	Larson	Rodgers	Waugh
Egenes	Lipsky	Roorda	Welden
Ellsworth	Logemann	Schroeder	Winkelman
Fisher, C. R.	Mayberry	Schwieger	Wirtz
Freeman	McCormick	Shaw	Mr. Speaker

## Committee of the Whole

The nays were, 20:

Bray	Kennedy	Priebe	Scott
Dougherty	Kinley	Radl	Skinner
Husak	Monroe	Sargisson	Wells
Jesse	Norpel	Schmeiser	Willits
Johnston	Patton	Schwartz	Wyckoff

Absent or not voting, 12:

Anania	Christensen	Franklin	Nystrom
Bennett	Ewell	Hamilton	Pelton
Camp	Fischer, H. O.	Lawson	Uban

The motion prevailed.

Blouin of Dubuque, District 49, moved that the committee now rise.

A non-record roll call was requested.

The ayes were 31, nays 55.

The motion lost.

Holden of Scott, District 75, moved that division 1, section 1 through section 5 of House File 654, as amended, be adopted.

Roll call was requested by Priebe of Kossuth, District 6, and Knoke of Pottawattamie, District 79.

On the question "Shall division 1 of House File 654, as amended, be adopted?"

The ayes were, 45:

Alt	Goode	Millen	Sorg
Bergman	Grassley	Miller	Stanley
Campbell	Hansen	Moffitt	Stokes
Christensen	Holden	Mollett	Strand
Clark	Kehe	Nystrom	Stromer
Curtis	Knoke	Pellett	Strothman
Den Herder	Kreamer	Rex	Taylor
Drake	Kruse	Roorda	Tieden
Egenes	McElroy	Schroeder	Varley
Ellsworth	Mendenhall	Schwieger	Welden
Fischer, H. O.	Menefee	Siglin	Mr. Speaker
Freeman			

The nays were, 47:

Andersen	Ewell	Kennedy	Middleswart
Blouin	Fisher, C. R.	Kinley	Monroe
Bray	Gluba	Knoblauch	Nielsen
Cochran	Hill	Larson	Norpel
Dougherty	Husak	Lipsky	Patton
Doyle	Jesse	Logemann	Pierson
Dunton	Johnston	Mayberry	Priebe
Edelen	Kelly	McCormick	Radl



## Committee of the Whole

Rodgers	Scott	Trowbridge	Winkelman
Sargisson	Shaw	Waugh	Wirtz
Schmeiser	Skinner	Wells	Wyckoff
Schwartz	Small	Willits	

Absent or not voting, 8:

Anania	Camp	Hamilton	Pelton
Bennett	Franklin	Lawson	Uban

Division 1 of House File 654, as amended, lost.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

MOTION TO RECONSIDER  
(Division 1 of House File 654, As Amended)

MR. SPEAKER: I move to reconsider the vote by which sections 1 through 5, as amended, of House File 654 failed to be adopted by the House in the committee of the whole on April 30, 1971.

GEORGE N. PIERSON

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the conference committee on Senate File 217, a bill for an act relating to compensating state employees for the use of their motor vehicles, on the part of the Senate: the Senator from Black Hawk, Mr. Messerly, chairman; the Senator from Adams, Mr. Briles; the Senator from Scott, Mr. Nicholson, and the Senator from Jasper, Mr. Hill.

Also: That the Senate has concurred in House amendment to, and passed: Senate File 269, a bill for an act relating to the expenditure of funds by the county board of supervisors.

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

Senate File 463, a bill for an act relating to registration fees for snowmobiles.

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

Senate File 474, a bill for an act relating to disabled and retired policemen and firemen.

CARROLL A. LANE, Secretary

## REPORT OF COMMITTEE

Logemann of Worth, District 7, from the committee on law enforcement, submitted the following report :

MR. SPEAKER: Your committee on law enforcement, to whom was referred **House File 292**, a bill for an act relating to the regulation of assemblages of persons, declaring certain acts to be unlawful and providing penalties for violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass** :

Amend House File 292 as follows :

1. Page 2, line 21, by striking the word "one" and inserting in lieu thereof the word "five".
2. Page 2, line 22, by striking the word "ten" and inserting in lieu thereof the word "twenty-four".
3. Page 2, line 31, by striking the word "one" and inserting in lieu thereof the word "five".
4. Page 2, line 33, by striking the word "thousand" and inserting in lieu thereof the word "hundred".
5. Page 4, by striking lines 1 through 20, inclusive.
6. Page 4, line 21, by striking the second word "one" and inserting in lieu thereof the word "two".
7. Page 4, line 22, by striking the words "fifteen hundred" and inserting in lieu thereof the words "two thousand".
8. Page 4, by striking lines 33, 34, and 35, and inserting in lieu thereof the following :  
"g. A parking area near the assembly grounds sufficient to provide parking space for the maximum".
9. Page 5, line 14, by striking the words "including alarms,".
10. Page 6, line 27, by striking the word "one" and inserting in lieu thereof the word "five".
11. Page 7, by striking lines 6 through 12, inclusive.
12. Page 7, line 33, by striking the words "including alarms".
13. Page 8, by striking lines 8 through 15, inclusive.
14. Page 8, line 18, by striking the words "is revealed" and inserting in lieu thereof the words "becomes known".
15. By adding the following new section :  
"Sec. .... This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Marshalltown Times-Republican, a newspaper published in Marshalltown, Iowa, and in The Sibley Gazette, a newspaper published in Sibley, Iowa."
16. By renumbering and relettering subsections and paragraphs as made necessary by this amendment.

KENNETH LOGEMANN, Acting Ranking Member

## AMENDMENTS FILED

- 1 Amend Senate amendment to House File 172 by
- 2 striking lines 127 through 130.

GOODE of Davis, District 98

1 Amend the Senate amendment to House File 172, line 202,  
 2 by striking the word "eighteen" and inserting in lieu  
 3 thereof the word "sixteen".

NORPEL of Jackson, District 52

1 Amend the Senate amendment to House File 172,  
 2 appearing on pages 998 through 1004 of the House  
 3 Journal, as follows:

4 1. By inserting in line 263 after the word  
 5 "division" the words ", who shall be an attorney  
 6 licensed to practice in this state,".

7 2. By inserting after line 273 the following and  
 8 renumbering the remaining items accordingly:

9 "55. Page 68, by adding after line 13 the  
 10 following:

11 Sec. .... Section ninety-seven A point three  
 12 (97A.3), subsection one (1), Code 1971, is amended  
 13 as follows:

14 1. All members of the division of highway safety  
 15 and uniformed force and the division of criminal  
 16 investigation and bureau of identification in the  
 17 department of public safety, excepting the members  
 18 of the clerical force, who are employed by the state  
 19 of Iowa when this chapter becomes effective, and all  
 20 persons thereafter employed as members of such  
 21 divisions in the department of public safety or  
 22 division of drug law enforcement or *qualified members*  
 23 *of the division of beer and liquor law enforcement*  
 24 in said department except the members of the clerical  
 25 force, shall be members of this system. Such members  
 26 shall not be required to make contributions under  
 27 any other pension or retirement system of the state  
 28 of Iowa, anything to the contrary notwithstanding."

29 3. By striking lines 275 and 276 and inserting  
 30 in lieu thereof the words "Sec. .... All agents of  
 31 the".

32 4. By inserting in line 284 after the word "Act"  
 33 the words ", however, those agents who do not qualify  
 34 as such under chapter eighty (80) of the Code shall  
 35 remain members of the Iowa public employees retirement  
 36 system".

FISHER of Greene, District 56

DRAKE of Muscatine, District 71

1 Amend House File 452 by striking lines 4 through 11,  
 2 inclusive, and inserting in lieu thereof the following:

3 Section 1. Section four hundred forty-one point  
 4 twenty-three (441.23), Code 1971, as amended by section  
 5 one (1) of House File eighty-seven (87) of the Sixty-  
 6 fourth General Assembly, First Session, is further  
 7 amended as follows:

8 441.23 NOTICE OF VALUATION. If there has been an  
 9 increase or decrease in the valuation of the property, or  
 10 upon written request of the person assessed, the  
 11 assessor shall, at the time of making the assessment, *but*  
 12 *not later than March fifteenth*, inform the person assessed,

13 in writing, of the valuation put upon his property, and  
 14 notify him, if he feels aggrieved, to appear before the  
 15 board of review and show why the assessment should be  
 16 changed.

SCHMEISER of Des Moines, District 91  
 REX of Hamilton, District 31

1 Amend House File 654 as follows:

2 1. Page 17, by inserting after line 32 the following  
 3 new section:

4 "Chapter four hundred twenty-two (422), Code 1971, is  
 5 amended by adding the following new section:

6 In addition to the other provisions of this chapter,  
 7 every resident individual shall be entitled to a sales  
 8 tax refund for the taxable year 1971 and for each taxable  
 9 year thereafter with respect to himself and each of the  
 10 persons for whom he would be entitled to claim as a per-  
 11 sonal exemption for purposes of the individual income tax  
 12 imposed under division two (II) of this chapter, whether  
 13 or not such resident individual is requested to file an  
 14 individual income tax return or pay such tax.

15 The amount of refund shall be computed in accordance  
 16 with the following table:

17		The refund allowed to
18		resident individual for
19		himself and for each per-
20		son for whom he is en-
21		titled to claim a per-
22	If the net income of the	sonal exemption for each
23	resident individual for the	one cent of sales tax
24	taxable year is:	levied is:
25	Under \$1,000	\$4.00
26	\$1,000 or over, but under \$2,000	\$3.66
27	\$2,000 or over, but under \$2,500	\$3.33
28	\$2,500 or over, but under \$3,000	\$3.00
29	\$3,000 or over, but under \$3,500	\$2.66
30	\$3,500 or over, but under \$4,000	\$2.33
31	\$4,000 or over, but under \$5,000	\$2.00
32	\$5,000 or over, but under \$5,500	\$1.66
33	\$5,500 or over, but under \$6,000	\$1.33
34	\$6,000 or over, but under \$6,500	\$1.00
35	\$6,500 or over, but under \$7,000	\$.66
36	\$7,000 or over	\$.00

37 No resident individual shall be eligible to claim the  
 38 sales tax refund if the individual has a net income of  
 39 over seven thousand dollars.

40 No resident individual shall be eligible to claim a  
 41 sales tax refund if the individual has been claimed as a  
 42 dependent on another resident individual's income tax  
 43 return.

44 No resident individual shall be eligible to claim a  
 45 sales tax refund if the individual has filed a joint  
 46 federal income tax return and the combined adjusted gross  
 47 income on the federal income tax return exceeds nine  
 48 thousand dollars.

49 The amount of the refund provided for in this section  
50 shall be allowed as a credit against the individual  
51 income tax imposed under this chapter, provided the resi-  
52 dent individual claims the refund on his income tax return  
53 required to be filed under section four hundred twenty-  
54 two point thirteen (422.13) of the Code. If the income  
55 tax due a resident individual shown by his tax return is  
56 less than the full amount of the refund to which he is  
57 entitled under this section, the excess of the refund  
58 over the income tax otherwise due shall be refunded to him  
59 by the department of revenue.

60 If any resident individual entitled to a refund under  
61 this section is not otherwise required by section four  
62 hundred twenty-two point thirteen (422.13) of the Code to  
63 file an income tax return, the refund to which he is en-  
64 titled shall be refunded to him upon furnishing the  
65 department of revenue with proof of his taxable income  
66 and the number of his personal exemptions.

67 For the purpose of this section, the term 'resident in-  
68 dividual' means a natural person who has resided in the  
69 state for the full taxable year. The term 'net income'  
70 means net income as defined in section four hundred  
71 twenty-two point seven (422.7) of the Code.

72 The department of revenue shall make all rules and  
73 regulations with respect to the refunds for this section,  
74 including the manner and requirements for claiming credit  
75 for or refund of the amount thereof in the same manner as  
76 state income tax refunds, and in accordance with the pro-  
77 visions of sections four hundred twenty-two point sixteen  
78 (422.16) and four hundred twenty-two point sixty-seven  
79 (422.67) of the Code."

80 2. By renumbering the remaining sections.

81 3. Page 1, line 6, by inserting after the word "tax"  
82 the words "and providing for a sales tax credit".

RODGERS of Dallas, District 85  
MIDDLESWART of Warren, District 93  
WELLS of Linn, District 43  
JESSE of Polk, District 58  
LARSON of Story, District 34  
SMALL of Johnson, District 69  
GLUBA of Scott, District 76

On motion by Varley of Adair, District 84, the House adjourned  
until 10:00 a.m., Monday, May 3, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirteenth Calendar Day—Seventy-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MAY 3, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend H. A. Wilke, pastor of the First Lutheran Church, Northwood, Iowa.

The Journal of Friday, April 30, 1971, was approved.

## PRESENTATION OF VISITORS

Pierson of Mahaska, District 87, presented to the House the Honorable Carroll L. Brown, former member of the House during the Fifty-second, Fifty-second Extra, Fifty-third, Fifty-fourth and Fifty-fifth General Assemblies, representing Mahaska County.

The Speaker announced that the following visitors were present in the House chamber:

Thirty-six students from Wahlert High School, Dubuque, Iowa, accompanied by their teachers, Kenneth Herbst and Sister Pauline. By Blouin of Dubuque, District 49; Ellsworth of Dubuque, District 50, and Taylor of Dubuque, District 51.

Thirty-five sixth grade students from Lincoln School, Boone, Iowa, accompanied by their teachers, Mrs. Ashbaugh and Mrs. Reed. By Nystrom of Boone, District 55.

Sixty students from St. John's Junior High School, Waterloo, Iowa, accompanied by their teacher, Sister Mary Martensen. By Ewell of Black Hawk, District 39.

Twenty-seven fifth grade students from St. Joseph's Grade School, Des Moines, Iowa, accompanied by their teacher, Mrs. Anderson. By Skinner of Polk, District 60.

Forty fifth grade students from Grant School, Albia, Iowa, accompanied by their teacher, Mrs. Visser. By Dougherty of Monroe, District 94.

PETITIONS FILED

The following petitions were received and placed on file:

By Campbell of Washington, District 89, from one hundred eleven residents favoring property tax relief.

By Waugh of Monona, District 27, from eighteen residents of Monona County; Norpel of Jackson, District 52, from twenty-four residents of Jackson County, and Menefee of Fayette, District 19, from thirty-six residents of Fayette County opposing Senate File 351 and favoring continuation of the Iowa meat and poultry inspection law as written.

ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 292, under Rule 35.

INTRODUCTION OF BILL

**House File 678**, by Cochran, a bill for an act relating to property tax exemptions.

Read first time and referred to committee on **ways and means**.

SENATE MESSAGES CONSIDERED

**Senate File 463**, a bill for an act relating to registration fees for snowmobiles and the disposition of the fees.

Read first time and referred to committee on **ways and means**.

**Senate File 474**, a bill for an act relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials.

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

MOTION TO RECONSIDER

I move to reconsider the vote by which the Skinner-Kelly amendment to Senate amendment to House File 172 was adopted on April 30, 1971.

FISCHER of Grundy, District 35

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the

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

Senate File 92, a bill for an act relating to dog license fees.

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

Senate File 262, a bill for an act relating to establishing a radiation control program.

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

Senate File 308, a bill for an act relating to delegates to political party caucuses and conventions.

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

Senate File 325, a bill for an act relating to escheat of unclaimed postal savings system accounts.

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

Senate File 355, a bill for an act relating to the tax levy for county hospitals.

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

Senate File 426, a bill for an act legalizing proceedings of the Des Moines Independent School District, County of Polk, Iowa.

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

Senate File 461, a bill for an act relating to supreme court officers and employees and their duties.

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

Senate File 480, a bill for an act relating to the distribution of teasel or seeds.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 73, a bill for an act relating to the conservation of soil and water resources.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 73

1 Amend House File 73, as amended, passed and reprinted by the  
2 House, as follows:

3 1. Page 31, by striking all of lines 17 through 28 and  
4 renumbering the remaining subsections.

5 2. Page 37A, line 17, by adding after the period the follow-  
6 ing new sentence: "The remedy for any soil erosion which  
7 constitutes a nuisance under this section shall be limited  
8 to requiring that the owner or occupant of the land on which  
9 the erosion is occurring take such measures as are necessary  
10 to comply with the regulations of the soil conservation  
11 district in which the land is located, and the fine and  
12 jail sentence provided by section six hundred fifty-seven



13 point three (657.3) of the Code shall not apply to any action  
14 arising under this section.”

15 3. Page 38, by striking lines 21 through 31, inclusive, and  
16 renumbering the remaining subsections.

17 4. Page 40A, by striking in line 12 the words “The league  
18 of Iowa municipalities”, and lines 13, 14, 15, 16 and in line  
19 17 the word “position.”

20 5. Page 41, line 12, by inserting after the word “*thereafter.*”  
21 the following: “*No members shall be appointed to serve more*  
22 *than two complete terms.*”

23 6. Page 41, line 20, by inserting after the word “state,”  
24 the words “*or any political subdivision,*”.

25 7. Page 44, by inserting after line 29 the following new  
26 paragraph:

27 “c. That any owner or operator of agricultural land  
28 refrain from fall plowing of land on which he intends to  
29 raise a crop during the next succeeding growing season,  
30 however on those lands which are prone to excessive wind  
31 erosion the commissioners may require that reasonable  
32 temporary measures be taken to minimize the likelihood  
33 of wind erosion so long as such measures do not unduly  
34 increase the cost of operation of the farm on which the  
35 land is located.”

36 8. Page 46A, line 29, by striking the word “fifty” and  
37 inserting in lieu thereof “seventy-five”.

38 9. Page 46A, line 32, by inserting after the word  
39 “practice.” the following: “Conservation practices  
40 performed under the requirements of this Act shall not  
41 be used by an assessor in determining actual or market  
42 value of farmland in accordance with section 441.21,  
43 Code 1971, for a period of ten years after the conservation  
44 practices have been completed.”

45 10. Page 46A, by striking from line 33 the word “commission”  
46 and inserting in lieu thereof the word “committee”.

47 11. Page 47A, by striking lines 16 through 22, inclusive.

#### SENATE MESSAGE CONSIDERED

**Senate File 426**, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property.

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

#### CONSIDERATION OF BILLS

##### REGULAR CALENDAR

Alt of Polk, District 61, asked and received unanimous consent to take up for consideration, **House Joint Resolution 16**, a joint resolution authorizing the executive council to acquire the Hubbell mansion known as Terrace Hill, with report of committee recommending passage, was taken up for consideration.

Alt of Polk, District 61, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

On the question "Shall the bill pass?" (H.J.R. 16)

The ayes were, 84:

Alt	Freeman	Menefee	Shaw
Anania	Gluba	Middleswart	Siglin
Andersen	Goode	Millen	Small
Bennett	Grassley	Miller	Sorg
Bergman	Hansen	Moffitt	Stanley
Bray	Hill	Mollett	Stokes
Camp	Husak	Monroe	Strand
Campbell	Jesse	Nielsen	Stromer
Clark	Kelly	Norpel	Strothman
Cochran	Kinley	Nystrom	Taylor
Curtis	Knoblauch	Patton	Tieden
Den Herder	Knoke	Pellett	Trowbridge
Dougherty	Kreamer	Pelton	Varley
Doyle	Kruse	Pierson	Waugh
Drake	Larson	Radl	Welden
Dunton	Lawson	Rodgers	Wells
Edelen	Lipsky	Sargisson	Willits
Egenes	Mayberry	Schmeiser	Winkelman
Ellsworth	McCormick	Schroeder	Wirtz
Fisher, C. R.	McElroy	Schwartz	Wyckoff
Franklin	Mendenhall	Scott	Mr. Speaker

The nays were, 3:

Blouin	Kennedy	Rex
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Absent or not voting, 13:

Christensen	Holden	Logemann	Schwieger
Ewell	Johnston	Priebe	Skinner
Fischer, H. O.	Kehe	Roorda	Uban
Hamilton			

The joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### NONCONTROVERSIAL CALENDAR

##### SENATE FILE 155 SUBSTITUTED FOR HOUSE FILE 232

Campbell of Washington, District 89, asked and received unanimous consent to substitute Senate File 155 for House File 232.

**Senate File 155**, a bill for an act relating to findings of the commission of hospitalization with report of committee recommending passage, was taken up for consideration.

Campbell of Washington, District 89, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 155)

The ayes were, 86:

Alt	Franklin	McElroy	Scott
Anania	Freeman	Mendenhall	Siglin
Andersen	Gluba	Menefee	Small
Bennett	Goode	Middleswart	Sorg
Bergman	Grassley	Millen	Stanley
Blouin	Hansen	Miller	Stokes
Bray	Hill	Moffitt	Strand
Camp	Holden	Mollett	Stromer
Campbell	Husak	Nielsen	Strothman
Clark	Kelly	Norpel	Taylor
Cochran	Kennedy	Nystrom	Tieden
Curtis	Kinley	Patton	Trowbridge
Den Herder	Knoblauch	Pellett	Varley
Dougherty	Knoke	Pelton	Waugh
Doyle	Kreamer	Pierson	Welden
Drake	Kruse	Priebe	Wells
Dunton	Larson	Radl	Willits
Edelen	Lawson	Rodgers	Winkelman
Egenes	Lipsky	Sargisson	Wirtz
Ellsworth	Logemann	Schroeder	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker
Fisher, C. R.	McCormick		

The nays were, 5:

Jesse	Monroe	Rex	Schmeiser
Johnston			

Absent or not voting, 9:

Christensen	Kehe	Schwieger	Skinner
Ewell	Roorda	Shaw	Uban
Hamilton			

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

#### HOUSE FILE 232 WITHDRAWN

Campbell of Washington, District 89, asked and received unanimous consent to withdraw **House File 232** from further consideration by the House.

**House File 675**, a bill for an act relating to the payment of court costs, with report of committee recommending passage, was taken up for consideration.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 675)

The ayes were, 89:

Alt	Freeman	McElroy	Schroeder
Anania	Gluba	Mendenhall	Schwartz
Andersen	Goode	Menefee	Scott
Bennett	Grassley	Middleswart	Small
Bergman	Hansen	Millen	Sorg
Blouin	Hill	Miller	Stanley
Bray	Holden	Moffitt	Stokes
Camp	Husak	Mollett	Strand
Campbell	Jesse	Monroe	Stromer
Clark	Johnston	Nielsen	Strothman
Cochran	Kelly	Norpel	Taylor
Curtis	Kennedy	Nystrom	Tieden
Den Herder	Knoblauch	Patton	Trowbridge
Dougherty	Knoke	Pellett	Varley
Doyle	Kreamer	Pelton	Waugh
Drake	Kruse	Piersen	Welden
Dunton	Larson	Priebe	Wells
Edelen	Lawson	Radl	Willits
Egenes	Lipsky	Rex	Winkelman
Ellsworth	Logemann	Rodgers	Wirtz
Ewell	Mayberry	Sargisson	Wyckoff
Fisher, C. R.	McCormick	Schmeiser	Mr. Speaker
Franklin			

The nays were, none.

Absent or not voting, 11:

Christensen	Kehe	Schwieger	Skinner
Fischer, H. O.	Kinley	Shaw	Uban
Hamilton	Roorda	Siglin	

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

**Senate File 256**, a bill for an act authorizing cities and towns to acquire land by lease for park purposes, and to finance the acquisition or improvement of the leased land by issuing general obligation bonds, with report of committee recommending passage, was taken up for consideration.

Mayberry of Webster, District 30, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 256)

The ayes were, 84:

Anania	Curtis	Fisher, C. R.	Husak
Andersen	Den Herder	Franklin	Jesse
Bennett	Dougherty	Freeman	Johnston
Bergman	Doyle	Gluba	Kennedy
Blouin	Drake	Goode	Kinley
Camp	Dunton	Grassley	Knoblauch
Campbell	Edelen	Hansen	Knoke
Clark	Egenes	Hill	Kreamer
Cochran	Ellsworth	Holden	Kruse

Larson	Moffitt	Rodgers	Strothman
Lawson	Mollett	Sargisson	Taylor
Lipsky	Nielsen	Schroeder	Tieden
Logemann	Norpel	Schwartz	Trowbridge
Mayberry	Nystrom	Scott	Varley
McCormick	Patton	Shaw	Waugh
McElroy	Pellett	Small	Welden
Mendenhall	Pelton	Sorg	Wells
Menefee	Pierson	Stanley	Willits
Middleswart	Priebe	Stokes	Winkelman
Millen	Radl	Strand	Wyckoff
Miller	Rex	Stromer	Mr. Speaker

The nays were, 4:

Bray	Kelly	Monroe	Schmeiser
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Absent or not voting, 12:

Alt	Fischer, H. O.	Roorda	Skinner
Christensen	Hamilton	Schwieger	Uban
Ewell	Kehe	Siglin	Wirtz

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

**Senate File 389**, a bill for an act relating to the place of payment of public bonds, with report of committee recommending passage, was taken up for consideration.

Sorg of Linn, District 47, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 389)

The ayes were, 86:

Alt	Franklin	McElroy	Scott
Anania	Freeman	Mendenhall	Shaw
Andersen	Gluba	Menefee	Skinner
Bennett	Goode	Middleswart	Small
Bergman	Hansen	Millen	Sorg
Blouin	Hill	Miller	Stanley
Bray	Holden	Moffitt	Stokes
Camp	Husak	Mollett	Strand
Campbell	Jesse	Monroe	Stromer
Clark	Johnston	Norpel	Strothman
Cochran	Kelly	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Kinley	Pellett	Trowbridge
Dougherty	Knoblauch	Pierson	Waugh
Doyle	Knoke	Priebe	Welden
Drake	Kreamer	Radl	Wells
Dunton	Kruse	Rodgers	Willits
Edelen	Larson	Sargisson	Winkelman
Egenes	Lawson	Schmeiser	Wirtz
Ellsworth	Lipsky	Schroeder	Wyckoff
Ewell	Logemann	Schwartz	Mr. Speaker
Fisher, C. R.	McCormick		

The nays were, none.

Absent or not voting, 14:

Christensen	Kehe	Rex	Siglin
Fischer, H. O.	Mayberry	Roorda	Uban
Grassley	Nielsen	Schwieger	Varley
Hamilton	Pelton		

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

SENATE FILE 426 SUBSTITUTED FOR HOUSE FILE 555

Kreamer of Polk, District 63, asked and received unanimous consent to substitute Senate File 426 for House File 555.

**Senate File 426**, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property, was taken up for consideration.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 426)

The ayes were, 83:

Anania	Goode	Menefee	Shaw
Bennett	Grassley	Middleswart	Skinner
Blouin	Hansen	Millen	Small
Camp	Hill	Miller	Sorg
Campbell	Holden	Moffitt	Stanley
Clark	Husak	Mollett	Stokes
Cochran	Jesse	Monroe	Strand
Curtis	Johnston	Nielsen	Stromer
Den Herder	Kelly	Norpel	Strothman
Dougherty	Kennedy	Nystrom	Taylor
Doyle	Kinley	Patton	Tieden
Drake	Knoblauch	Pellett	Trowbridge
Dunton	Knoke	Pierson	Varley
Edelen	Kreamer	Priebe	Waugh
Egenes	Kruse	Radl	Wells
Ellsworth	Larson	Rodgers	Willits
Ewell	Lawson	Sargisson	Winkelman
Fischer, H. O.	Lipsky	Schmeiser	Wirtz
Fisher, C. R.	McCormick	Schroeder	Wyckoff
Freeman	McElroy	Schwartz	Mr. Speaker
Gluba	Mendenhall	Scott	

The nays were, none.

Absent or not voting, 17:

Alt	Franklin	Mayberry	Schwieger
Andersen	Hamilton	Pelton	Siglin
Bergman	Kehe	Rex	Uban
Bray	Logemann	Roorda	Welden
Christensen			

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

#### HOUSE FILE 555 WITHDRAWN

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw **House File 555** from further consideration by the House.

#### HOUSE FILE 557 WITHDRAWN

Dougherty of Monroe, District 94, asked and received unanimous consent to withdraw **House File 557** from further consideration by the House.

**Senate File 469**, a bill for an act to legalize and validate the proceedings of the town council of the Town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water, with report of committee recommending passage, was taken up for consideration.

Dougherty of Monroe, District 94, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 469)

The ayes were, 87:

Alt	Fisher, C. R.	McElroy	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Middleswart	Skinner
Bennett	Goode	Millen	Small
Bergman	Grassley	Miller	Sorg
Blouin	Hansen	Moffitt	Stanley
Bray	Hill	Mollett	Stokes
Camp	Holden	Monroe	Strand
Campbell	Husak	Nielsen	Strothman
Clark	Johnston	Norpel	Taylor
Cochran	Kelly	Nystrom	Tieden
Curtis	Kennedy	Patton	Trowbridge
Den Herder	Kinley	Pellett	Varley
Dougherty	Knoblauch	Pierson	Waugh
Doyle	Knoke	Priebe	Welden
Drake	Kreamer	Radl	Wells
Dunton	Kruse	Rex	Willits
Edelen	Larson	Rodgers	Winkelman
Egenes	Lawson	Sargisson	Wirtz
Ellsworth	Lipsky	Schmeiser	Wyckoff
Ewell	Mayberry	Schroeder	Mr. Speaker
Fischer, H. O.	McCormick	Schwartz	

The nays were, none.

## Committee of the Whole

Absent or not voting, 13:

Christensen	Kehe	Pelton	Siglin
Franklin	Logemann	Roorda	Stromer
Hamilton	Mendenhall	Schwieger	Uban
Jesse			

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

Speaker pro tempore Millen in the chair.

## COMMITTEE OF THE WHOLE

(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for school, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering distribution of school aid and funding, and that the Speaker of the House preside as chairman of the committee.

Cochran of Webster, District 29, moved that the motion be amended by striking the words "distribution of school aid and".

Roll call was requested by Cochran of Webster, District 29, and Skinner of Polk, District 60.

On the question "Shall the Cochran amendment to the motion be adopted?"

The ayes were, 32:

Andersen	Gluba	Middleswart	Schmeiser
Blouin	Husak	Monroe	Schwartz
Bray	Jesse	Norpel	Scott
Cochran	Johnston	Patton	Skinner
Dougherty	Kennedy	Priebe	Small
Doyle	Knoblauch	Radl	Wells
Ewell	Larson	Rodgers	Willits
Franklin	McCormick	Sargisson	Wyckoff

The nays were, 54:

Alt	Egenes	Knoke	Miller
Bergman	Ellsworth	Kreamer	Moffitt
Camp	Fischer, H. O.	Kruse	Mollett
Campbell	Fisher, C. R.	Lawson	Nielsen
Clark	Goode	Lipsky	Nystrom
Curtis	Grassley	Logemann	Pellett
Den Herder	Hansen	McElroy	Pelton
Drake	Hill	Mendenhall	Pierson
Edelen	Kelly	Menefee	Rex



## Committee of the Whole

Schroeder	Stokes	Tieden	Winkelman
Shaw	Strand	Trowbridge	Wirtz
Siglin	Stromer	Varley	Speaker
Sorg	Strothman	Waugh	(Millen)
Stanley	Taylor	Welden	

Absent or not voting, 14:

Anania	Freeman	Kehe	Roorda
Bennett	Hamilton	Kinley	Schwieger
Christensen	Harbor	Mayberry	Uban
Dunton	Holden		

Cochran amendment to Varley motion lost.

On the Varley motion, the motion prevailed.

Pierson of Mahaska, District 87, called up for consideration his motion to reconsider filed on April 30, 1971, and moved to reconsider the vote by which sections 1 through 5, as amended, of House File 654 failed to be adopted by the House in committee of the whole on April 30, 1971.

Roll call was requested by Pierson of Mahaska, District 87, and Varley of Adair, District 84.

On the question "Shall the motion prevail?"

The ayes were, 51:

Alt	Hansen	Moffitt	Stokes
Andersen	Hill	Mollett	Strand
Camp	Holden	Nielsen	Stromer
Campbell	Kelly	Nystrom	Strothman
Clark	Knoke	Pellett	Taylor
Curtis	Kreamer	Pelton	Tieden
Den Herder	Kruse	Pierson	Trowbridge
Edelen	Lawson	Rex	Varley
Egenes	Logemann	Schroeder	Waugh
Ellsworth	McElroy	Shaw	Welden
Fisher, C. R.	Mendenhall	Siglin	Winkelman
Goode	Menefee	Sorg	Mr. Speaker
Grassley	Miller	Stanley	(Millen)

The nays were, 31:

Blouin	Husak	Monroe	Schwartz
Bray	Jesse	Norpel	Scott
Cochran	Johnston	Patton	Skinner
Dougherty	Kennedy	Priebe	Small
Doyle	Knoblauch	Radl	Wells
Ewell	Larson	Rodgers	Willits
Franklin	McCormick	Sargisson	Wyckoff
Gluba	Middleswart	Schmeiser	

Absent or not voting, 18:

Anania	Dunton	Kehe	Roorda
Bennett	Fischer, H. O.	Kinley	Schwieger
Bergman	Freeman	Lipsky	Uban
Christensen	Hamilton	Mayberry	Wirtz
Drake	Harbor		

## Committee of the Whole

The motion prevailed.

The committee was recessed until 1 :30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker pro tempore Millen in the chair.

The committee resumed consideration of **House File 654**.

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the Kreamer-Varley amendment filed on April 27, 1971, and found on pages 1127 to 1130 of the House Journal.

Kreamer of Polk, District 63, offered the following amendment filed by him and Varley of Adair, District 84:

Amend House File 654 as follows:

1. Page 5, strike lines 23 through 35, inclusive, strike pages 6, 7, 8, and strike lines 1 through 30, page 9, and insert in lieu thereof the following:

Sec. 7. **ALLOWABLE GROWTH.** To determine the total allowable growth in dollars for each school district each year, the state comptroller shall add together the following amounts:

1. The percent of increase or decrease in taxable property in the district for the current calendar year over the last preceding calendar year, multiplied by the part of the district's allowable general fund budget for the last preceding school year which was raised by property taxes.

2. The percentage growth factor for the state, as determined in section six (6) of this Act, multiplied by the part of the district's allowable general fund budget for the last preceding school year which was raised by state aid.

Sec. 8. **MAXIMUM GENERAL FUND BUDGET AND ADDITIONAL SCHOOL DISTRICT PROPERTY TAX LEVY.** The state comptroller

shall determine the additional school district property tax levy, which is in addition to the foundation property tax levy, as follows:

1. The district cost per student for the current school year ending June thirtieth each year, plus the allowable growth in dollars, shall determine the district cost per student for the school year beginning July first each year.

2. The district cost per student multiplied by the estimated fall enrollment for the school year beginning July first each year, shall determine the maximum general fund budget for the district.

## Committee of the Whole

3. Subject to the maximum millage in section ten (10) of this Act, the maximum general fund budget of the district less the amounts to be received from the school foundation property tax and from state aid shall determine the amount to be raised by the additional school district property tax levy.

No later than December 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. The county auditor or auditors shall spread the additional property tax levy over all the property in the school district.

Sec. 9. SPECIAL FUNDS. A school district which has unique and unusual circumstances which cause its anticipated general fund expenditures to exceed its maximum general fund budget may apply to the school budget review committee for an allotment of any special funds appropriated for this purpose.

Sec. 10. MAXIMUM MILLAGE LEVY. For the purpose of determining the maximum millage a school district may cause to be levied without a referendum, for school years subsequent to the 1972-1973 school year, the state comptroller shall determine the sum of the foundation property tax levy and the additional property tax levy, in mills. When this total millage rate exceeds the district general fund levy in mills for the school year which began July 1, 1972, he shall adjust the district general fund budget so that the millage levy is equal to the millage levy for the school year beginning July 1, 1972, unless the district votes to accept the additional budgeted amount as provided in section eleven (11) of this Act.

Sec. 11. REFERENDUM. If a school district exceeds its maximum millage as provided in section ten (10) of this Act, the school board shall submit to the voters of the school district, at a special election called for that purpose, the question of whether the board shall limit its budget as adjusted by the comptroller, or shall adopt the budget as proposed. The question submitted to the voters shall state clearly the excess school district property tax rate and the school district income tax rate which will result if the board adopts the budget as proposed, and shall state that the same rate of excess property tax and income tax may be imposed for two years.

If a majority of those voting favors limiting the budget, the board of directors of the school district shall alter its budget as adjusted by the state comptroller, and shall certify the corrected budget to the county auditor and the state comptroller.

If a majority of those voting favors adoption of the budget as proposed, the excess amount shall be raised by a combination of property tax and school

## Committee of the Whole

district income tax, as in section twelve (12) of this Act.

**Sec. 12. SCHOOL DISTRICT PROPERTY TAX AND INCOME TAX ON BUDGET EXCESS.** If the voters of a school district favor the adoption of a budget which contains a millage levy in excess of the maximum millage provided in section ten (10) of this Act, the state comptroller shall determine the remaining school district property tax and the school district income tax, based on the excess amount needed, as follows:

1. Determine the total assessed valuation of taxable property in the school district for the 1972 calendar year, the total Iowa net income as defined in section four hundred twenty-two point seven (442.7) of the Code, and the total amount of state individual income tax as shown on the individual tax returns of individuals residing in the school district on December 31, 1971, or at the time of filing for those on other than a calendar year basis and included in the department of revenue 1971 income tax annual statistical report. The director of revenue shall certify to the state comptroller on or before May 1, 1973, the total Iowa net income and total state income tax of individuals residing in each school district on December 31, 1971.

2. Add the total amounts of Iowa net income in the district and the total assessed valuation of taxable property in the district as determined in subsection one (1) of this section, and divide the sum into the excess amount needed. The quotient obtained multiplied by one thousand is the millage rate to be levied in excess of the maximum millage for school general fund purposes for the current school year and the next following school year. Multiply the quotient obtained by the total amount of Iowa net income and divide the result by the amount of the total state income tax for the district as determined in subsection one (1) of this section. The final quotient obtained is the rate of school district income tax and is hereby imposed as a surtax on the amount of state income tax paid on incomes earned in the year of imposition, and in the following year. After the taxes determined under this section have been imposed for two years, a district must hold another election and recompute the tax rates if it votes to exceed its maximum millage.

2. Strike section 8, including lines 2 through 35, inclusive, page 13, and lines 1 through 25, inclusive, page 14, and insert in lieu thereof the following:

If a school board applies to the school budget review committee for an allotment of special funds the committee may make an allotment from any funds appropriated specifically for this purpose, making allowance for prorating the appropriated funds among the districts who apply, in proportion to their needs. The committee,

## Committee of the Whole

in determining whether to grant special funds, shall consider unique and unusual circumstances including, but not limited to, unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems, and shall grant permission for the election only if unique and unusual circumstances exist in the district.

The school budget review committee may call in any county board of education or joint county board of education for the purpose of reviewing its budget as it relates to the individual districts within the county.

3. Renumber sections and correct internal references to section numbers as necessary.

Kreamer of Polk, District 63, offered the following amendment to the amendment filed by him and Varley of Adair, District 84, and moved its adoption:

Amend the Kreamer and Varley amendment to House File 654 filed April 28, 1971, and found on pages 1155 through 1158 of the House Journal, by inserting in line 126 after the word "year" the words ", or in a tax year ending during either year, by individuals residing in the school district on December thirty-first of the year for which the tax is due, or at the time of filing during that year for those on other than a calendar year basis".

The amendment to the amendment was adopted.

Kreamer of Polk, District 63, offered the following amendment to the amendment filed by him and Varley of Adair, District 84, and moved its adoption:

Amend the Kreamer and Varley amendment to House File 654, filed April 28, 1971, and found on pages 1155 through 1158 of the House Journal, as follows:

1. Line 45, insert before the word "property" the word "taxable".

2. Strike lines 131, 132 and 133 and insert in lieu thereof the following:

"2. Strike section 18, including lines 2 through 35, inclusive, page 13, and lines 1 through 25, inclusive, page 14, and insert in lieu thereof the following:

Sec. 18. DUTIES OF COMMITTEE."

The amendment to the amendment was adopted.

Grassley of Butler, District 10, offered the following amendment to the amendment and moved its adoption:

Amend the Kreamer and Varley amendment to House File 654 filed April 28, 1971, and found on pages 1155 through

## Committee of the Whole

1158 of the House Journal, as follows:

1. Line 54, strike the words "without a referendum".
2. Line 64, insert after the word "amount" the words "by imposing a school district income tax".
3. Strike line 73 through 78, inclusive, and insert in lieu thereof the following:

"submitted to the voters shall state clearly that a specified rate of school district income tax will be imposed for two years if the board adopts the budget as proposed."

4. Line 86, strike the words "combination of property tax and".

5. Strike lines 88 through 129, inclusive, and insert in lieu thereof the following:

"Sec. 12. SCHOOL DISTRICT INCOME TAX. If the voters of a school district favor the adoption of a budget which would require moneys in excess of the maximum millage provided in section ten (10) of this Act, the state comptroller shall determine the school district income tax, based on the excess amount needed, as follows:

1. Determine the total amount of state individual income tax as shown on the individual tax returns of persons residing in the school district on December thirty-first of the most recently completed calendar year for which accurate figures are available, or at the time of filing for those on other than a calendar year basis and filing within that calendar year. The director of revenue shall report this amount to the state comptroller.
2. Divide the state individual income tax into the excess amount needed. The quotient obtained is the school district income surtax rate which is imposed on the amount of state individual income tax paid on incomes earned in the year of imposition and in the following year, or in a tax year ending within either year, by individuals residing in the school district on December thirty-first of the year for which the tax is imposed, or at the time of filing during that year for those on other than a calendar year basis. The state comptroller shall certify to the department of revenue the surtax which is imposed for each school district. After the taxes determined under this section have been imposed for two years, a district must hold another election, and recompute the tax rate if it votes to exceed the budget which its maximum millage will raise."

The amendment to the amendment was adopted.

Kreamer of Polk, District 63, moved the adoption of the Kreamer-Varley amendment as amended.

Roll call was requested by Kreamer of Polk, District 63, and Varley of Adair, District 84.

Rule 70 was invoked.

## Committee of the Whole

On the question "Shall the amendment as amended be adopted?"

The ayes were, 45:

Alt	Grassley	Moffitt	Stanley
Andersen	Hansen	Mollett	Stokes
Bergman	Harbor	Nystrom	Strand
Camp	Hill	Pellett	Stromer
Campbell	Jesse	Pelton	Tieden
Clark	Kelly	Pierson	Trowbridge
Doyle	Knoke	Radl	Varley
Drake	Kreamer	Schroeder	Welden
Egenes	Kruse	Shaw	Wirtz
Fischer, H. O.	Lipsky	Siglin	Mr. Speaker
Freeman	Mendenhall	Sorg	(Millen)
Goode	Menefee		

The nays were, 47:

Anania	Fisher, C. R.	McElroy	Schwartz
Bennett	Franklin	Middleswart	Scott
Blouin	Gluba	Miller	Skinner
Bray	Holden	Monroe	Small
Cochran	Husak	Nielsen	Strothman
Curtis	Johnston	Norpel	Taylor
Den Herder	Kennedy	Patton	Waugh
Dougherty	Knoblauch	Priebe	Wells
Dunton	Larson	Rex	Willits
Edelen	Lawson	Rodgers	Winkelman
Ellsworth	Logemann	Sargisson	Wyckoff
Ewell	McCormick	Schmeiser	

Absent or not voting, 8:

Christensen	Kehe	Mayberry	Schwieger
Hamilton	Kinley	Roorda	Uban

The amendment as amended lost.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## REPORT OF COMMITTEE

Holden of Scott, District 75, from the committee on social services, submitted the following report:

MR. SPEAKER: Your committee on social services, to whom was referred **Senate File 345**, a bill for an act to provide protection for the institutional officers at the Iowa security medical facility, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

EDGAR H. HOLDEN, Chairman

REPORT OF COMMITTEE ON  
NONCONTROVERSIAL BILLS

MR. SPEAKER: Your committee on noncontroversial bills begs leave to report that it had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

H. F. 677 COMMITTEE BILL. Relating to corrective amendments to the statute on self-liquidating improvements. By committee on judiciary; Pelton, chairman.

H. F. 660 COMMITTEE BILL. Relating to disabled and retired policemen and firemen. By committee on judiciary; Pelton, chairman.

NATHAN F. SORG, Chairman

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 24, 26, 278, 283, 429 and 470 and Senate Files 149, 183 and 190.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 24, 26, 278, 283, 429 and 470 and Senate Files 149, 183 and 190.

BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of May, 1971, sent to the Governor for his approval: House Files 24, 26, 278, 283, 429 and 470.

ELIZABETH R. MILLER, Chairman

Report adopted.

AMENDMENTS FILED

- 1 Amend Senate File 297, as amended, passed and re-
- 2 printed by the Senate, by adding the following new sec-
- 3 tion:



4 "Any motor vehicle twenty-five years old or older,  
 5 whose owner desires to use the motor vehicle exclusively  
 6 for exhibition or educational purposes at state or  
 7 county fairs, or other places where the motor vehicle may  
 8 be exhibited for entertainment or educational purposes,  
 9 and registered pursuant to section three hundred twenty-  
 10 one point one hundred fifteen (321.115) of the Code,  
 11 shall be exempt from vehicle inspection provided in this  
 12 Act."

PRIEBE of Kossuth, District 6

1 Amend House File 654, page 2, as follows:  
 2 1. Line 21, by inserting after the word "state" the  
 3 words ", divided by the total fall enrollment in the state  
 4 plus the total nonpublic school pupils in grades kindergar-  
 5 ten through twelve in the state,".  
 6 2. Line 22, by striking the words "and dividing" and  
 7 inserting in lieu thereof the word "divided".  
 8 3. Line 23, by striking the words "the sum".  
 9 4. Line 26, by inserting after the word "district"  
 10 the words ", divided by the total fall enrollment in the  
 11 district plus the total nonpublic school pupils in grades  
 12 kindergarten through twelve in the district,".  
 13 5. Line 27, by striking the words "and dividing the  
 14 sum" and inserting in lieu thereof the word ", divided".

PRIEBE of Kossuth, District 6

1 Amend House File 654 by adding the following new sec-  
 2 tions:  
 3 Sec. 28. Section four hundred twenty-two point five  
 4 (422.5), Code 1971, is amended by striking subsections three  
 5 (3) through seven (7), inclusive, and inserting in lieu  
 6 thereof the following:  
 7 3. On the third thousand dollars of taxable income,  
 8 or any part thereof, two and one-half percent.  
 9 4. On the fourth thousand dollars of taxable income,  
 10 or any part thereof, four percent.  
 11 5. On the fifth and sixth thousand dollars of taxable  
 12 income, or any part thereof, five percent.  
 13 6. On the seventh and eighth thousand dollars of  
 14 taxable income, or any part thereof, six percent.  
 15 7. On the ninth and tenth thousand dollars of taxable  
 16 income, or any part thereof, seven percent.  
 17 8. On the eleventh and twelfth thousand dollars of  
 18 taxable income, or any part thereof, eight percent.  
 19 9. On the thirteenth and fourteenth thousand dollars  
 20 of taxable income, or any part thereof, nine percent.  
 21 10. On the fifteenth and sixteenth thousand dollars  
 22 of taxable income, or any part thereof, ten percent.  
 23 11. On the seventeenth and eighteenth thousand dollars  
 24 of taxable income, or any part thereof, eleven percent.  
 25 12. On the nineteenth and twentieth thousand dollars  
 26 of taxable income, or any part thereof, twelve percent.  
 27 13. On all taxable income over twenty thousand dollars

28 and not exceeding fifty thousand dollars, thirteen percent.  
 29 14. On all taxable income over fifty thousand dollars,  
 30 fourteen percent.

31 Sec. 29. Section four hundred twenty-two point sixty-  
 32 nine (422.69), subsection two (2), Code 1971, is amended  
 33 by striking the subsection and inserting in lieu thereof  
 34 the following:

35 2. A "moneys and credits tax replacement fund" is  
 36 created in the office of the treasurer of state. Annually  
 37 on December thirty-first the treasurer of state shall  
 38 transfer four million dollars of moneys credited to the  
 39 general fund under this section to the moneys and credits  
 40 tax replacement fund.

KNOKE of Pottawattamie, District 79

1 Amend House File 654, page 19, by adding after line 20  
 2 the following new section:

3 "Section four hundred twenty-two point nine (422.9),  
 4 subsection two (2), paragraph 'b', Code 1971, is amended  
 5 as follows:

6 b. Add the amount of federal income taxes paid or  
 7 accrued as the case may be, during the tax year, adjusted  
 8 by any federal income tax refunds *and limited to fifty*  
 9 *percent of the taxpayer's net income.* Provided, however,  
 10 that where married persons, who have filed a joint federal  
 11 income tax return, file separately, such total shall be  
 12 divided between them according to the portion thereof paid  
 13 or accrued, as the case may be, by each; and provided  
 14 further that where a taxpayer has used an optional standard  
 15 deduction on his federal return, he shall use the optional  
 16 standard deduction provided for above."

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76  
 COCHRAN of Webster, District 29

1 Amend House File 654, page 19, by adding after line  
 2 20 the following new section:

3 "Section four hundred twenty-two point nine (422.9),  
 4 subsection two (2), paragraph 'b', Code 1971, is amended  
 5 as follows:

6 b. Add the amount of federal income taxes paid or  
 7 accrued as the case may be, during the tax year, adjusted  
 8 by any federal income tax refunds *and limited to twenty*  
 9 *percent of the taxpayer's net income.* Provided, however,  
 10 that where married persons, who have filed a joint federal  
 11 income tax return, file separately, such total shall be  
 12 divided between them according to the portion thereof paid  
 13 or accrued, as the case may be, by each; and provided fur-  
 14 ther that where a taxpayer has used an optional standard  
 15 deduction on his federal return, he shall use the optional  
 16 standard deduction provided for above."

SMALL of Johnson, District 69  
 GLUBA of Scott, District 76

- 1 Amend House File 654, page 19, by adding after line 20
- 2 the following new section:
- 3 "Section four hundred twenty-two point nine (422.9),
- 4 subsection two (2), Code 1971, is amended by striking
- 5 paragraph 'b'."

SMALL of Johnson, District 69  
GLUBA of Scott, District 76

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Tuesday, May 4, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fourteenth Calendar Day—Seventy-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MAY 4, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Allan Wirtz, pastor of the Presbyterian Church, Estherville, Iowa.

The Journal of Monday, May 3, 1971, was approved.

## PRESENTATION OF VISITORS

Middleswart of Warren, District 93, presented to the House Sergeant Jim Willhoft of Inglewood, California. Sergeant Willhoft spent three years in Viet Nam and has received three Purple Hearts, Army Commendation Award and the Bronze Star for Valor.

The Speaker announced that the following visitors were present in the House chamber :

Thirty-two sixth grade students from Ventura School, Ventura, Iowa, accompanied by their teachers, Mrs. Bierman, Miss Nyhus and Mr. Diddy. By Stromer of Hancock, District 8, and Scott of Cerro Gordo, District 18.

Twenty-nine sixth grade students from Hubbell School, Des Moines, Iowa, accompanied by their teacher, Mrs. Johnson. By Hill of Polk, District 62.

Sixty-five sixth grade students from Fairview School, Grinnell, Iowa, accompanied by their teachers, Audrey Pedersen, Ken Conner and Martha Vogt. By Strand of Poweshiek, District 68.

One hundred thirty junior and senior high students from Beckman High School, Dyersville, Iowa, accompanied by Brother Michael Palmer. By Taylor of Dubuque, District 51.

Thirty-three seventh grade students from West Central School, Maynard, Iowa, accompanied by their teachers, Mr. Sampson and Mr. Miller. By Menefee of Fayette, District 19.

Thirty-five government class students from Harmony Community School, Farmington, Iowa, accompanied by their teacher, Mr. Walton. By Millen of Van Buren, District 99.

Five government class students from South Tama School, Tama, Iowa, accompanied by John and Rhea Carey. By Husak of Tama, District 41.

Ten Camp Fire girls from Newton, Iowa, accompanied by their teacher, Mrs. Kaloupek. By Roorda of Jasper, District 67.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Pierson of Mahaska, District 87, from thirty-four residents of Mahaska County favoring the Iowa meat and poultry inspection law and opposing Senate File 351.

By Larson of Story, District 34, from six residents of Story County favoring an appropriation of \$500,000 for the Upper Iowa Scenic River project.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of reports of committees on Senate File 345, under Rule 35.

#### INTRODUCTION OF BILL

**House File 679**, by Pelton, a bill for an act relating to the powers and duties of the budget and financial control committee and the legislative fiscal director.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 92**, a bill for an act relating to dog license fees and disposition of dogs by counties.

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

**Senate File 262**, a bill for an act establishing a radiation control program, providing penalties for violation of provisions of this Act, and making an appropriation therefor.

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

**Senate File 308**, a bill for an act relating to delegates to political party caucuses and conventions.

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

**Senate File 325**, a bill for an act relating to escheat of unclaimed postal savings system accounts.

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

**Senate File 355**, a bill for an act relating to the tax levy for county hospitals in counties having a population of two hundred twenty-five thousand or more.

Read first time and referred to committee on **ways and means.**

**Senate File 461**, a bill for an act relating to supreme court officers and employees and their duties, including court administration, as directed by the supreme court.

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

**Senate File 480**, a bill for an act prohibiting the sale, offer for sale, and distribution of teasel or seeds, making teasel a noxious weed, and providing a penalty.

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

#### SIFTING COMMITTEE APPOINTED

Pursuant to Rule 55, the Speaker propounded the question to the House "Shall a sifting committee be appointed at this time?"

On the question, the vote disclosed that the House favors the appointment of a sifting committee.

The Speaker announced the appointment of the following members to the sifting committee:

Varley of Adair, Chairman  
Drake of Muscatine, Ranking Member  
Cochran of Webster, Ranking Minority Member  
Alt of Polk  
Camp of Clinton  
Dougherty of Monroe  
Ewell of Black Hawk  
Fischer of Grundy  
Franklin of Polk  
Grassley of Butler  
Holden of Scott  
Welden of Hardin

Varley of Adair, District 84, moved that the following categories be exempt from the sifting committee calendar:

1. Unfinished business.
2. House Files amended by the Senate.

## Committee of the Whole

3. House and Senate Files that are governed by the joint rules of the General Assembly.
4. Motions to reconsider.
5. Conference committee reports, also bills in conference committee.
6. Appropriations calendar.
7. Ways and means calendar.
8. Bills, resolutions or reports originating with the rules committee.
9. Noncontroversial calendar.
10. Steering calendar.

As of today all bills not exempt are under the jurisdiction of the sifting committee.

The motion prevailed.

TEMPORARY REPLACEMENT TO  
APPROPRIATIONS SUBCOMMITTEE

Representative John Camp, chairman of the committee on appropriations, announced that Representative Laverne W. Schroeder of Pottawattamie, District 54, will temporarily replace Representative Howard A. Hamilton of Cedar, District 72, as a member on the subcommittee on transportation of the committee on appropriations.

COMMITTEE OF THE WHOLE  
(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for school, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering revenue measures, and that the Speaker of the House preside as chairman of the committee.

Holden of Scott, District 75, called up for consideration section 9 of House File 654.

Cochran of Webster, District 29, moved that action on section 9 be deferred.

Skinner of Polk, District 60, asked for unanimous consent that he be excused for the remainder of the day.

Varley of Adair, District 84, objected.

On the Cochran motion, roll call was requested by Cochran of Webster, District 29, and Blouin of Dubuque, District 49.

## Committee of the Whole

On the question "Shall action on section 9 be deferred?"

The ayes were, 34:

Anania	Gluba	Middleswart	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Small
Cochran	Johnston	Patton	Uban
Dougherty	Kennedy	Priebe	Waugh
Doyle	Kinley	Rodgers	Wells
Dunton	Knoblauch	Sargisson	Willits
Ewell	Larson	Schmeiser	Wyckoff
Franklin	Mayberry		

The nays were, 56:

Alt	Fisher, C. R.	Miller	Siglin
Andersen	Freeman	Moffitt	Sorg
Bergman	Goode	Mollett	Stanley
Camp	Grassley	Nielsen	Stokes
Campbell	Hansen	Nystrom	Strand
Christensen	Hill	Pellett	Strothman
Clark	Holden	Pelton	Taylor
Curtis	Knoke	Pierson	Tieden
Den Herder	Kreamer	Radl	Trowbridge
Drake	Kruse	Rex	Varley
Edelen	McElroy	Roorda	Welden
Egenes	Mendenhall	Schroeder	Winkelman
Ellsworth	Menefee	Schwieger	Wirtz
Fischer, H. O.	Millen	Shaw	Mr. Speaker

Absent or not voting, 10:

Bennett	Kelly	Logemann	Skinner
Hamilton	Lawson	McCormick	Stromer
Kehe	Lipsky		

The motion lost.

Holden of Scott, District 75, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 7, line 18, by striking the figures "1970-1971" and inserting in lieu thereof the figures "1971-1972".
2. Page 7, line 29, by striking the figures "1970" and inserting in lieu thereof the figures "1971".
3. Page 7, line 34, by striking the figures "1969" and inserting in lieu thereof the figures "1970".
4. Page 8, line 3, by striking the words and figures "May 1, 1971" and inserting in lieu thereof the word and figures "November 1, 1971".
5. Page 8, line 5, by striking the figures "1969" and inserting in lieu thereof the figures "1970".

The amendment was adopted.



## Committee of the Whole

Holden of Scott, District 75, offered the following amendment in committee of the whole and moved its adoption :

Amend House File 654, page 8, line 1, by striking the figures "1969" and inserting in lieu thereof the figures "1970".

The amendment was adopted.

Holden of Scott, District 75, moved the adoption of section 9 of House File 654 as amended.

Roll call was requested by Holden of Scott, District 75, and Varley of Adair, District 84.

On the question "Shall section 9, as amended, be adopted?"

The ayes were, 42:

Bergman	Holden	Nielsen	Stokes
Camp	Kehe	Pellett	Strand
Campbell	Knoblauch	Pierson	Stromer
Christensen	Kruse	Radl	Strothman
Curtis	Logemann	Rex	Taylor
Den Herder	McElroy	Rodgers	Tieden
Fisher, C. R.	Mendenhall	Roorda	Waugh
Freeman	Menefee	Schwieger	Welden
Goode	Miller	Scott	Winkelman
Grassley	Moffitt	Siglin	Wirtz
Hansen	Mollett		

The nays were, 51:

Alt	Egenes	Knoke	Schmeiser
Anania	Ellsworth	Kreamer	Schwartz
Andersen	Ewell	Larson	Shaw
Bennett	Fischer, H. O.	Lawson	Small
Blouin	Franklin	Lipsky	Stanley
Bray	Gluba	Mayberry	Trowbridge
Clark	Hill	McCormick	Uban
Cochran	Husak	Millen	Varley
Dougherty	Jesse	Monroe	Wells
Doyle	Johnston	Norpel	Willits
Drake	Kelly	Nystrom	Wyckoff
Dunton	Kennedy	Patton	Mr. Speaker
Edelen	Kinley	Sargisson	

Absent or not voting, 7:

Hamilton	Pelton	Schroeder	Sorg
Middleswart	Priebe	Skinner	

Section 9, as amended, lost.

MOTION TO RECONSIDER PREVAILS  
(Kreamer-Varley Amendment as Amended)

Holden of Scott, District 75, moved to reconsider the vote by which the Kreamer-Varley amendment, as amended, failed to be

## Committee of the Whole

adopted in committee of the whole on May 3, 1971.

A non-record roll call was requested.

The ayes were 58, nays 34.

The motion prevailed.

Kreamer of Polk, District 63, moved the adoption of the Kreamer-Varley amendment, as amended, on May 3, 1971, and found on pages 1242 through 1246 of the House Journal.

Roll call was requested by Kreamer of Polk, District 63, and Varley of Adair, District 84.

On the question "Shall the amendment as amended be adopted?"

The ayes were, 58:

Alt	Freeman	Miller	Sorg
Andersen	Goode	Moffitt	Stanley
Bennett	Grassley	Mollett	Stokes
Bergman	Hansen	Nielsen	Strand
Camp	Holden	Nystrom	Stromer
Campbell	Kehe	Pellett	Strothman
Christensen	Kelly	Pelton	Taylor
Clark	Knoke	Pierson	Tieden
Curtis	Kreamer	Radl	Trowbridge
Drake	Kruse	Rex	Varley
Edelen	Logemann	Schroeder	Welden
Egenes	McElroy	Schwieger	Winkelman
Ellsworth	Mendenhall	Shaw	Wirtz
Fischer, H. O.	Menefee	Siglin	Mr. Speaker
Fisher, C. R.	Millen		

The nays were, 35:

Anania	Gluba	Mayberry	Schmeiser
Blouin	Hill	McCormick	Schwartz
Bray	Husak	Middleswart	Scott
Cochran	Johnston	Monroe	Small
Dougherty	Kennedy	Norpel	Uban
Doyle	Kinley	Patton	Wells
Dunton	Knoblauch	Priebe	Willits
Ewell	Larson	Rodgers	Wyckoff
Franklin	Lawson	Sargisson	

Absent or not voting, 7:

Den Herder	Jesse	Roorda	Waugh
Hamilton	Lipsky	Skinner	

The amendment as amended was adopted.

Holden of Scott, District 75, moved the adoption of sections 10, 11, 12, 13, 14 and 16 of House File 654 as amended.

The motion prevailed and the sections were adopted.

## Committee of the Whole

Speaker pro tempore Millen in the chair at 11:30 a.m.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him:

Amend House File 654 by adding the following new sections:

Sec. 28. Section four hundred twenty-two point five (422.5), Code 1971, is amended by striking subsections three (3) through seven (7), inclusive, and inserting in lieu thereof the following:

3. On the third thousand dollars of taxable income, or any part thereof, two and one-half percent.

4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.

5. On the fifth and sixth thousand dollars of taxable income, or any part thereof, five percent.

6. On the seventh and eighth thousand dollars of taxable income, or any part thereof, six percent.

7. On the ninth and tenth thousand dollars of taxable income, or any part thereof, seven percent.

8. On the eleventh and twelfth thousand dollars of taxable income, or any part thereof, eight percent.

9. On the thirteenth and fourteenth thousand dollars of taxable income, or any part thereof, nine percent.

10. On the fifteenth and sixteenth thousand dollars of taxable income, or any part thereof, ten percent.

11. On the seventeenth and eighteenth thousand dollars of taxable income, or any part thereof, eleven percent.

12. On the nineteenth and twentieth thousand dollars of taxable income, or any part thereof, twelve percent.

13. On all taxable income over twenty thousand dollars and not exceeding fifty thousand dollars, thirteen percent.

14. On all taxable income over fifty thousand dollars, fourteen percent.

Sec. 29. Section four hundred twenty-two point sixty-nine (422.69), subsection two (2), Code 1971, is amended by striking the subsection and inserting in lieu thereof the following:

2. A "moneys and credits tax replacement fund" is created in the office of the treasurer of state. Annually on December thirty-first the treasurer of state shall transfer four million dollars of moneys credited to the general fund under this section to the moneys and credits tax replacement fund.

Goode of Davis, District 98, moved that action on the Knoke amendment be deferred.

## Committee of the Whole

Roll call was requested by Varley of Adair, District 84, and Holden of Scott, District 75.

On the question "Shall action on the Knoke amendment be deferred?"

The ayes were, 12:

Goode	Menefee	Schwartz	Taylor
Kehe	Patton	Stanley	Tieden
Mendenhall	Pierson	Stokes	Welden

The nays were, 70:

Alt	Egenes	Lipsky	Schroeder
Anania	Ellsworth	Logemann	Scott
Andersen	Fisher, C. R.	Mayberry	Shaw
Bennett	Franklin	McCormick	Small
Bergman	Gluba	McElroy	Strand
Blouin	Grassley	Middleswart	Stromer
Bray	Hansen	Miller	Strothman
Campbell	Hill	Moffitt	Trowbridge
Christensen	Husak	Mollett	Uban
Clark	Jesse	Monroe	Varley
Cochran	Johnston	Norpel	Waugh
Curtis	Kelly	Nystrom	Wells
Den Herder	Kinley	Pellett	Willits
Dougherty	Knoblauch	Rex	Winkelman
Doyle	Knoke	Rodgers	Wyckoff
Drake	Kreamer	Roorda	Mr. Speaker
Dunton	Kruse	Sargisson	(Millen)
Edelen	Larson	Schmeiser	

Absent or not voting, 18:

Camp	Harbor	Pelton	Siglin
Ewell	Holden	Priebe	Skinner
Fischer, H. O.	Kennedy	Radl	Sorg
Freeman	Lawson	Schwieger	Wirtz
Hamilton	Nielsen		

The motion to defer lost.

The committee was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker pro tempore Millen in the chair.

Cochran of Webster, District 29, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Knoke amendment to House File 654, filed May 3, by striking all of lines three through forty and inserting in lieu thereof the Cochran, et al., amendment, filed April 22, 1971, and found on pages 1062 to 1070 of the House Journal.

## Committee of the Whole

Speaker Harbor in the chair at 2:25 p.m.

Roll call was requested by Cochran of Webster, District 29, and Uban of Black Hawk, District 38.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 44:

Anania	Fisher, C. R.	Mayberry	Schwartz
Bennett	Franklin	McCormick	Scott
Blouin	Gluba	Menefee	Small
Bray	Husak	Middleswart	Strand
Christensen	Jesse	Monroe	Tieden
Cochran	Johnston	Nielsen	Uban
Den Herder	Kennedy	Patton	Waugh
Dougherty	Kinley	Priebe	Wells
Doyle	Knoblauch	Rodgers	Willits
Dunton	Larson	Sargisson	Winkelman
Ewell	Logemann	Schmeiser	Wyckoff

The nays were, 47:

Alt	Hansen	Millen	Siglin
Andersen	Hill	Miller	Sorg
Bergman	Holden	Moffitt	Stanley
Campbell	Kehe	Mollett	Stokes
Clark	Kelly	Nystrom	Strothman
Curtis	Knoke	Pellett	Taylor
Edelen	Kreamer	Pierson	Trowbridge
Egenes	Kruse	Rex	Varley
Ellsworth	Lawson	Roorda	Welden
Fischer, H. O.	Lipsky	Schroeder	Wirtz
Freeman	McElroy	Schwieger	Mr. Speaker
Grassley	Mendenhall	Shaw	

Absent or not voting, 9:

Camp	Hamilton	Pelton	Skinner
Drake	Norpel	Radl	Stromer
Goode			

The amendment to the amendment lost.

Uban of Black Hawk, District 38, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Knoke amendment to House File 654, filed May 3, 1971, by striking all of the amendment, and inserting in lieu thereof the contents of the amendment by Uban, et al., filed April 29, 1971, to House File 654, and found on pages 1202 to 1216 of the House Journal.

Roll call was requested by Uban of Black Hawk, District 38, and the Speaker.

## Committee of the Whole

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 34:

Anania	Franklin	Larson	Sargisson
Bennett	Gluba	Mayberry	Schwartz
Blouin	Hansen	McCormick	Scott
Bray	Husak	Middleswart	Small
Cochran	Jesse	Monroe	Uban
Dougherty	Johnston	Patton	Wells
Doyle	Kennedy	Priebe	Willits
Dunton	Kinley	Rodgers	Wyckoff
Ewell	Knoblauch		

The nays were, 56:

Alt	Fisher, C. R.	Menefee	Sorg
Andersen	Grassley	Miller	Stanley
Bergman	Hill	Moffitt	Stokes
Camp	Holden	Mollett	Strand
Campbell	Kehe	Nielsen	Stromer
Christensen	Kelly	Nystrom	Strothman
Clark	Knoke	Pellett	Taylor
Curtis	Kreamer	Pelton	Trowbridge
Den Herder	Kruse	Pierson	Varley
Drake	Lawson	Rex	Waugh
Edelen	Lipsky	Roorda	Welden
Egenes	Logemann	Schwieger	Winkelman
Ellsworth	McElroy	Shaw	Wirtz
Fischer, H. O.	Mendenhall	Siglin	Mr. Speaker

Absent or not voting, 10:

Freeman	Millen	Schmeiser	Skinner
Goode	Norpel	Schroeder	Tieden
Hamilton	Radl		

The amendment to the amendment lost.

Knoke of Pottawattamie, District 79, moved the adoption of his amendment.

Roll call was requested by Knoke of Pottawattamie, District 79, and Varley of Adair, District 84.

On the question "Shall the amendment be adopted?"

The ayes were, 67:

Andersen	Dougherty	Kelly	Miller
Bennett	Doyle	Knoblauch	Moffitt
Bergman	Dunton	Knoke	Mollett
Blouin	Edelen	Kruse	Monroe
Bray	Egenes	Larson	Nielsen
Camp	Ellsworth	Logemann	Nystrom
Campbell	Ewell	Mayberry	Pellett
Christensen	Fisher, C. R.	McCormick	Pelton
Clark	Grassley	Mendenhall	Pierson
Cochran	Hansen	McElroy	Rex
Curtis	Holden	Menefee	Rodgers
Den Herder	Jesse	Middleswart	Roorda

## Committee of the Whole

Sargisson	Siglin	Taylor	Wells
Schmeiser	Stokes	Tieden	Willits
Schwartz	Strand	Uban	Winkelman
Schwieger	Stromer	Varley	Wirtz
Scott	Strothman	Waugh	

The nays were, 24:

Alt	Gluba	Kreamer	Small
Anania	Hill	Lawson	Stanley
Drake	Husak	Lipsky	Trowbridge
Fischer, H. O.	Johnston	Patton	Welden
Franklin	Kehe	Priebe	Wyckoff
Freeman	Kennedy	Shaw	Mr. Speaker

Absent or not voting, 9:

Goode	Millen	Radl	Skinner
Hamilton	Norpel	Schroeder	Sorg
Kinley			

The amendment was adopted.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 119, a bill for an act relating to the salary of municipal court judges.

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

Senate File 138, a bill for an act relating to establishing a chiropractic examining board fund.

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

Senate File 199, a bill for an act prohibiting advertising practices by chiropractors.

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

Senate File 392, a bill for an act relating to hog cholera and swine diseases.

CARROLL A. LANE, Secretary

## AMENDMENTS FILED

1 Amend the Senate amendment to House File 172, as  
 2 amended, passed by the House, and reprinted, appearing  
 3 on pages 998 through 1004 of the House Journal, as  
 4 follows:

5 1. Line 11, by striking the word "January" and  
 6 inserting in lieu thereof the word "July".

7 2. Line 23, by striking the word "January" and  
 8 inserting in lieu thereof the word "July".

9 3. Line 182, by striking the number "1971" and  
 10 inserting in lieu thereof the number "1972".

11 4. Line 199, by striking the number "1971" and  
 12 inserting in lieu thereof the number "1972".

13 5. Line 300, by striking the word "January" and  
 14 inserting in lieu thereof the word "July".

15 6. Line 309, by striking the words and numbers  
 16 "December 31, 1971" and inserting in lieu thereof  
 17 the words and numbers "June 30, 1972".

18 7. Line 314, by striking the words and numbers  
 19 "December 31, 1971" and inserting in lieu thereof  
 20 the words and numbers "June 30, 1972".

21 8. Line 315, by striking the word "January" and  
 22 inserting in lieu thereof the word "July".

23 9. Line 323, by striking the word "January" and  
 24 inserting in lieu thereof the word "July".

FISCHER of Grundy, District 35  
 ANANIA of Polk, District 65

1 Amend the Senate amendment to House File 172, line  
 2 225, by inserting after the word "licensee" the  
 3 following: "and class 'B' beer permittee".

FISHER of Greene, District 56  
 DRAKE of Muscatine, District 71

1 Amend House File 271, page 2, line 20 by in-  
 2 serting after the words "*railway facility*," the  
 3 words "*including locomotive or caboose*".

PIERSON of Mahaska, District 87

1 Amend the Senate amendment to House File 399 by  
 2 adding thereto the following:

3 Further amend House File 399 by adding thereto  
 4 the following new section:

5 "Section nineteen A point three (19A.3),  
 6 subsection one (1), Code 1971, is amended as  
 7 follows:

8 1. [The] *All employees of the highway commission,*  
 9 *the general assembly, employees of the general*  
 10 *assembly, other officers elected by popular vote,*  
 11 *and persons appointed to fill vacancies in elective*  
 12 *offices."*

MENDENHALL of Allamakee, District 13

1 Amend House File 571 as follows:

2 1. Page 6, by adding after line 5 the following new



3 sections:

4 "Sec. 9. CIVIL SUIT TO DETERMINE OBSCENITY. Whenever  
5 the county attorney of any county has reasonable cause to  
6 believe that any person is engaged or plans to engage in  
7 the sale or commercial exhibition or distribution within  
8 his county of any obscene book, pamphlet, leaflet, paper,  
9 magazine, painting, drawing, etching, engraving, print,  
10 sculpture, carving, bas relief, slide, motion picture film  
11 or other graphic or plastic reproduction or representation,  
12 any or all of which for purposes of this Act are  
13 designated 'challenged material', he may institute a civil  
14 proceeding in the district court of the county for an  
15 adjudication regarding the obscenity of the challenged  
16 material.

17 Sec. 10. FILING OF PETITION—CONTENTS. The proceeding  
18 shall be instituted by filing with the court a petition  
19 directed against the challenged material by name or  
20 description and shall allege the obscene nature of the  
21 challenged material, and list the names and addresses, if  
22 known, of the artist, author, producer, publisher, manu-  
23 facturer, distributor and, so far as they be known, all  
24 other persons interested in its sale or commercial  
25 exhibition or distribution, any or all of whom are for  
26 purposes of this Act designated 'parties in interest'.

27 Sec. 11. EXAMINATION OF CHALLENGED MATERIAL—  
SUBPOENA

28 TO OBTAIN. Upon the filing of a petition pursuant to this  
29 Act the court shall immediately examine the challenged  
30 material. If the challenged material cannot be made avail-  
31 able by the petitioner, the court shall issue a subpoena  
32 duces tecum to obtain the material for examination and any  
33 person served with such a subpoena within this state who  
34 has the challenged material in his possession or control  
35 shall produce it immediately or as soon as practicable.  
36 The subpoena shall require the production of such  
37 challenged material as may come within the possession or  
38 control of the person within sixty days after the subpoena  
39 is served upon him unless the court has in the interim  
40 examined the challenged material.

41 In determining whether the challenged material can be  
42 made available by the petitioner, no consideration may be  
43 given to the fact that petitioner, could purchase the  
44 challenged material if its cost would exceed fifteen  
45 dollars and the petition so states.

46 Sec. 12. ADVERSARY HEARING. If the court, upon  
47 examination, finds no probable cause to believe the  
48 challenged material obscene it shall dismiss the petition;  
49 but if the court finds such probable cause it shall set a  
50 time and place of hearing for an adversary determination  
51 of the obscenity of the challenged material. The court  
52 shall, within forty-eight hours after the challenged  
53 material is examined, issue a notice of such hearing, which  
54 notice shall:

55 1. Be addressed to all parties in interest to the

56 proceedings.

57 2. Describe the challenged material with reasonable  
58 certainty.

59 3. Summon the parties in interest and all others whom  
60 it may concern to appear before the court at a place and  
61 time named in the notice, which time shall not be less  
62 than five nor more than fifteen days after examination of  
63 the challenged material by the court.

64 4. Be signed by the presiding judge.

65 Sec. 13. NOTICE OF HEARING. The notice of hearing  
66 shall be served at least three days prior to the hearing,  
67 and in the following manner:

68 1. By publication of the notice in two successive  
69 issues in a newspaper of general circulation within the  
70 county, in which the proceeding is filed.

71 2. By personal service of the notice upon those  
72 parties in interest who are residents of the county, or,  
73 if personal service cannot be accomplished, by leaving  
74 copies of the notice at the last known residences of those  
75 parties, with adult members of their families if possible.

76 3. By mailing a copy of the notice by registered mail  
77 to the last known addresses of those parties in interest  
78 who are not residents of the county.

79 Sec. 14. RESTRAINING ORDER—HOW SET ASIDE. When  
80 hearing is set pursuant to this Act, the court may issue a  
81 temporary restraining order against the sale or distribu-  
82 tion of the challenged material. The order shall continue  
83 in effect until a determination of the obscenity of the  
84 challenged material is made by the court unless  
85 previously set aside pursuant to this section. The court  
86 shall cause a copy of the temporary restraining order to be  
87 served immediately upon the parties in interest in the  
88 manner provided in section thirteen (13), subsections two  
89 (2) and three (3) of this Act. Any person aggrieved by  
90 issuance of the order may contest it by filing with the  
91 court an application to set aside the order and by causing  
92 a copy of the application to be served upon the county  
93 attorney.

94 Sec. 15. ANSWERS FILED. On or before the date of  
95 hearing, the parties in interest, and any other person  
96 having or claiming any interest in the commercial distribu-  
97 tion of the challenged material, may appear and file an  
98 answer. The court may by order permit any other party to  
99 appear and file an answer amicus curiae.

100 Sec. 16. EX PARTE IF NO ANSWER FILED. If no one appears  
101 and files an answer on or before the hearing date, the  
102 court shall hear the matter ex parte, receiving in evidence  
103 the challenged material and such other matter as may be  
104 offered or as the court may deem proper. Should the court  
105 after such hearing find the challenged material to be  
106 obscene, it shall order the clerk of court to enter judg-  
107 ment accordingly, but the court in its discretion may  
108 except from the judgment a specified category of persons  
109 to whom the challenged material may be shown, sold, or

110 distributed.

111 Sec. 17. EVIDENCE CONSIDERED. The court shall conduct  
112 the hearing in accordance with the rules of civil pro-  
113 cedure applicable to the trial of cases without a jury.  
114 At the hearing the court shall consider the challenged  
115 material, and receive into evidence in addition to other  
116 competent evidence, the offered testimony of experts  
117 pertaining to:

118 1. The artistic, literary, medical, scientific,  
119 cultural, and educational values, if any, of the challenged  
120 material.

121 2. The degree of public acceptance of the challenged  
122 material or material of similar character, within the county  
123 in which the proceeding is brought.

124 3. The intent of the author, artist, producer,  
125 publisher, or manufacturer in creating the challenged  
126 material.

127 4. The reputation of the artist, producer, publisher,  
128 author, or manufacturer.

129 5. The advertising promotion and other circumstances  
130 relating to the sale of the challenged material.

131 6. The nature of classes of persons, including scholars,  
132 scientists, artists, and physicians, for whom the  
133 challenged material may not have prurient appeal, and who  
134 may be subject to exception pursuant to section sixteen (16)  
135 of this Act.

136 Sec. 18. WRITTEN FINDING BY COURT. In making a  
137 decision on the obscenity of the challenged material the  
138 court shall consider, among other things, the evidence  
139 offered pursuant to section (17) of this Act, if  
140 any, and shall make a written determination upon every  
141 consideration relied upon in the proceeding in its findings  
142 of fact and conclusions of law or in a memorandum  
143 accompanying them.

144 Sec. 19. JUDGMENT CONTENTS. If the court finds the  
145 challenged material not obscene, it shall order the clerk  
146 of court to enter judgment accordingly. If the court finds  
147 the challenged material to be obscene, it shall order the  
148 clerk to enter judgment that the challenged material is  
149 obscene, but in its discretion may except from its judgment  
150 a specified category of persons to whom the challenged  
151 material may be shown, sold, or distributed.

152 Sec. 20. KNOWLEDGE OF OBSCENITY PRESUMED. While a  
153 temporary restraining order made pursuant to section four-  
154 teen (14) of this Act is in effect, or after the entry of a  
155 judgment pursuant to sections sixteen (16) or nineteen (19)  
156 of this Act, any party in interest upon whom a temporary  
157 restraining order is served or against whom a judgment has  
158 been entered who publishes, sells, rents, lends, transports  
159 in intrastate commerce, or commercially distributes or  
160 exhibits the challenged material, or has the challenged  
161 material in his possession with intent to exhibit, publish,  
162 sell, rent, lend, transport in intrastate commerce, or  
163 commercially distribute or exhibit the same, is presumed to

164 have knowledge that the challenged material is obscene  
165 under this Act.

166 Sec. 21. APPEAL. Any party to the proceeding, including  
167 the petitioner, may appeal from the judgment of the court  
168 to the supreme court, as provided by law.

169 Sec. 22. CIVIL SUIT NOT NECESSARY TO CRIMINAL SUIT.  
170 The petition and civil proceeding authorized under this Act,  
171 relating to challenged material, shall be intended only to  
172 establish the nature of the material in cases where such  
173 establishment is thought to be useful or desirable by the  
174 petitioner; and proceedings under this Act shall not be  
175 construed to be a necessary prerequisite to the filing of  
176 criminal charges.

177 Sec. 23. EFFECT OF JUDGMENT. When judgment that any  
178 challenged material is obscene has been entered pursuant to  
179 sections sixteen (16) or nineteen (19) of this Act,  
180 examples or copies of material so adjudged shall thereafter  
181 be subject to discovery and seizure anytime and anywhere in  
182 Iowa, pursuant to chapter seven hundred fifty-one (751) of  
183 the Code."

KNOKE of Pottawattamie, District 79  
KREAMER of Polk, District 63  
REX of Hamilton, District 31  
SHAW of Scott, District 78  
LOGEMANN of Cerro Gordo, District 7  
MENDENHALL of Allamakee, District 13  
HANSEN of Black Hawk, District 37  
SORG of Linn, District 47  
WIRTZ of Palo Alto, District 16  
TROWBRIDGE of Floyd, District 9  
MOLLETT of Pottawattamie, District 80  
ANDERSEN of Woodbury, District 61  
DEN HERDER of Sioux, District 1  
MOFFITT of Appanoose, District 96  
WINKELMAN of Calhoun, District 26  
EDELLEN of Emmet, District 5

1 Amend the Kreamer and Varley amendment to House  
2 File 654, lines 3 and 4, by striking the words "pages  
3 6, 7, 8, and strike lines 1 through 30, page 9" and  
4 insert in lieu thereof the following: "page 6 and  
5 lines 1 through 10, page 7".

HOLDEN of Scott, District 75

1 Amend House File 654, lines 22 through 32, page  
2 16, as follows:  
3 Sec. 22. Section four hundred twenty-two point  
4 sixty-nine (422.69), subsection five (5), Code  
5 1971, is amended as follows:  
6 5. During the last quarter of each fiscal year  
7 an amount equal to ten percent of the net receipts  
8 from [two-thirds] *one-half* of the sales tax collected  
9 under division IV of this chapter for the fiscal  
10 year, less the amount transferred during such  
11 fiscal year for motor vehicle registration plates,

12 shall be transferred to the road use tax fund  
13 created by section 312.1. The remainder of the net  
14 receipts from the sales [tax shall be credited to  
15 the general fund] *tax shall be credited to the street*  
16 *construction fund of the cities and towns created*  
17 *by section 312.1.*

GOODE of Davis, District 98

1 Amend House File 659 by adding after the word  
2 "commission" on page 5, line 8, the following:  
3 "; provided, however, that the aggregate  
4 liability of the surety for all breaches of the  
5 conditions of the bond shall, in no event, exceed  
6 the sum of such bond".

KNOBLAUCH of Carroll, District 28

On motion by Varley of Adair, District 84, the House adjourned  
until 8:30 a.m., Wednesday, May 5, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifteenth Calendar Day—Seventy-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MAY 5, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend R. Ward Holder, pastor of the Argo United Presbyterian Church, LeClaire, Iowa.

The Journal of Tuesday, May 4, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Twenty-three National Honor Society students from Nishna Valley High Consolidated School, Hastings, Iowa, accompanied by their teacher, Mrs. Myrna Johnson. By Harbor of Mills, District 81.

Twenty-six fifth grade students from West Bend Community School, West Bend, Iowa, accompanied by their teachers, Miss Greimann, Mrs. Scukker and Mr. Olson. By Wirtz of Palo Alto, District 16, and Priebe of Kossuth, District 6.

Thirty eighth grade students from St. Bernard School, Breda, Iowa, accompanied by their teacher, Sister Rose Ellen. By Knoblauch of Carroll, District 28.

Seventeen government class students from Bayard High School, Bayard, Iowa, accompanied by their teacher, Mr. Gilson. By Fisher of Greene, District 56.

Sixteen sixth grade students from St. Thomas Aquinas School, Webster City, Iowa, accompanied by their teacher, Sister Lucy. By Rex of Hamilton, District 31.

Twenty-five students from Foreign Student Club members and Library Assistants from Grundy Center High School, Grundy Center, Iowa, accompanied by their teacher, Mrs. Troyce Fisher. By Fischer of Grundy, District 35.

Thirty-nine sixth grade students from Lamoni Community School,

Lamoni, Iowa, accompanied by their teachers, Mrs. Edwards and Mrs. Harris. By Christensen of Union, District 95.

One hundred forty senior students from Monticello Community School, Monticello, Iowa, accompanied by their teachers, Ken Weber, Paul Denny and John Cook. By McCormick of Delaware, District 48.

Eleven students from the Westminster Presbyterian Youth Group, Clarinda, Iowa, accompanied by Reverend Davis and Dr. Kuehn. By McElroy of Fremont, District 82.

Twenty-five sixth grade students from Hawthorn School, Indianola, Iowa, accompanied by their teacher, Mr. Godbey. By Middle-swart of Warren, District 93.

Thirty-five government class students from South Tama School, Tama, Iowa, accompanied by their teacher, Mrs. Rebanowitz. By Husak of Tama, District 41.

Four junior students from Plymouth County, winners of the REC essay contest, accompanied by Mr. and Mrs. Weston Karr and Mr. and Mrs. Gilbert Winter of Le Mars. By Stokes of Plymouth, District 2.

Twenty-one Cub Scouts from College Community School, Cedar Rapids, Iowa, accompanied by their leaders, Mrs. Dorothy Ditch, Mrs. Linda Nash, Mrs. Barb Staskal, Tom Tjelmeland and Mrs. Marge Nejd. By Stanley of Linn, District 45.

#### PETITION FILED

The following petition was received and placed on file:

By Pierson of Mahaska, District 87, from forty-seven residents of Mahaska County opposing House File 435, relating to pari-mutuel betting.

#### INTRODUCTION OF BILLS

**House File 680**, by committee on conservation and recreation, a bill for an act to clarify the status of law-enforcement officers appointed by the state conservation commission.

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

**House File 681**, by Logemann, a bill for an act relating to the registration of vending machines, imposing permit fees, and providing penalties for violations.

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

**House File 682**, by Tieden and Menefee (Walsh), a bill for an act relating to area school boards.

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

**House File 683**, by Tieden, Taylor, Menefee, Ellsworth, Mendenhall, Kennedy and Blouin, a bill for an act to make an appropriation to merged area I for the purpose of implementing the provisions of law requiring an area recreational attendance center.

Read first time and referred to committee on **appropriations**.

#### SENATE MESSAGES CONSIDERED

**Senate File 119**, a bill for an act relating to the salary of municipal court judges.

Read first time and referred to committee on **appropriations**.

**Senate File 138**, a bill for an act to establish a chiropractic examining board fund and to increase the fee for renewal of a license to practice chiropractic.

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

**Senate File 199**, a bill for an act relating to prohibited advertising practices by chiropractors and providing a penalty therefor.

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

**Senate File 392**, a bill for an act relating to the eradication of hog cholera and the control and eradication of the swine diseases.

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

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate Concurrent Resolution 38, providing for adjournment of the Sixty-fourth General Assembly, First Session, on Friday, May 28, 1971.

CARROLL A. LANE, Secretary

#### SENATE CONCURRENT RESOLUTION 38

By Lamborn

*Be It Resolved by the Senate, the House Concurring:* That when adjournment is had on Friday, May 28, 1971, it be to reconvene on Monday, January 10, 1972, at 10:00 a.m.

Laid over under Rule 25.



CONSIDERATION OF BILLS  
NONCONTROVERSIAL CALENDAR

**House File 677**, a bill for an act relating to corrective amendments to the statute on self-liquidating improvements, was taken up for consideration.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 677)

The ayes were, 74:

Alt	Grassley	Moffitt	Sorg
Anania	Hill	Monroe	Stanley
Andersen	Holden	Norpel	Stokes
Bergman	Husak	Nystrom	Strand
Blouin	Jesse	Patton	Stromer
Camp	Kehe	Pellett	Strothman
Campbell	Kelly	Pierson	Taylor
Christensen	Kinley	Priebe	Tieden
Cochran	Knoblauch	Rex	Trowbridge
Curtis	Knoke	Rodgers	Varley
Dougherty	Kreamer	Roorda	Waugh
Drake	Kruse	Sargisson	Welden
Dunton	Logemann	Schmeiser	Wells
Ellsworth	McCormick	Schwartz	Willits
Fisher, C. R.	McElroy	Scott	Winkelman
Franklin	Mendenhall	Shaw	Wirtz
Freeman	Menefee	Siglin	Wyckoff
Gluba	Middleswart	Small	Mr. Speaker
Goode	Miller		

The nays were, none.

Absent or not voting, 26:

Bennett	Ewell	Lawson	Pelton
Bray	Fischer, H. O.	Lipsky	Radl
Clark	Hamilton	Mayberry	Schroeder
Den Herder	Hansen	Millen	Schwieger
Doyle	Johnston	Mollett	Skinner
Edelen	Kennedy	Nielsen	Uban
Egenes	Larson		

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

SENATE FILE 474 SUBSTITUTED FOR HOUSE FILE 660

Knoke of Pottawattamie, District 79, asked and received unanimous consent to substitute Senate File 474 for House File 660.

**Senate File 474**, a bill for an act relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him from the floor and moved its adoption:

Amend Senate File 474, as passed by the Senate and reprinted, as follows:

1. Page 2B, line 41, by inserting after the word "compensation" the words "at the minimum rate".

The amendment was adopted.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 474)

The ayes were, 75:

Alt	Fischer, H. O.	McCormick	Shaw
Anania	Fisher, C. R.	McElroy	Small
Andersen	Franklin	Mendenhall	Sorg
Bergman	Freeman	Menefee	Stanley
Blouin	Gluba	Miller	Stokes
Bray	Goode	Nielsen	Strand
Camp	Hill	Norpel	Stromer
Campbell	Holden	Nystrom	Strothman
Christensen	Jesse	Patton	Taylor
Clark	Kehe	Pellett	Tieden
Cochran	Kelly	Pierson	Trowbridge
Curtis	Kennedy	Priebe	Varley
Den Herder	Knoblauch	Rex	Waugh
Dougherty	Knoke	Rodgers	Willits
Drake	Kreamer	Roorda	Winkelman
Dunton	Kruse	Sargisson	Wirtz
Edelen	Larson	Schmeiser	Wyckoff
Egenes	Lipsky	Schroeder	Mr. Speaker
Ellsworth	Logemann	Schwartz	

The nays were, 7:

Husak	Moffitt	Scott	Wells
Middleswart	Monroe	Siglin	

Absent or not voting, 18:

Bennett	Hansen	Millen	Schwieger
Doyle	Johnston	Mollett	Skinner
Ewell	Kinley	Pelton	Uban
Grassley	Lawson	Radl	Welden
Hamilton	Mayberry		

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

#### HOUSE FILE 660 WITHDRAWN

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw House File 660 from further consideration by the House.

## SENATE AMENDMENT CONSIDERED

Pierson of Mahaska, District 87, called up for consideration House File 473, a bill for an act relating to part-time work in agriculture by minors, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House 473, page 1, by adding the following new section after line 9:

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Knoxville Express, a newspaper published in Knoxville, Iowa, and in The Record-Herald and Indianola Tribune, a newspaper published in Indianola, Iowa.

Motion prevailed and the House concurred in the Senate amendment.

Pierson of Mahaska, District 87, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 473)

The ayes were, 82:

Alt	Franklin	Menefee	Scott
Anania	Gluba	Middleswart	Shaw
Andersen	Goode	Miller	Siglin
Bergman	Hill	Moffitt	Sorg
Blouin	Holden	Mollett	Stanley
Bray	Husak	Monroe	Stokes
Camp	Jesse	Nielsen	Stromer
Campbell	Kehe	Norpel	Strothman
Christensen	Kelly	Nystrom	Taylor
Clark	Kennedy	Patton	Tieden
Cochran	Kinley	Pellet	Trowbridge
Curtis	Knoblauch	Pierson	Varley
Den Herder	Knoke	Priebe	Waugh
Dougherty	Kruse	Rex	Welden
Drake	Larson	Rodgers	Wells
Dunton	Lipsky	Sargisson	Willits
Edelen	Logemann	Schmeiser	Winkelman
Egenes	Mayberry	Schroeder	Wirtz
Ellsworth	McCormick	Schwartz	Wyckoff
Fischer, H. O.	McElroy	Schwieger	Mr. Speaker
Fisher, C. R.	Mendenhall		

The nays were, none.

Absent or not voting, 18:

Bennett	Hamilton	Millen	Skinner
Doyle	Hansen	Pelton	Small
Ewell	Johnston	Radl	Strand
Freeman	Kreamer	Roorda	Uban
Grassley	Lawson		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## Committee of the Whole

## COMMITTEE OF THE WHOLE

(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for school, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering funding measures, and that the Speaker of the House preside as chairman of the committee.

Knoke of Pottawattamie, District 79, offered the following amendment in the committee of the whole :

Amend House File 654 by striking sections twenty (20), twenty-two (22), twenty-three (23), twenty-four (24), and twenty-seven (27).

Varley of Adair, District 84, asked and received unanimous consent that action on the amendment be deferred.

Rodgers of Dallas, District 85, offered the following amendment by Rodgers, et al., and moved its adoption :

Amend House File 654 as follows:

1. Page 17, by inserting after line 32 the following new section:

“Chapter four hundred twenty-two (422), Code 1971, is amended by adding the following new section:

In addition to the other provisions of this chapter, every resident individual shall be entitled to a sales tax refund for the taxable year 1971 and for each taxable year thereafter with respect to himself and each of the persons for whom he would be entitled to claim as a personal exemption for purposes of the individual income tax imposed under division two (II) of this chapter, whether or not such resident individual is requested to file an individual income tax return or pay such tax.

The amount of refund shall be completed in accordance with the following table:

If the net income of the resident individual for the taxable year is:

The refund allowed to resident individual for himself and for each person for whom he is entitled to claim a personal exemption for each one cent of sales tax levied is:

## Committee of the Whole

Under \$1,000	\$4.00
\$1,000 or over, but under \$2,000	\$3.66
\$2,000 or over, but under \$2,500	\$3.33
\$2,500 or over, but under \$3,000	\$3.00
\$3,000 or over, but under \$3,500	\$2.66
\$3,500 or over, but under \$4,000	\$2.33
\$4,000 or over, but under \$5,000	\$2.00
\$5,000 or over, but under \$5,500	\$1.66
\$5,500 or over, but under \$6,000	\$1.33
\$6,000 or over, but under \$6,500	\$1.00
\$6,500 or over, but under \$7,000	\$.66
\$7,000 or over	\$.00

No resident individual shall be eligible to claim the sales tax refund if the individual has a net income of over seven thousand dollars.

No resident individual shall be eligible to claim a sales tax refund if the individual has been claimed as a dependent on another resident individual's income tax return.

No resident individual shall be eligible to claim a sales tax refund if the individual has filed a joint federal income tax return and the combined adjusted gross income on the federal income tax return exceeds nine thousand dollars.

The amount of the refund provided for in this section shall be allowed as a credit against the individual income tax imposed under this chapter, provided the resident individual claims the refund on his income tax return required to be filed under section four hundred twenty-two point thirteen (422.13) of the Code. If the income tax due a resident individual shown by his tax return is less than the full amount of the refund to which he is entitled under this section, the excess of the refund over the income tax otherwise due shall be refunded to him by the department of revenue.

If any resident individual entitled to a refund under this section is not otherwise required by section four hundred twenty-two point thirteen (422.13) of the Code to file an income tax return, the refund to which he is entitled shall be refunded to him upon furnishing the department of revenue with proof of his taxable income and the number of his personal exemptions.

For the purpose of this section, the term 'resident individual' means a natural person who has resided in the state for the full taxable year. The term 'net income' means net income as defined in section four hundred twenty-two point seven (422.7) of the Code.

The department of revenue shall make all rules and regulations with respect to the refunds for this section, including the manner and requirements for claiming credit for or refund of the amount thereof in the same manner as state income tax refunds, and in accordance with the pro-

## Committee of the Whole

visions of sections four hundred twenty-two point sixteen (422.16) and four hundred twenty-two point sixty-seven (422.67) of the Code.”

2. By renumbering the remaining sections.

3. Page 1, line 6, by inserting after the word “tax” the words “and providing for a sales tax credit”.

Roll call was requested by Rodgers of Dallas, District 85, and Small of Johnson, District 69.

On the question “Shall the amendment be adopted?”

The ayes were, 40:

Anania	Ewell	Larson	Sargisson
Andersen	Franklin	Mayberry	Schmeiser
Bennett	Gluba	McCormick	Schwartz
Blouin	Hill	Middleswart	Scott
Bray	Husak	Monroe	Skinner
Cochran	Jesse	Norpel	Small
Dougherty	Johnston	Patton	Uban
Doyle	Kennedy	Priebe	Wells
Dunton	Kinley	Radl	Willits
Egenes	Knoblauch	Rodgers	Wyckoff

The nays were, 54:

Alt	Goode	Mollett	Stanley
Bergman	Grassley	Nielsen	Stokes
Camp	Holden	Nystrom	Strand
Campbell	Kehe	Pellett	Stromer
Christensen	Knoke	Pelton	Strothman
Clark	Kreamer	Pierson	Taylor
Curtis	Kruse	Rex	Tieden
Den Herder	Lawson	Roorda	Trowbridge
Drake	Logemann	Schroeder	Varley
Edelen	McElroy	Schwieger	Welden
Ellsworth	Mendenhall	Shaw	Winkelman
Fischer, H. O.	Menefee	Siglin	Wirtz
Fisher, C. R.	Miller	Sorg	Mr. Speaker
Freeman	Moffitt		

Absent or not voting, 6:

Hamilton	Kelly	Millen	Waugh
Hansen	Lipsky		

The amendment lost.

The committee was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker Harbor in the chair.

Freeman of Buena Vista, District 15, offered the following Freeman, et al., amendment:

House File 654 is amended as follows:

1. Page 19, by inserting after line 20 the following new section:

## Committee of the Whole

## Sec. 28. SALES TAX CREDIT.

1. Every resident individual who files an individual income tax return for the calendar year 1971, or for a fiscal year beginning after January 1, 1971, but not later than December 31, 1971, shall be entitled to a sales tax refund for the calendar or fiscal year, whether or not the resident individual is required to file a personal income tax return or pay the tax. The amount of refund shall be computed in accordance with the following table:

If the gross income of the resident individual and his spouse is less than than four thousand dollars, the refund allowed to the resident individual is as follows:

One exemption .....	\$40.00
Two exemptions .....	51.50
Three exemptions .....	56.00
Four or more exemptions .....	63.00

2. No resident individual shall be eligible to claim the sales tax refund if the individual has been claimed as a dependent on another resident individual's Iowa individual income tax return. The term "gross income" means gross receipts or income, whether taxable or non-taxable, for one resident individual and his spouse. Nothing shall be deducted or excluded from the gross income in determining whether people are eligible for the sales tax refund in this Act.

The term "resident individual" means a person who has resided in the state for the full taxable year.

3. The department of revenue shall promulgate rules and regulations with respect to the refunds for this section including the manner and requirements for claiming credit for or refund of the amount thereof in the same manner as state income tax refunds, and in accordance with the provisions of sections four hundred twenty-two point sixteen (422.16) and four hundred twenty-two point seventy-four (422.74) of the Code.

2. Page 1, line 6, by inserting after the word "tax" the words "and providing for a sales tax credit".

Ewell of Black Hawk, District 39, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Freeman amendment to House File 654, filed April 22, by striking from line 14, page 1, the word "four" and inserting the word "five".

The amendment to the amendment lost.

Skinner of Polk, District 60, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Freeman, et al., amendment, filed April 22, 1971, to House File 654 by inserting after the figure "1971" in line 8 the following: "and for each subsequent calendar and fiscal year."

## Committee of the Whole

The amendment to the amendment was adopted.

## MOTION TO RECONSIDER LOST

Ewell of Black Hawk, District 39, moved to reconsider the vote by which the Ewell amendment to the Freeman amendment failed to be adopted.

A non-record roll call was requested.

The ayes were 42, nays 46.

The motion lost.

Freeman of Buena Vista, District 15, moved the adoption of his amendment as amended.

Roll call was requested by Skinner of Polk, District 60, and Freeman of Buena Vista, District 15.

On the question "Shall the amendment as amended by adopted?"

The ayes were, 41:

Anania	Ewell	Lawson	Roorda
Andersen	Franklin	Lipsky	Sargisson
Bennett	Freeman	Mayberry	Schwartz
Blouin	Goode	McCormick	Skinner
Bray	Hill	Moffitt	Small
Ciark	Jesse	Monroe	Taylor
Dougherty	Johnston	Pelton	Uban
Doyle	Kennedy	Pierson	Wells
Drake	Kinley	Priebe	Willits
Dunton	Larson	Radl	Wirtz
Ellsworth			

The nays were, 49:

Alt	Kehe	Mollett	Stokes
Bergman	Kelly	Nielsen	Strand
Camp	Knoblauch	Norpel	Stromer
Campbell	Knoke	Nystrom	Strothman
Cochran	Kreamer	Patton	Tieden
Curtis	Kruse	Pellett	Trowbridge
Edelen	Logemann	Rex	Varley
Egenes	McElroy	Schmeiser	Welden
Fischer, H. O.	Mendenhall	Schroeder	Winkelman
Fisher, C. R.	Menefee	Scott	Wyckoff
Grassley	Middleswart	Siglin	Mr. Speaker
Holden	Millen	Stanley	
Husak	Miller		

Absent or not voting, 10:

Christensen	Hamilton	Schwieger	Sorg
Den Herder	Hansen	Shaw	Waugh
Gluba	Rodgers		

The amendment as amended lost.



## Committee of the Whole

Kennedy of Chickasaw, District 17, offered the following amendment and moved its adoption:

Amend House File 654 as follows:

1. Page 19, by inserting after line 20 the following new section:

Section four hundred twenty-two point forty-five (422.45), Code 1971, is amended by adding the following new subsection:

"Gross receipts from the sale of food products for human consumption, except food products prepared for immediate consumption on or off the premises, and prescription drugs."

2. Page 1, line 5, by inserting after the word "penalties," the words "exempting food products and prescription drugs from the sales and use tax,".

Roll call was requested by Kennedy of Chickasaw, District 11, and Cochran of Webster, District 29.

Under the provisions of Rule 71, Monroe of Des Moines, District 92, refrained from voting.

On the question "Shall the amendment be adopted?"

The ayes were, 37:

Anania	Ewell	Knoblauch	Schmeiser
Andersen	Franklin	Larson	Schwartz
Bennett	Gluba	Mayberry	Schwieger
Blouin	Hill	McCormick	Scott
Bray	Husak	Middleswart	Skinner
Christensen	Johnston	Patton	Small
Cochran	Kelly	Priebe	Uban
Dougherty	Kennedy	Radl	Willits
Doyle	Kinley	Sargisson	Wirtz
Dunton			

The nays were, 53:

Alt	Grassley	Moffitt	Stanley
Bergman	Holden	Nielsen	Stokes
Campbell	Kehe	Norpel	Strand
Clark	Knoke	Nystrom	Stromer
Curtis	Kreamer	Pellett	Strothman
Den Herder	Kruse	Pelton	Taylor
Drake	Lipsky	Pierson	Tieden
Edelen	Logemann	Rex	Trowbridge
Egenes	McElroy	Rodgers	Varley
Ellsworth	Mendenhall	Roorda	Welden
Fischer, H. O.	Menefee	Schroeder	Winkelman
Fisher, C. R.	Millen	Shaw	Wyckoff
Freeman	Miller	Siglin	Mr. Speaker
Goode			

Absent or not voting, 10:

Camp	Jesse	Monroe	Waugh
Hamilton	Lawson	Sorg	Wells
Hansen	Mollett		

Committee of the Whole

The amendment lost.

Speaker pro tempore Millen in the chair at 2:43 p.m.

Goode of Davis, District 98, asked and received unanimous consent to withdraw the amendment filed by him on May 4, 1971, and found on pages 1268 and 1269 of the House Journal.

Goode of Davis, District 98, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654, lines 22 through 32, page 16, as follows:

Sec. 22. Section four hundred twenty-two point sixty-nine (422.69), subsection five (5), Code 1971, is amended as follows:

5. During the last quarter of each fiscal year an amount equal to ten percent of the net receipts from [two-thirds] *one-half* of the sales tax collected under division IV of this chapter for the fiscal year, less the amount transferred during such fiscal year for motor vehicle registration plates, shall be transferred to the road use tax fund created by chapter 312. *The remainder of the net receipts from the 10% of sales tax shall be credited to the street construction fund of the cities and towns created by chapter 312.* The remainder of the net receipts from the sales tax shall be credited to the general fund.

Roll call was requested by Goode of Davis, District 98, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 74:

Alt	Freeman	Mendenhall	Shaw
Anania	Gluba	Menefee	Siglin
Andersen	Goode	Middleswart	Skinner
Bennett	Hill	Miller	Small
Bergman	Husak	Moffitt	Sorg
Blouin	Jesse	Monroe	Stanley
Bray	Johnston	Norpel	Strand
Clark	Kehe	Nystrom	Taylor
Curtis	Kelly	Patton	Tieden
Den Herder	Kennedy	Pellett	Trowbridge
Dougherty	Kinley	Pelton	Uban
Doyle	Knoblauch	Pierson	Welden
Drake	Knoke	Radl	Wells
Dunton	Larson	Rodgers	Willits
Edelen	Lipsky	Roord	Winkelman
Egenes	Logemann	Sargisson	Wyckoff
Ellsworth	Mayberry	Schmeiser	Mr. Speaker
Fischer, H. O.	McCormick	Schwartz	(Millen)
Franklin	McElroy	Schwieger	

## Committee of the Whole

The nays were, 16:

Campbell	Harbor	Priebe	Stromer
Christensen	Holden	Rex	Strothman
Fisher, C. R.	Kruse	Scott	Varley
Grassley	Nielsen	Stokes	Wirtz

Absent or not voting, 10:

Camp	Hamilton	Lawson	Schroeder
Cochran	Hansen	Mollett	Waugh
Ewell	Kreamer		

The amendment was adopted.

MOTION TO RECONSIDER PENDING

(Goode Amendment)

Egenes of Story, District 33, moved to reconsider the vote by which the Goode amendment was adopted.

Egenes of Story, District 33, moved that her motion to reconsider be withdrawn.

Objection was raised.

Camp of Clinton, District 73, moved as a substitute motion that the Egenes motion to withdraw be deferred.

The motion lost.

On the Egenes motion to withdraw the motion to reconsider the vote on the Goode amendment, the motion lost.

(Egenes motion to reconsider pending.)

Varley of Adair, District 84, moved that the committee now rise. The motion prevailed.

The House reconvened, Speaker Harbor in the chair.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of Representative E. Kevin Kelly of Woodbury, District 22, to the committee on law enforcement.

MOTION TO RECONSIDER

(Senate File 474)

MR. SPEAKER: I move to reconsider the vote by which Senate File 474 passed the House on May 5, 1971.

JOHN CAMP

MOTION TO RECONSIDER  
(Knoke Amendment to House File 654)

MR. SPEAKER: I move to reconsider the vote by which the Knoke amendment to House File 654 was adopted in the committee of the whole on May 4, 1971.

MICHAEL BLOUIN

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 37, 197, 369, 382 and 384 and Senate Files 155, 256, 269, 348, 389, 426 and 469.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 37, 197, 369, 382 and 384 and Senate Files 155, 256, 269, 348, 389, 426 and 469.

BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 5th day of May, 1971, sent to the Governor for his approval: House Files 37, 197, 369, 382 and 384.

ELIZABETH R. MILLER, Chairman

Report adopted.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 5, 1971, he approved and transmitted to the Secretary of State the following bill:

Senate File 469, an act to legalize and validate the proceedings of the Town Council of the Town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water.

## REPORTS OF COMMITTEE

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following reports:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **House File 227**, a bill for an act relating to fee for issuance of tax deed, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Also:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **House File 466**, a bill for an act to authorize counties operating county public hospitals to issue revenue bonds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Also:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **Senate File 361**, a bill for an act relating to the taxation of private and professional libraries, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

Also:

**MR. SPEAKER:** Your committee on ways and means, to whom was referred **Senate File 462**, a bill for an act relating to property tax levies for the basic school tax in Ida, Johnson and Kossuth Counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER H. DEN HERDER, Chairman

## EXPLANATION OF VOTE

Due to illness Wednesday, May 5, 1971, I was absent from the house chamber. Had I been present, I would have voted as follows:

House File 677 "aye"

Senate File 474 "aye"

Rogers amendment to House File 654 "nay"

Freeman amendment to House File 654 "aye"

Ewell amendment to House File 654 "nay"

Skinner amendment to House File 654 "aye"

Kennedy amendment to House File 654 "aye"

Goode amendment to House File 654 "aye"

WILLARD R. HANSEN

## AMENDMENTS FILED

- 1 Amend House File 156 as follows:
- 2 1. Page 2, line 17, by striking the word
- 3 "payee" and inserting in lieu thereof
- 4 the word "payer".

- 5 2. Page 2, line 23, by striking the word  
6 "payor" and inserting in lieu thereof  
7 the word "payer".  
8 3. Page 2, line 26, by adding after the comma  
9 the word "demotion".

PIERSON of Mahaska, District 87

1 Amend House File 654 as follows:

2 1. Page 19, by inserting after line 20 the  
3 following new section:

4 Sec. 28. Section four hundred twenty-two point  
5 sixty-nine (422.69), subsection four (4), Code 1971,  
6 is amended as follows:

7 4. Unless otherwise provided the fees, taxes  
8 interest, and penalties collected under this chapter  
9 shall, for the first three quarters of each fiscal  
10 year, be credited to the general fund.

11 A "municipal assistance fund" is created in the  
12 office of the treasurer of state. Annually on Novem-  
13 ber first the treasurer of state shall transfer an  
14 amount equal to one-eighth of the net receipts of the  
15 sales tax collected under division IV of this chapter  
16 for the fiscal year to the municipal assistance fund.  
17 Annually on or before December thirty-first, the  
18 state comptroller shall distribute the moneys in the  
19 municipal assistance fund to each city and town and  
20 county in Iowa in the proportion that the population  
21 of each city and town and county is to the total  
22 population of all cities and towns and counties in  
23 the state. The moneys in the municipal assistance fund  
24 are appropriated for this purpose.

25 2. Page 1, line 6, by inserting after the word  
26 "tax" the words "and appropriating the sales tax  
27 receipts".

SCOTT of Cerro Gordo, District 18

SKINNER of Polk, District 60

GLUBA of Scott, District 76

1 Amend House File 654 as follows:

2 1. Page 15, line 11 by striking the words and figures  
3 "and eight (8)" and by inserting in lieu thereof the  
4 words and figures "eight (8) and nine (9)".

5 2. Page 16, by inserting after line 7, the following:  
6 "The following enumerated services shall be subject to  
7 the tax herein imposed on gross taxable services:  
8 Alteration and garment repair; armored car; automobile  
9 repair; battery, tire and allied; investment counsel-  
10 ing (excluding investment services of trust depart-  
11 ments); bank service charges; barber and beauty; boat  
12 repair; car wash and wax; carpentry; roof, shingle,  
13 and glass repair; dance schools and dance studios; dry  
14 cleaning, pressing, dyeing, and laundering; electrical  
15 repair and installation; engraving, photography, and  
16 retouching; equipment rental; excavating and grading;  
17 farm implement repair of all kinds; flying service;

18 furniture, rug, upholstering repair and cleaning; fur  
 19 storage and repair; golf and country clubs and all  
 20 commercial recreation; house and building moving;  
 21 household appliance, television, and radio repair;  
 22 jewelry and watch repair; machine operator; machine  
 23 repair of all kinds; motor repair; motorcycle, scooter,  
 24 and bicycle repair; oilers and lubricators; office  
 25 and business machine repair; painting, papering, and  
 26 interior decorating; parking lots; pipe fitting and  
 27 plumbing; wood preparation; private employment agencies;  
 28 printing and binding; sewing and stitching; shoe repair  
 29 and shoeshine; storage warehouse and storage locker;  
 30 telephone answering service; test laboratories;  
 31 termite, bug, roach, and pest eradicators; tin and  
 32 sheet metal repair; turkish baths, massage, and re-  
 33 ducing salons; vulcanizing, recapping, and retreading;  
 34 warehouse; weighing; welding; well drilling; wrapping,  
 35 packing, and packaging of merchandise other than pro-  
 36 cessed meat, fish, fowl and vegetables; wrecking ser-  
 37 vice; wrecker and towing; *buildings and structures*  
 38 *erected for the improvement of realty.*

DUNTON of Keokuk, District 88

JOHNSTON of Johnston, District 70

- 1 Amend House File 654 as follows:  
 2 1. By striking all of sections 20, 22, 24 and 27.  
 3 2. By adding thereto the following new sections:  
 4 1. Sections 2 through 9 of this amendment  
 5 may be cited as the "Uniform Local Sales Tax Law".  
 6 2. Any city or town may impose a sales, ser-  
 7 vices and use tax, hereinafter referred to as a "local  
 8 sales tax", in accordance with the provisions of  
 9 this Act by adoption of an ordinance by its council  
 10 after published notice not less than ten days nor  
 11 more than twenty-five days before the date of hearing  
 12 thereon. The collection of a local sales tax so  
 13 imposed shall commence on January first following  
 14 passage of the ordinance imposing it.  
 15 3. The council of a city or town may agree  
 16 with the council of one or more cities or towns to  
 17 jointly impose a local sales tax as authorized for  
 18 cities and towns.  
 19 4. A county may levy a local sales tax by  
 20 resolution of the board of supervisors, if passed not  
 21 later than July first of the year prior to the  
 22 commencement of collection of the tax following  
 23 notice and hearing as required for cities. If a  
 24 county levy is made, cities and towns within the  
 25 county shall not levy the tax, or if the county levies  
 26 the tax in a year subsequent to the levy by a city  
 27 or town in that county, the city or town levies shall  
 28 be suspended for the period of the county levy. The  
 29 collection of a local sales tax so imposed by a county  
 30 shall commence on January first following passage of  
 31 the resolution imposing it.

32 5. A local sales tax at a rate of one percent  
33 may be imposed by a city or town on the gross receipts  
34 from the sale or use of tangible personal property  
35 subject to the state sales tax and from the services  
36 subject to the state tax. A local sales tax shall be  
37 imposed on the same basis as the state sales, services  
38 and use tax and may not be imposed on the sale or use  
39 of any tangible personal property not taxed by the  
40 state. A local sales tax is applicable only within  
41 the territorial limits of the city or town imposing  
42 it and shall be collected by all persons required to  
43 collect state sales, services and use taxes.

44 The amount of the sale, for purposes of  
45 determining the amount of the local sales and use tax,  
46 does not include the amount of the state sales and  
47 use tax.

48 No sales and use tax permit, other than the  
49 state sales and use tax permits, may be required.

50 6. The director of revenue shall administer  
51 the provisions of a local sales tax as nearly as  
52 possible in conjunction with the administration of  
53 state tax laws. He shall provide appropriate forms,  
54 or provide on the regular state tax forms, for  
55 reporting local sales tax liability.

56 An ordinance or resolution imposing a local  
57 sales tax shall adopt by reference the applicable  
58 provisions of the appropriate sections of chapters  
59 four hundred twenty-two (422) and four hundred  
60 twenty-three (423) of the Code, and all powers of  
61 the director to administer the state sales and use  
62 tax law are applicable to his administration of a  
63 local sales tax ordinance or resolution. Local  
64 officials shall confer with the director of revenue  
65 and obtain his assistance in drafting the ordinance  
66 or resolution imposing a local sales tax. A certified  
67 copy of the ordinance or resolution imposing a local  
68 sales tax shall be filed with the director as soon  
69 as possible after passage.

70 The director, in consultation with local  
71 officials, shall collect and account for a local  
72 sales tax. The director shall retain for the use of  
73 the department one percent of all local sales tax  
74 receipts, to cover administrative expense, and shall  
75 credit remaining net local sales tax receipts to a  
76 local sales tax fund hereby established in the office  
77 of the treasurer of state.

78 7. The treasurer of state shall remit quarterly  
79 to the qualified cities and towns which have imposed  
80 a local sales tax their share of the balance in the  
81 local sales tax fund.

82 The city or town treasurer, or another city  
83 official designated by the council, shall apply one  
84 half of all local sales tax money estimated to be  
85 received for property tax relief. Before the levies



86 authorized under section four hundred four point two  
87 (404.2) of the Code are certified to the county  
88 auditor, they shall comply with legal mill limits and  
89 the certifying official shall subtract from the total  
90 amount computed in dollars, as provided in section  
91 four hundred forty-four point two (444.2) of the  
92 Code, an amount equal to the amount estimated for  
93 property tax relief during the next twelve month  
94 period, and shall certify only the net amount to the  
95 county auditor and board of supervisors. The county  
96 auditor shall base the millage levies authorized under  
97 section four hundred forty-four point three (444.3)  
98 of the Code upon the net amount so computed. In  
99 order for a city or town to be qualified to receive  
100 remittances from the treasurer of state, the city  
101 clerk shall certify to the treasurer of state before  
102 January first of each year that the required re-  
103 duction in the amount certified to the county auditor  
104 and board of supervisors for city or town taxes has  
105 been made. All local sales and use tax moneys re-  
106 ceived by a city or town may be expended for any law-  
107 ful municipal purpose.

108 8. If two or more cities and towns impose an  
109 authorized local tax jointly, the treasurer of state  
110 shall credit the receipts to a joint account, and  
111 shall remit to each qualified city or town a pro  
112 rata share of the joint account, according to  
113 population figures determined by the last federal  
114 census. The share remitted to each city and town  
115 shall be applied and expended as provided for local  
116 taxes imposed by a single city or town.

117 If an authorized local tax is imposed county-  
118 wide, the treasurer of state shall credit the receipts  
119 to a joint account, and shall remit to each qualified  
120 city or town in the county a pro rata share of the  
121 joint account, based upon the percentage of its  
122 population to the total population of the county, and  
123 to the board of supervisors, when the county is  
124 qualified, a pro rata share of the joint account based  
125 upon the percentage of population in the county out-  
126 side of cities and towns, the rural portion according  
127 to the population determined by the last federal  
128 decennial census. The share remitted to each city  
129 and town shall be applied and expended as provided  
130 for local taxes imposed by a single city or town.

131 The share remitted to the board of supervisors  
132 may be used for any lawful county government purpose.  
133 However, the county treasurer shall credit one-half  
134 of all local sales tax moneys estimated to be received  
135 for property tax relief. Before the levies authorized  
136 under section four hundred forty-four point nine  
137 (444.9) of the Code are made, they shall comply with  
138 legal mill limits and the board of supervisors shall  
139 subtract from the total amount computed in dollars,

140 as provided in section four hundred forty-four point  
141 two (444.2) of the Code, an amount equal to the amount  
142 estimated for property tax relief during the next  
143 twelve month period, and shall base the millage levies  
144 authorized under section four hundred forty-four  
145 point nine (444.9) of the Code upon the net amount  
146 so computed. In order for a county to be qualified  
147 to receive remittances from the treasurer of state,  
148 the board of supervisors shall certify to the treasurer  
149 of state before January first of each year, that the  
150 required reduction has been made.

151 9. Upon receipt of a petition signed by voters  
152 within the city or town, or county in case of a  
153 county tax, equal in number to at least ten percent of  
154 the number of votes cast for governor at the last  
155 preceding general election within the local taxing  
156 jurisdiction, requesting that an election be held,  
157 the city or town council, or board of supervisors in  
158 the case of a county tax, shall not less than twenty  
159 nor more than forty-five days after receipt of the  
160 petition submit to the voters of the city or town or  
161 of the county at a special election called for that  
162 purpose, the question of approval or disapproval of the  
163 tax. Such a petition may be received only during  
164 the sixty days prior to the last certifying date of  
165 a budget in the second or any subsequent year  
166 following the beginning of collection of the tax.  
167 Prior to the special election the governing body shall  
168 publish notice of the election once each week for  
169 two consecutive weeks in a newspaper of general  
170 circulation serving the city or town, or in two  
171 newspapers of general circulation in the county in  
172 the case of a county tax.

173 If a majority of those voting favors the tax,  
174 the governing body may continue to impose the tax.  
175 If a majority of those voting thereon vote to  
176 discontinue the tax, it shall cease to be collected  
177 at the end of the calendar year in which the election  
178 is held, the ordinance or resolution shall stand  
179 repealed as of December thirty-first following the  
180 election, and the governing body may not impose the  
181 tax under the authority of this Act for collection  
182 within one year following discontinuance of collection  
183 caused by the election, and then only if a new  
184 resolution or ordinance is passed. The governing  
185 body at any time may discontinue the tax, but an  
186 election may not be held oftener than once a year.

187 10. Section 26.6, Code 1971, is amended as  
188 follows:

189 **26.6 POPULATION OF COUNTIES, TOWNSHIPS, CITIES,**  
190 **AND TOWNS.**

191 Whenever the population of any county, town-  
192 ship, city, or town is referred to in any law of  
193 this state, it shall be determined by the last

194 certified, or certified and published, official census  
 195 unless otherwise provided. However, the population  
 196 figure disclosed for any city or town as the result  
 197 of a special federal census as modified as the result  
 198 of consolidation or annexation in the manner provided  
 199 in sections 312.3, and 123.50, shall be considered  
 200 for no other purposes than the application of sections  
 201 123.50, [and] 312.3 *and the provisions of this Act.*  
 202 Whenever a special federal census is hereafter  
 203 taken by any city or town, the mayor and council shall  
 204 certify the said census as soon as possible to the  
 205 secretary of state and to the treasurer of state as  
 206 otherwise herein provided, and failing to do so, the  
 207 treasurer of state shall, after six months from the  
 208 date of said special census, turn over such moneys  
 209 as authorized by sections 123.50 and 312.3 to the  
 210 general fund of the state, and continue to do so until  
 211 such time as certification by said mayor and council  
 212 is made, or until the next decennial federal census.  
 213 If there be a difference between the original  
 214 certified record in the office of the secretary of  
 215 state and the published census the former shall  
 216 prevail.

217 11. Section four hundred twenty-two point  
 218 seventy-two (422.72), subsection one (1), Code 1971,  
 219 is amended as follows:

220 422.72 INFORMATION DEEMED CONFIDENTIAL.

221 1. It shall be unlawful for the director,  
 222 or any person having an administrative duty under this  
 223 chapter, to divulge or to make known in any manner  
 224 whatever, the business affairs, operations, or  
 225 information obtained by an investigation of records  
 226 and equipment of any person or corporation visited  
 227 or examined in the discharge of official duty, or  
 228 the amount or source of income, profits, losses,  
 229 expenditures or any particular thereof, set forth  
 230 or disclosed in any return, or to permit any return  
 231 or copy thereof or any book containing any abstract  
 232 or particulars thereof to be seen or examined by any  
 233 person except as provided by law; provided, however,  
 234 that the director may authorize examination of such  
 235 returns by other state officers, *by Iowa city and*  
 236 *county officials*, or, if a reciprocal arrangement  
 237 exists, by tax officers of another state, or the  
 238 federal government. This subsection shall prevail  
 239 over the provisions of any general law of this  
 240 state relating to public records.

LAWSON of Cerro Gordo, District 7

1 Amend House File 654 as follows:

2 1. Page 19, by inserting after line 20 the following  
 3 new section:

4 Sec. 28. Section four hundred twenty-two point sixty-  
 5 nine (422.69), subsection four (4), Code 1971, is amended  
 6 as follows:

7 4. Unless otherwise provided the fees, taxes, interest,  
8 and penalties collected under this chapter shall, for  
9 the first three quarters of each fiscal year, be credited  
10 to the general fund.

11 A "municipal assistance fund" is created in the office  
12 of the treasurer of state. Annually on November first  
13 the treasurer of state shall transfer an amount equal to  
14 one-eighth of the net receipts of the sales tax collected  
15 under division IV of this chapter for the fiscal year to  
16 the municipal assistance fund. Annually on or before  
17 December thirty-first, the state comptroller shall dis-  
18 tribute the moneys in the municipal assistance fund to  
19 each city and town in Iowa in the proportion that the  
20 population of each city and town is to the total popula-  
21 tion of all cities and towns in the state. The moneys in  
22 the municipal assistance fund are appropriated for this  
23 purpose.

24 2. Page 1, line 6, by inserting after the word "tax"  
25 the words "and appropriating the sales tax receipts".

SKINNER of Polk, District 60  
GLUBA of Scott, District 76

On motion by Varley of Adair, District 84, the House adjourned  
until 8:30 a.m., Thursday, May 6, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Sixteenth Calendar Day—Seventy-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MAY 6, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Clyde Norrgard, pastor of the Messiah Lutheran Church, Burlington, Iowa.

The Journal of Wednesday, May 5, 1971, was approved.

## INTRODUCTION OF BILL

**House File 684**, by committee on ways and means, a bill for an act relating to enforcement of the motor fuel tax laws.

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

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 227 and 466 and Senate Files 361 and 462, under Rule 35.

## PRESENTATION OF VISITORS

Husak of Tama, District 41, presented to the House the Honorable Albert H. Detje, former member of the House in the Sixty-first General Assembly representing Tama County.

Priebe of Kossuth, District 6, presented to the House Miss Clarissa Gansweig who is a foreign exchange student from West Germany attending Garrigan High School in Algona, Iowa.

The Speaker announced that the following visitors were present in the House chamber :

Twenty-three government class students from the Stuart Community School, Stuart, Iowa, accompanied by their teacher, Mrs. Thompson. By Varley of Adair, District 84.

Fifty-five fifth grade students from Newburg School, Grinnell,

Iowa, accompanied by their teachers, Mrs. Tiedeman and Mrs. Watson. By Strand of Poweshiek, District 68.

Twenty-seven Camp Fire Girls from Cedar Rapids, Iowa, accompanied by their leaders, Mrs. Peterson, Mrs. Griffith, Mrs. Garwood and Mrs. Molander. By Wells of Linn, District 44.

Sixty senior students from Mount Ayr High School, Mount Ayr, Iowa, accompanied by their teacher, Miss Van Houtan. By Christensen of Union, District 95.

Fifty-eight government class students from the Independence Public School, Independence, Iowa, accompanied by their teachers, Mrs. Furgasen and Mr. Lounsberry. By Patton of Buchanan, District 20.

Twenty-nine Girl Scouts and Boy Scouts from Cedar Rapids, Iowa, accompanied by their leaders, Mrs. David Shakespeare, Mrs. Lloyd Gefaller and Mrs. Linda Myron. By Wells of Linn, District 44.

Forty-five fifth grade students from St. Ludmillas School, Cedar Rapids, Iowa, accompanied by their teachers, Mrs. Andrews and Sister Christine. By Wells of Linn, District 44.

Eighty fifth grade students from Fellows School, Ames, Iowa, accompanied by their teachers, Mrs. Saxton, Mrs. Boyd and Mrs. Haas. By Egenes of Story, District 33.

Eighty-seven American government class students from Garrigan High School, Algona, Iowa, accompanied by their teacher, Sister Mary Eugene. By Priebe of Kossuth, District 6.

Sixty staff members of the Iowa State Rehabilitation Center, accompanied by Miss Barbara Broghammer. By Dunton of Keokuk, District 88.

Eleven foreign exchange students attending high school in Cedar Falls, Waterloo and Dike, Iowa: Kari Johansen, Norway; Ray Fuellman and Helen Marie Rytz, Switzerland; Martin Stable and Barbara Kerr, Germany; Pekka Rajatie, Finland; Fumi Samukawa, Japan; Marianne Poulsen and Cato Nielson, Denmark; and Irene Lezendre, France. By Hansen of Black Hawk, District 37.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Mollett of Pottawattamie, District 80, from one hundred thirteen residents of Pottawattamie County opposing an increase in the

sales tax unless half of the increase is returned to the cities and towns.

By Waugh of Monona, District 27, from eighteen residents of Monona County favoring the check-off bill on soybeans.

### CONSIDERATION OF BILLS

#### WAYS AND MEANS CALENDAR

**House File 227**, a bill for an act relating to fee for issuance of tax deed, with report of committee recommending passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 227)

The ayes were, 71:

Alt	Gluba	Millen	Stanley
Anania	Goode	Miller	Stokes
Andersen	Grassley	Moffitt	Strand
Bennett	Hill	Mollett	Stromer
Bergman	Holden	Nielsen	Strothman
Blouin	Husak	Norpel	Taylor
Camp	Johnston	Patton	Tieden
Campbell	Kehe	Pellett	Trowbridge
Christensen	Knoblauch	Pelton	Varley
Cochran	Knoke	Pierson	Waugh
Curtis	Kreamer	Priebe	Welden
Den Herder	Kruse	Rex	Wells
Dougherty	Logemann	Rodgers	Willits
Doyle	McCormick	Roorda	Winkelman
Dunton	McElroy	Sargisson	Wirtz
Edelen	Mendenhall	Scott	Wyckoff
Ellsworth	Menefee	Siglin	Mr. Speaker
Fisher, C. R.	Middleswart	Small	

The nays were, none.

Absent or not voting, 29:

Bray	Hamilton	Lawson	Schroeder
Clark	Hansen	Lipsky	Schwartz
Drake	Jesse	Mayberry	Schwieger
Egenes	Kelly	Monroe	Shaw
Ewell	Kennedy	Nystrom	Skinner
Fischer, H. O.	Kinley	Radl	Sorg
Franklin	Larson	Schmeiser	Urban
Freeman			

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

**Senate File 361**, a bill for an act relating to the taxation of private and professional libraries, with report of committee recommending passage, was taken up for consideration.

Roorda of Jasper, District 67, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 361)

The ayes were, 73:

Alt	Gluba	Moffitt	Stanley
Anania	Goode	Mollett	Stokes
Andersen	Grassley	Monroe	Strand
Bennett	Hill	Nielsen	Stromer
Bergman	Holden	Norpel	Strothman
Blouin	Husak	Nystrom	Taylor
Camp	Kehe	Patton	Tieden
Campbell	Kennedy	Pellett	Trowbridge
Christensen	Knoblauch	Pelton	Uban
Cochran	Knoke	Pierson	Varley
Curtis	Kruse	Priebe	Waugh
Den Herder	Logemann	Rex	Welden
Dougherty	McCormick	Rodgers	Wells
Doyle	McElroy	Roord	Willits
Dunton	Mendenhall	Sargisson	Winkelman
Edelen	Menefee	Schmeiser	Wirtz
Ellsworth	Middleswart	Scott	Wyckoff
Fisher, C. R.	Miller	Siglin	Mr. Speaker
Freeman			

The nays were, 1:

Small

Absent or not voting, 26:

Bray	Hamilton	Larson	Schroeder
Clark	Hansen	Lawson	Schwartz
Drake	Jesse	Lipsky	Schwieger
Egenes	Johnston	Mayberry	Shaw
Ewell	Kelly	Millen	Skinner
Fischer, H. O.	Kinley	Radl	Sorg
Franklin	Kreamer		

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

**Senate File 462**, a bill for an act relating to property tax levies for the basic school tax in Ida, Johnson and Kossuth Counties, with report of committee recommending passage, was taken up for consideration.

Stromer of Hancock, District 8, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.



On the question "Shall the bill pass?" (S.F. 462)

The ayes were, 80:

Anania	Gluba	Moffitt	Siglin
Andersen	Grassley	Mollett	Small
Bennett	Hansen	Monroe	Stanley
Bergman	Hill	Nielsen	Stokes
Blouin	Holden	Norpel	Strand
Camp	Husak	Nystrom	Stromer
Campbell	Kehe	Patton	Strothman
Christensen	Knoblauch	Pellet	Taylor
Clark	Knoke	Pelton	Tieden
Cochran	Kruse	Pierson	Trowbridge
Curtis	Larson	Priebe	Uban
Den Herder	Logemann	Rex	Varley
Dougherty	Mayberry	Rodgers	Waugh
Doyle	McCormick	Roorda	Welden
Drake	McElroy	Sargisson	Wells
Dunton	Mendenhall	Schmeiser	Willits
Edelen	Menefee	Schwartz	Winkelman
Ellsworth	Middleswart	Schwieger	Wirtz
Fisher, C. R.	Millen	Scott	Wyckoff
Freeman	Miller	Shaw	Mr. Speaker

The nays were, none.

Absent or not voting, 20:

Alt	Franklin	Kelly	Lipsky
Bray	Goode	Kennedy	Radl
Egenes	Hamilton	Kinley	Schroeder
Ewell	Jesse	Kreamer	Skinner
Fischer, H. O.	Johnston	Lawson	Sorg

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

**Senate File 349**, a bill for an act relating to the penalty and interest for the sales tax, with report of committee recommending passage, was taken up for consideration.

Curtis of Cherokee, District 25, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 349)

The ayes were, 82:

Alt	Cochran	Freeman	Knoblauch
Anania	Curtis	Gluba	Knoke
Andersen	Den Herder	Goode	Kreamer
Bennett	Dougherty	Grassley	Kruse
Bergman	Doyle	Hansen	Larson
Blouin	Drake	Hill	Logemann
Bray	Dunton	Holden	Mayberry
Camp	Edelen	Husak	McCormick
Campbell	Ellsworth	Johnston	McElroy
Christensen	Ewell	Kehe	Mendenhall
Clark	Fisher, C. R.	Kennedy	Menefee

## Committee of the Whole

Middleswart	Priebe	Siglin	Varley
Millen	Rex	Small	Waugh
Miller	Rodgers	Stanley	Welden
Moffitt	Roorda	Stokes	Wells
Nielsen	Sargisson	Strand	Willits
Norpel	Schmeiser	Strothman	Winkelman
Nystrom	Schwartz	Taylor	Wirtz
Patton	Schwieger	Trowbridge	Wyckoff
Pelton	Scott	Uban	Mr. Speaker
Pierson	Shaw		

The nays were, none.

Absent or not voting, 18:

Egenes	Kelly	Monroe	Skinner
Fischer, H. O.	Kinley	Pellett	Sorg
Franklin	Lawson	Radl	Stromer
Hamilton	Lipsky	Schroeder	Tieden
Jesse	Mollett		

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

## COMMITTEE OF THE WHOLE

(House File 654)

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for school, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and for the purpose of considering funding and distribution of school aid, and that the Speaker of the House preside as chairman of the committee.

The committee resumed consideration of the Egenes motion to reconsider the vote on the Goode amendment adopted on May 5, 1971.

Skinner of Polk, District 60, moved that the committee now rise.

Skinner of Polk, District 60, asked and received unanimous consent to withdraw his motion.

On the Egenes motion to reconsider the vote on the Goode amendment, roll call was requested by Skinner of Polk, District 60, and Egenes of Story, District 33.

On the question "Shall the vote by which the Goode amendment was adopted be reconsidered?"

## Committee of the Whole

## The ayes were, 53:

Alt	Grassley	Miller	Small
Bergman	Hill	Moffitt	Sorg
Campbell	Holden	Mollett	Stokes
Camp	Kehe	Nielsen	Strand
Christensen	Kelly	Nystrom	Stromer
Clark	Knoke	Pellett	Strothman
Curtis	Kreamer	Pelton	Taylor
Den Herder	Kruse	Pierson	Varley
Drake	Lawson	Radl	Waugh
Edelen	Logemann	Rex	Welden
Egenes	McElroy	Roorda	Winkelman
Ellsworth	Mendenhall	Shaw	Wirtz
Fischer, H. O.	Menefee	Siglin	Mr. Speaker
Freeman			

## The nays were, 39:

Anania	Franklin	Mayberry	Schwartz
Andersen	Gluba	McCormick	Schwieger
Bennett	Goode	Middleswart	Scott
Blouin	Hansen	Monroe	Skinner
Bray	Husak	Norpel	Stanley
Cochran	Jesse	Patton	Tieden
Dougherty	Johnston	Priebe	Wells
Doyle	Kennedy	Rodgers	Willits
Dunton	Kinley	Sargisson	Wyckoff
Ewell	Knoblauch	Schmeiser	

## Absent or not voting, 8:

Fisher, C. R.	Larson	Millen	Trowbridge
Hamilton	Lipsky	Schroeder	Uban

The motion prevailed.

Goode of Davis, District 98, asked and received unanimous consent to withdraw his amendment filed in committee of the whole on May 5, 1971, and found on page 1282, of the House Journal.

Goode of Davis, District 98, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654, lines 22 through 32, page 16, as follows:

Sec. 22. Section four hundred twenty-two point sixty-nine (422.69), subsection five (5), Code 1971, is amended as follows:

5. During the last quarter of each fiscal year an amount equal to ten percent of the net receipts from the sales tax collected under division IV of this chapter for the fiscal year, less the amount transferred during such fiscal year for motor vehicle registration plates, one-half shall be transferred to the road use tax fund created by chapter 312. *The remainder of the net receipts from the 10% of sales tax shall be credited to the street construction fund of the cities and towns*

## Committee of the Whole

*created by chapter 312.* The remainder of the net receipts from the sales tax shall be credited to the general fund.

Roll call was requested by Goode of Davis, District 98, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 44:

Anania	Franklin	Larson	Schmeiser
Anderen	Gluba	Mayberry	Schwartz
Bennett	Goode	McCormick	Schwieger
Blouin	Hansen	Middleswart	Scott
Bray	Husak	Millen	Stanley
Cochran	Jesse	Monroe	Taylor
Dougherty	Johnston	Norpel	Tieden
Doyle	Kelly	Priebe	Uban
Dunton	Kennedy	Radl	Wells
Ewell	Kinley	Rodgers	Willits
Fischer, H. O.	Knoblauch	Sargisson	Wyckoff

The nays were, 49:

Alt	Holden	Moffitt	Skinner
Bergman	Kehe	Mollett	Small
Camp	Knoke	Nielsen	Sorg
Campbell	Kreamer	Nystrom	Stokes
Christensen	Kruse	Pellet	Strand
Clark	Lawson	Pelton	Stromer
Curtis	Lipsky	Pierson	Strothman
Edelen	Logemann	Rex	Varley
Egenes	McElroy	Roorda	Waugh
Ellsworth	Mendenhall	Schroeder	Winkelman
Fisher, C. R.	Menefee	Shaw	Wirtz
Grassley	Miller	Siglin	Mr. Speaker
Hill			

Absent or not voting, 7:

Den Herder	Freeman	Patton	Welden
Drake	Hamilton	Trowbridge	

The amendment lost.

Alt of Polk, District 61, offered the following amendment in committee of whole:

Amend House File 654 as follows:

1. By adding the following new section:

"Section four hundred twenty-two point sixty-nine (422.69), Code 1971, is amended by adding the following new subsection:

A 'municipal assistance fund' is created in the office of the treasurer of state. Annually, prior to December thirty-first, the treasurer of state shall transfer an amount equal to one-fourth of the net receipts of one cent of the sales tax collected under division four (IV) of this chapter during the last

## Committee of the Whole

preceding fiscal year into the municipal assistance fund for distribution to cities and towns. On or before December thirty-first, 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. The moneys in the municipal assistance fund are appropriated for this purpose."

2. Renumber sections and correct internal references as necessary in accordance with this amendment.

3. Amend the title, page 1, line 6, by inserting after the word "tax" the words "and providing aid to cities and towns from sales tax receipts".

Jesse of Polk, District 58, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Alt amendment to House File 654, filed May 6, by striking in line 9 the word "one-fourth" and inserting in lieu thereof the word "one-half".

Roll call was requested by Jesse of Polk, District 58, and Skinner of Polk, District 60.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 40:

Anania	Ellsworth	Mayberry	Schmeiser
Andersen	Ewell	McCormick	Schwartz
Bennett	Gluba	Middleswart	Schwieger
Blouin	Husak	Mollett	Scott
Bray	Jesse	Monroe	Skinner
Cochran	Johnston	Norpel	Small
Dougherty	Kelly	Patton	Uban
Doyle	Kennedy	Priebe	Wells
Dunton	Knoblauch	Rodgers	Willits
Egenes	Larson	Sargisson	Wyckoff

Ths nays were, 54:

Alt	Hill	Moffitt	Stanley
Bergman	Holden	Nielsen	Stokes
Campbell	Kehe	Nystrom	Stromer
Christensen	Knoke	Pellett	Strand
Clark	Kreamer	Pelton	Strothman
Curtis	Kruse	Pierson	Taylor
Drake	Lawson	Radl	Tieden
Edelen	Lipsky	Rex	Trowbridge
Fischer, H. O.	Logemann	Roorda	Waugh
Fisher, C. R.	McElroy	Schroeder	Welden
Freeman	Mendenhall	Shaw	Winkelman
Goode	Menefee	Siglin	Wirtz
Grassley	Millen	Sorg	Mr. Speaker
Hansen	Miller		

## Committee of the Whole

Absent or not voting, 6:

Camp	Franklin	Kinley	Varley
Den Herder	Hamilton		

The amendment to the amendment lost.

Priebe of Kossuth, District 6, offered the following amendment to the amendment filed in committee of whole by Priebe, et al.:

Amend the Alt amendment to House File 654, filed May 6, 1971, as follows:

1. Line 13, by inserting after the word "towns" the words "and counties".
2. Line 16, by inserting after the word "town" the words "and county".
3. Line 17, by inserting after the word "town" the words "and county".
4. Line 18, by inserting after the words "towns" the words "and counties".
5. Line 26, by inserting after the word "towns" the words "and counties".

Monroe of Des Moines, District 92, moved that the Priebe amendment be deferred.

The motion lost.

Priebe of Kossuth, District 6, moved the adoption of his amendment.

Roll call was requested by Alt of Polk, District 61, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 65:

Alt	Gluba	Moffitt	Small
Anania	Goode	Mollett	Sorg
Bennett	Grassley	Monroe	Stokes
Bergman	Husak	Nielsen	Strand
Blouin	Jesse	Norpel	Stromer
Bray	Johnston	Nystrom	Strothman
Christensen	Kennedy	Patton	Taylor
Cochran	Knoblauch	Pellett	Tieden
Curtis	Mayberry	Priebe	Trowbridge
Dougherty	McCormick	Rodgers	Uban
Dunton	McElroy	Roorda	Waugh
Edelen	Mendenhall	Sargisson	Wells
Ellsworth	Menefee	Schmeiser	Willits
Ewell	Middleswart	Schwartz	Winkelman
Fischer, H. O.	Millen	Scott	Wirtz
Fisher, C. R.	Miller	Siglin	Wyckoff
Freeman			

## Committee of the Whole

## The nays were, 22:

Andersen	Hill	Larson	Schwieger
Campbell	Holden	Lipsky	Shaw
Clark	Kehe	Pelton	Stanley
Doyle	Kelly	Rex	Weiden
Egenes	Knoke	Schroeder	Mr. Speaker
Hansen	Kreamer		

## Absent or not voting, 13:

Camp	Hamilton	Lawson	Radl
Den Herder	Kinley	Logemann	Skinner
Drake	Kruse	Pierson	Varley
Franklin			

The amendment to the amendment was adopted.

The committee was recessed until 1:30 p.m.

## AFTERNOON SESSION

The committee reconvened, Speaker Harbor in the chair.

The committee resumed consideration of the Alt amendment.

Skinner of Polk, District 60, offered the following Kreamer-Hansen-Skinner amendment in committee of the whole:

Amend the Alt amendment to House File 654 by adding the following sentence at the end of section 1 as follows:

“One-half of all monies distributed to each city and town hereunder shall be used for reduction of property tax millage.”

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the amendment.

Holden of Scott, District 75, offered the following Holden-Varley-Kreamer amendment to the amendment in committee of the whole and moved its adoption:

Amend the Alt amendment to House File 654, filed May 6, 1971, as follows:

By adding after the period in line 20 the following:

“Funds available for municipal assistance pursuant to this section shall be reduced by the amount of funds appropriated by the state of Iowa for deposit in the sewage works construction

fund created in section four hundred fifty-five C point one (455C.1) of the Code. In determining the amount of funds to be distributed to cities and towns under this section, the comptroller shall subtract the funds appropriated by the state of Iowa for deposit in the sewage works construction fund.

## Committee of the Whole

Any funds remaining in the municipal assistance fund on January first following distribution of funds for cities and towns shall revert to the general fund of the state."

Roll call was requested by Holden of Scott, District 75, and the Speaker.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 26:

Camp	Kruse	Schroeder	Taylor
Campbell	Mendenhall	Siglin	Tieden
Curtis	Menefee	Sorg	Varley
Grassley	Mollett	Strand	Welden
Holden	Pellett	Stromer	Winkelman
Kehe	Pierson	Strothman	Mr. Speaker
Knoke	Roorda		

The nays were, 66:

Alt	Fisher, C. R.	Mayberry	Sargisson
Anania	Franklin	McCormick	Schmeiser
Andersen	Freeman	McElroy	Schwartz
Bennett	Gluba	Middleswart	Schwieger
Bergman	Goode	Miller	Scott
Blouin	Hansen	Moffitt	Skinner
Bray	Hill	Monroe	Small
Clark	Husak	Nielsen	Stanley
Cochran	Jesse	Norpel	Stokes
Den Herder	Kelly	Nystrom	Trowbridge
Dougherty	Kennedy	Patton	Uban
Doyle	Kinley	Pelton	Wagh
Dunton	Knoblauch	Priebe	Wells
Edelen	Kreamer	Radl	Willits
Egenes	Larson	Rex	Wirtz
Ellsworth	Lawson	Rodgers	Wyckoff
Ewell	Lipsky		

Absent or not voting, 8:

Christensen	Fischer, H. O.	Johnston	Millen
Drake	Hamilton	Logemann	Shaw

The amendment to the amendment lost.

Alt of Polk, District 61, moved the adoption of his amendment as amended.

Roll call was requested by Alt of Polk, District 61, and the Speaker.

On the question "Shall the amendment as amended be adopted?"

The ayes were, 67:

Alt	Bergman	Clark	Dougherty
Anania	Blouin	Cochran	Doyle
Andersen	Bray	Curtis	Dunton
Bennett	Christensen	Den Herder	Edelen



## Committee of the Whole

Ellsworth	Kennedy	Miller	Schwartz
Ewell	Kinley	Moffitt	Schwieger
Fisher, C. R.	Knoblauch	Mollett	Scott
Franklin	Knoke	Monroe	Skinner
Freeman	Kreamer	Nielsen	Small
Gluba	Larson	Norpel	Stanley
Goode	Lipsky	Nystrom	Strand
Hansen	Mayberry	Pellett	Trowbridge
Hill	Logemann	Pelton	Uban
Husak	McCormick	Priebe	Wells
Jesse	McElroy	Rodgers	Willits
Johnston	Menefee	Sargisson	Wyckoff
Kelly	Middleswart	Schmeiser	

## The nays were, 28:

Camp	Kruse	Schroeder	Tieden
Campbell	Lawson	Siglin	Varley
Drake	Mendenhall	Sorg	Waugh
Egenes	Patton	Stokes	Welden
Grassley	Radl	Stromer	Winkelman
Holden	Rex	Strothman	Wirtz
Kehe	Roorda	Taylor	Mr. Speaker

## Absent or not voting, 5:

Fischer, H. O.	Millen	Pierson	Shaw
Hamilton			

The amendment as amended was adopted.

Andersen of Woodbury, District 23, offered the amendment filed by Andersen, et al., on April 21, 1971, and found on pages 1025 to 1028 of the House Journal and moved its adoption:

Roll call was requested by Andersen of Woodbury, District 23, and the Speaker.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

## The ayes were, 42:

Anania	Hansen	Mendenhall	Schwartz
Andersen	Holden	Menefee	Schwieger
Clark	Kehe	Millen	Shaw
Doyle	Kelly	Moffitt	Stokes
Dunton	Kinley	Mollett	Stromer
Edelen	Knoblauch	Nielsen	Taylor
Egenes	Kruse	Priebe	Trowbridge
Fisher, C. R.	Lawson	Rex	Uban
Freeman	Logemann	Rodgers	Winkelman
Goode	Mayberry	Sargisson	Wirtz
Grassley	McCormick		

## The nays were, 53:

Alt	Camp	Den Herder	Ewell
Bennett	Campbell	Dougherty	Fischer, H. O.
Blouin	Cochran	Drake	Franklin
Bray	Curtis	Ellsworth	Gluba

## Committee of the Whole

Hill	Middleswart	Roorda	Strand
Husak	Miller	Schmeiser	Tieden
Jesse	Monroe	Schroeder	Varley
Johnston	Norpel	Scott	Waugh
Kennedy	Nystrom	Siglin	Wells
Knoke	Patton	Skinner	Willits
Kreamer	Pellett	Small	Wyckoff
Larson	Pelton	Sorg	Mr. Speaker
Lipsky	Pierson	Stanley	
McElroy	Radl		

Absent or not voting, 5:

Bergman	Hamilton	Strothman	Welden
Christensen			

The amendment lost.

The committee resumed consideration of the following amendment offered by Knoke of Pottawattamie, District 79, on May 5, 1971:

Amend House File 654 by striking sections twenty (20), twenty-two (22), twenty-three (23), twenty-four (24), and twenty-seven (27).

Knoke of Pottawattamie, District 79, moved the adoption of his amendment.

Roll call was requested by Knoke of Pottawattamie, District 79, and the Speaker.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 52:

Anania	Gluba	Lipsky	Rodgers
Andersen	Grassley	Logemann	Sargisson
Bennett	Hansen	Mayberry	Schroeder
Blouin	Hill	McCormick	Schwartz
Bray	Husak	Middleswart	Scott
Campbell	Jesse	Millen	Shaw
Clark	Johnston	Mollett	Skinner
Cochran	Kelly	Monroe	Small
Dougherty	Kennedy	Patton	Uban
Doyle	Kinley	Pelton	Varley
Egenes	Knoblauch	Priebe	Wells
Ewell	Knoke	Radl	Willits
Franklin	Larson	Rex	Wyckoff

The nays were, 42:

Alt	Ellsworth	Kreamer	Moffitt
Camp	Fischer, H. O.	Kruse	Nielsen
Christensen	Fisher, C. R.	Lawson	Norpel
Curtis	Freeman	McElroy	Nystrom
Den Herder	Goode	Mendenhall	Pellett
Drake	Holden	Menefee	Pierson
Dunton	Kehe	Miller	Roorda

## Committee of the Whole

Schwieger  
Siglin  
Sorg  
Stanley

Stokes  
Strand  
Stromer  
Taylor

Tieden  
Trowbridge  
Waugh

Winkelman  
Wirtz  
Mr. Speaker

## Absent or not voting, 6:

Bergman  
Edelen

Hamilton  
Schmeiser

Strothman

Welden

The amendment was adopted.

By unanimous consent the following amendments were withdrawn:

The amendment filed by Lawson of Cerro Gordo, District 7, on May 5, 1971, and found on pages 1287 through 1291 of the House Journal.

The amendment filed by Priebe of Kossuth, District 6, and Skinner of Polk, District 60, on April 22, 1971, and found on pages 1070 through 1078 of the House Journal.

The amendment to the Priebe-Skinner amendment filed by Priebe of Kossuth, District 6, on April 23, 1971, and found on page 1089 of the House Journal.

The amendment to the Priebe-Skinner amendment filed by Priebe of Kossuth, District 6, on April 22, 1971, and found on page 1055 of the House Journal.

The amendment filed by Gluba, et al., on April 27, 1971, and found on pages 1121 through 1125 of the House Journal.

The amendment to the Gluba, et al., amendment filed by Gluba of Scott, District 76, on April 28, 1971, and found on page 1154 of the House Journal.

The amendment to the Gluba, et al., amendment filed by Gluba of Scott, District 76, on April 27, 1971, and found on pages 1125 and 1126 of the House Journal.

The amendment filed by Skinner of Polk, District 60, and Gluba of Scott, District 76, on May 5, 1971, and found on pages 1291 and 1292 of the House Journal.

The amendment filed by Small of Johnson, District 69, and Gluba of Scott, District 76, on May 3, 1971, and found on page 1250 of the House Journal.

The amendment filed by Small of Johnson, District 69; Gluba of Scott, District 76; and Cochran of Webster, District 29, on May 3, 1971, and found on page 1250 of the House Journal.

## Committee of the Whole

The amendment filed by Scott, et al., on May 5, 1971, and found on page 1286 of the House Journal.

The amendment by Andersen, et al., filed on April 21, 1971, and found on pages 1028 through 1031 of the House Journal.

The amendment filed by Uban, et al., on April 29, 1971, and found on pages 1203 through 1216 of the House Journal.

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw his motion to reconsider the Knoke amendment, filed on May 5, 1971.

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw the amendment filed by him on May 3, 1971, and found on page 1249 of the House Journal.

Varley of Adair moved that the committee take up for consideration the Stromer plan for distribution of school aid.

The motion prevailed.

Stromer of Hancock offered the following division 1 of the Stromer, et al., amendment:

1 Amend House File 654 as follows:

2 1. Strike page 2 and lines 1 through 20, inclusive,  
3 of page 3, and insert in lieu thereof the following:

4 Section 1. SCHOOL FOUNDATION PROGRAM. This Act

5 establishes a school foundation program. Each public  
6 school district in the state is entitled to receive  
7 from the state during each school year a per pupil  
8 amount equal to the amount by which the school foundation  
9 base for that school year exceeds the amount per pupil  
10 which will be raised by the school foundation property  
11 tax levied in the district during that school year.

12 Sec. 2. SCHOOL FOUNDATION BASE.

13 1. The school foundation base for the 1972-1973  
14 school year is the sum of the following components,  
15 each modified by the percentage growth factor for that  
16 school year:

17 a. A flat grant from the state of three hundred  
18 twenty-five dollars per pupil.

19 b. An amount of three hundred fifty dollars per  
20 pupil, to be raised primarily by school foundation  
21 property tax to be levied in the school district during  
22 that school year.

23 2. Prior to July first each year commencing in 1972,  
24 the state comptroller shall compute the percentage  
25 growth factor for each of the two component parts of  
26 the school foundation base, as follows:

27 a. Determine the percent of increase or decrease  
28 in state revenue from taxes, adjusted for changes in

## Committee of the Whole

29 rates or basis, for each year of the last three calendar  
30 years for which accurate figures are available, and  
31 divide the total by three. The result is the percentage  
32 growth factor for the flat grant component.

33 b. Determine the percent of increase or decrease  
34 in the assessed valuation of taxable property in the  
35 state, adjusted for statewide changes in assessment  
36 practices, for each year of the last three calendar  
37 years for which accurate figures are available, and  
38 divide the total by three. The result is the percentage  
39 growth factor for the property tax component.

40 c. In the determinations required under paragraphs  
41 a and b of this subsection, if there is an average  
42 decrease there will be a negative growth factor.

43 3. For the 1972-1973 school year, the state  
44 comptroller shall determine the actual school foundation  
45 base by multiplying each of the component amounts listed  
46 in subsection one (1) of this section by its percentage  
47 growth factor for that school year, and adding the  
48 product obtained in each case to that component amount.  
49 The two component amounts so modified constitute the  
50 current school foundation base for the 1972-1973 school  
51 year.

52 4. For each subsequent school year, the state  
53 comptroller shall determine the actual school foundation  
54 base by multiplying each of the component amounts of  
55 the current school foundation base by the applicable  
56 percentage growth factor for that school year, and  
57 adding the product obtained in each case to that  
58 component amount. The two current component amounts  
59 so modified constitute the current school foundation  
60 base for the subsequent year.

61 Sec. 3. SCHOOL FOUNDATION BASE COMPONENTS. As used  
62 in this Act, unless otherwise indicated, references  
63 to the school foundation base, to that flat grant  
64 component, or to the property tax component, mean the  
65 base or its components as modified by the comptroller  
66 for the applicable school year, as provided in section  
67 two (2) of this Act.

68 Sec. 4. SCHOOL FOUNDATION PROPERTY TAX AND STATE  
69 SUPPLEMENT. Beginning with the 1972-1973 school year,  
70 each public school district shall certify for its general  
71 fund budget each year a foundation property tax of  
72 thirty mills per dollar of assessed valuation on all  
73 taxable property within the school district. However,  
74 no school district shall certify a school foundation  
75 property tax for any year higher than necessary to  
76 raise a per pupil amount equal to the amount of the  
77 property tax component of the school foundation base  
78 for the budget year.

79 A school district which cannot raise a per pupil  
80 amount equal to the amount of the property tax component  
81 of the school foundation base for the budget year, by

## Committee of the Whole

82 a levy of thirty mills or less, is entitled to receive  
83 from the state during that school year, as state  
84 foundation property tax supplement, a per pupil amount  
85 equal to the difference between the amount which will  
86 be raised by a thirty mill levy in the district, and  
87 the amount of the property tax component of the school  
88 foundation base for the budget year.

89 Not later than June first each year, each county  
90 auditor shall certify to each school district within  
91 the county the assessed valuation of taxable property  
92 within that district, and shall certify to the state  
93 comptroller and the department of public instruction  
94 the assessed valuation of taxable property in each  
95 school district within the county.

96 Sec. 5. COMPUTATION AND PAYMENT OF STATE AID. Prior  
97 to July fifteenth each year, the state comptroller shall  
98 determine an accurate approximation of the amount of  
99 state school aid to be paid to each school district  
100 in the state, as provided in sections one (1) through  
101 four (4) of this Act, including the flat grant component  
102 of the school foundation base and the state foundation  
103 property tax supplement, and shall certify the estimated  
104 amount to each school district for use in preparing budgets.

105 As soon as possible each year, the state comptroller  
106 shall compute the actual amount due each school district  
107 in the state under the provisions of sections one (1)  
108 through four (4) of this Act, and shall pay the amount  
109 due to each school district in three approximately equal  
110 installments to be paid on approximately the first days  
111 of November, February, and May of each school year.  
112 However, if the amount appropriated for state school  
113 aid for a school year is insufficient to pay in full  
114 the amounts computed by the state comptroller to be  
115 due to each school district, then the amount paid to  
116 each school district shall be reduced by the state comp-  
117 troller in the proportion that the total amount  
118 appropriated is to the total amount due to all school  
119 districts in the state.

120 All moneys received by a school district from the  
121 state under the provisions of this section shall be  
122 deposited in the school district's general fund, and  
123 may be used for any school general fund purposes.

124 2. Page 5, strike lines 6 through 35, inclusive.

125 3. Page 6, strike from lines 8 and 9 the words  
126 "property tax levied that year, and from state aid based  
127 on the foundation formula" and insert in lieu thereof  
128 the word "base".

129 4. Page 7, lines 20, 21, and 22, strike the words  
130 "property tax, the state aid that would have been re-  
131 ceived under the school foundation formula for that  
132 school year" and insert in lieu thereof the words and  
133 figure "base provided in section two (2) of this Act".

134 5. Page 7, lines 29, 30, and 31, strike the words  
135 and figures "the total Iowa net income as defined in

## Committee of the Whole

136 section four hundred twenty-two point seven (422.7)  
137 of the Code.”.

138 6. Page 8, strike lines 6 through 35, inclusive,  
139 and page 9, strike lines 1 through 30, inclusive, and  
140 insert in lieu thereof the following:

141 3. Determine sixty-five percent of the net amount  
142 determined in subsection one (1) of this section. The  
143 millage rate necessary to raise this sixty-five percent  
144 amount if spread at a uniform rate over all taxable  
145 property within the district is the additional school  
146 district property tax for other than industrial and  
147 utility property, for the 1972-1973 school year.

148 4. Determine thirty-five percent of the net amount  
149 determined in subsection one (1) of this section, and  
150 divide this thirty-five percent amount by the total  
151 state individual income tax in the district as deter-  
152 mined in subsection two (2) of this section. The  
153 quotient obtained is the rate of school district in-  
154 come tax and is hereby imposed as a surtax on the amount  
155 of state income tax paid on incomes earned in 1971 for  
156 the 1972-1973 school year and on state income tax paid  
157 on incomes earned in 1972 for the 1973-1974 school year.  
158 However, the surtax rate shall not exceed fifty percent,  
159 and any part of the net amount to be raised under this  
160 section which cannot be raised by a surtax of fifty  
161 percent or less, shall be added to the amount to be  
162 raised under subsection three (3) of this section.  
163 The surtax for the 1974-1975 school year and every  
164 school year thereafter and the additional school district  
165 property tax levy on other than industrial and utility  
166 property for the 1972-1973 school year and every school  
167 year thereafter shall be determined by the state  
168 comptroller in the manner set forth in subsection five  
169 (5) of this section.

170 5. a. Determine the total amount needed for the  
171 school district's general fund budget for the current  
172 year less anticipated receipts from all sources except  
173 the additional school district property tax on other  
174 than industrial and utility property and the school  
175 district income tax.

176 b. Determine the total assessed valuation of tax-  
177 able property in the school district for the current  
178 calendar year, and the total state individual income  
179 tax and school district income tax collected from the  
180 district as shown on the individual tax returns of  
181 individuals residing in the school district on December  
182 thirty-first of the most recently completed calendar  
183 year or at the time of filing for those on other than  
184 a calendar year basis and filing within the most recently  
185 completed calendar year. The director of revenue shall  
186 report to the state comptroller the amount of state  
187 individual income tax and school district income tax  
188 collected for the current school year on or about October  
189 twentieth of the current school year.

## Committee of the Whole

190 c. Subtract the school district income tax deter-  
191 mined in paragraph b of this subsection from the amount  
192 obtained in paragraph a of this subsection. The millage  
193 rate necessary to raise this net amount if spread at  
194 a uniform rate over all taxable property in the district  
195 is the additional school district property tax for other  
196 than industrial and utility property, to be levied in  
197 the current school year.

198 d. Determine the amount to be raised by the tax  
199 to be levied under the provisions of paragraph c of  
200 this subsection, and determine an amount which is in  
201 a ratio of thirty-five to sixty-five with that amount.  
202 The second amount is the amount to be raised by the  
203 school district income surtax. Divide this amount by  
204 the amount of state individual income tax determined  
205 in paragraph b of this subsection to determine the  
206 surtax to be imposed on the incomes earned during the  
207 current calendar year. However, the surtax rate shall  
208 not exceed fifty percent, and any part of the net amount  
209 to be raised under this paragraph which cannot be raised  
210 by a surtax of fifty percent or less, shall be added  
211 to the amount to be raised under paragraph c of this  
212 subsection. The state comptroller shall certify to  
213 the director of revenue on or about June first of each  
214 year, or as soon as possible if the school budget is  
215 subject to an election as provided in section eighteen  
216 (18) of this Act, the surtax to be imposed for each  
217 school district on the incomes earned during that year  
218 of all individuals residing in the school district on  
219 December thirty-first of the current calendar year,  
220 or at the time of filing for those on other than a  
221 calendar year basis and filing within the current  
222 calendar year.

223 7. Page 12, strike lines 10 through 35, strike page  
224 13, and strike lines 1 through 25 on page 14.

Stromer of Hancock, District 8, offered the following amendment to the amendment in committee of the whole and moved its adoption:

Amend the Stromer amendment to House File 654, filed April 22, 1971, commencing on page 1056 of the House Journal, by inserting in line 78 after the word "year" the following:

" , except that if a school district's total property tax levy for the general fund budget is less than thirty mills, the foundation property tax in that district shall be increased so that the total property tax levy for the general fund budget is thirty mills or the equivalent of the district's total property tax levy for the general fund budget for the 1971-1972 school year, whichever is less, and the amount of the total flat grant component payable to that district shall be reduced by the amount



## Committee of the Whole

which will be obtained from the increased amount of foundation property tax. For the purpose of computing the foundation property tax, a district's total property tax levy for the general fund budget is determined by excluding any additional school district property tax on industrial and utility property and including any additional school district property tax on other than industrial and utility property."

The amendment to the amendment was adopted.

Stromer of Hancock, District 8, moved the adoption of lines 1 through 137 of the Stromer, et al., amendment as amended.

Roll call was requested by Stromer of Hancock, District 8, and the Speaker.

On the question "Shall lines 1 through 137 of division 1, as amended be adopted?"

**The ayes were, 58:**

Anania	Grassley	Norpel	Small
Blouin	Husak	Nystrom	Sorg
Christensen	Knoblauch	Patton	Stokes
Cochran	Knoke	Pellett	Strand
Curtis	Kruse	Pierson	Stromer
Den Herder	Logemann	Priebe	Taylor
Dougherty	McCormick	Rex	Tieden
Drake	McElroy	Rodgers	Trowbridge
Dunton	Mendenhall	Roorda	Varley
Ellsworth	Menefee	Sargisson	Waugh
Fischer, H. O.	Middleswart	Schmeiser	Winkelman
Fisher, C. R.	Miller	Schroeder	Wirtz
Freeman	Moffitt	Scott	Wyckoff
Gluba	Mollett	Siglin	Mr. Speaker
Goode	Monroe		

**The nays were 30:**

Alt	Fwell	Kelly	Schwieger
Bennett	Franklin	Kennedy	Shaw
Bray	Hansen	Lawson	Stanley
Camp	Hill	Lipsky	Uban
Campbell	Holden	Mayberry	Welden
Clark	Jesse	Pelton	Wells
Doyle	Johnston	Schwartz	Willits
Egenes	Kehe		

**Absent or not voting, 12:**

Andersen	Hamilton	Larson	Radl
Bergman	Kinley	Millen	Skinner
Edelen	Kreamer	Nielsen	Strothman

Lines 1 through 137 of division 1, as amended, were adopted.

## Committee of the Whole

Varley of Adair, District 84, asked and received unanimous consent to withdraw lines 138 through 224 of the Stromer, et al., amendment.

Stromer of Hancock, District 8, asked and received unanimous consent to withdraw lines 225 through 292 of the Stromer, et al., amendment.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## MOTION TO RECONSIDER

(Goode Amendment to House File 654)

I move to reconsider the vote by which the Goode amendment to House File 654, filed in the committee of the whole May 6, 1971, failed to be adopted by the committee of the whole May 6, 1971.

ED SKINNER

## MOTION TO RECONSIDER

(Knoke Amendment to House File 654)

I move to reconsider the vote by which the Knoke amendment to House File 654 was adopted by the committee of the whole on May 6, 1971.

KENNETH L. LOGEMANN

## MOTION TO RECONSIDER

(Alt Amendment to House File 654)

I move to reconsider the vote by which the Alt amendment to House File 654 was adopted by the committee of the whole on May 6, 1971.

LEONARD C. ANDERSEN

## MOTION TO RECONSIDER

(Lines 1 through 137 of Division 1, as amended,  
of the Stromer Amendment)

I move to reconsider the vote by which lines 1 through 137 of division 1 of the Stromer amendment, as amended, was adopted by the House in committee of the whole May 6, 1971.

MICHAEL T. BLOUIN

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Senate has passed the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution 16, authorizing the executive council to acquire the Hubbell mansion.

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

Senate Concurrent Resolution 25, authorizing the legislative council to create a study committee to study the feasibility of establishing a department of transportation.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 14, a bill for an act relating to the leasing of property by the state conservation commission.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 262, a bill for an act relating to traffic control signals.

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

Senate File 500, a bill for an act relating to the Iowa inheritance tax.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 522, a bill for an act relating to explosive materials.

Also: That the Senate has adopted the conference committee report, the recommendations contained therein and passed:

Senate File 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 14

- 1 Amend House File 14 as follows:
- 2 1. Page 1, line 6, by striking the words “, with the
- 3 approval of the executive council,” and inserting in lieu
- 4 thereof the words “[, with the approval of the executive
- 5 council,] *recommend that the executive council*”.
- 6 2. Page 1, line 8, by striking the word “its” and insert-
- 7 ing in lieu thereof the words “[its] *the commission’s*”.
- 8 3. Page 1, line 11, by inserting after the word “purpose.”
- 9 the following:
- 10 *“The council may, if it approves the recommendation and*
- 11 *the lease to be entered into is for five years or less,*
- 12 *execute the lease in behalf of the state and commission.*
- 13 *If the recommendation is for a lease in excess of five*
- 14 *years, the council shall advertise for bids therefor as*
- 15 *provided in section 19.20. If a bid is accepted, the lease*
- 16 *shall be let or executed by the council as provided in*
- 17 *section 19.21, except that the lease shall be let or*
- 18 *executed in accordance with the most desirable bid. The*
- 19 *lease shall not be executed for a term longer than fifty*

20 *years. Any such leaseholder interest, including any improve-*  
 21 *ments placed thereon, shall be listed on the tax rolls as*  
 22 *provided in chapters 428 and 443; assessed and valued as*  
 23 *provided in chapter 441; taxes levied thereon as provided*  
 24 *in chapter 444; collected as provided in chapter 445; and*  
 25 *subject to tax sale, redemption, and apportionment of taxes*  
 26 *as provided in chapters 446, 447, and 448. It shall be*  
 27 *the duty of the lessee to discharge and pay all such taxes."*

#### SENATE AMENDMENT TO HOUSE FILE 262

1 Amend House File 262, page 1, line 21, by inserting  
 2 after the word "traffic" the following: ", but a  
 3 vehicle turning right at such intersection shall yield  
 4 the right of way to a pedestrian lawfully entering such  
 5 intersection".

#### SENATE AMENDMENT TO HOUSE FILE 522

1 Amend House File 522 as follows:  
 2 1. Page 2, line 31, by striking the words "state fire marshal"  
 3 and inserting in lieu thereof the words "commissioner of public  
 4 safety".  
 5 2. Page 2, line 33, by striking the words "state fire marshal"  
 6 and inserting in lieu thereof the words "commissioner of  
 7 public safety".  
 8 3. Page 3, lines 9 and 10, by striking the words "state fire  
 9 marshal" and inserting in lieu thereof the words "commissioner  
 10 of public safety".  
 11 4. Page 3, line 15, by striking the words "state fire marshal"  
 12 and inserting in lieu thereof the words "commissioner of public  
 13 safety".  
 14 5. Page 3, lines 17 and 18, by striking the words "fire  
 15 marshal's" and inserting in lieu thereof the word  
 16 "commissioners".  
 17 6. Page 3, line 23, by striking the words "state fire marshal"  
 18 and inserting in lieu thereof the words "commissioner of  
 19 public safety".  
 20 7. Page 3, line 29, by striking the words "state fire marshal"  
 21 and inserting in lieu thereof the words "commissioner of  
 22 public safety".  
 23 8. Page 3, line 30, by striking the words "state fire marshal"  
 24 and inserting in lieu thereof the words "commissioner of public  
 25 safety".  
 26 9. Page 4, line 7, by adding after the figure "(3)" the  
 27 following: ", section eight (8), section nine (9), and  
 28 section ten (10)".  
 29 10. Page 4, line 9, by striking the word "detonate,".  
 30 11. Page 4, by adding the following new subsection after  
 31 line 11.  
 32 "4. Commercial dealers having a federal firearms  
 33 license shall be exempt from the requirement or the  
 34 commercial license requirement of this Act for importation,  
 35 distribution, sale, transportation, storage and possession  
 36 of smokeless powder propellents or black sporting powder

37 propellents provided that such dealer must conform and comply  
38 to rules, regulations, or ordinances of federal, state, city  
39 or town authorities having jurisdiction of such powder.”

40 12. Page 4, line 30, by striking the words “state fire marshal”  
41 and inserting in lieu thereof the words “commissioner of  
42 public safety”.

43 13. Page 5, line 8, by striking the words “state fire marshal”  
44 and inserting in lieu thereof the words “commissioner of  
45 public safety”.

46 14. Page 5, line 21, by striking “store, or detonate” and  
47 inserting in lieu thereof “or store”.

48 15. Page 5, line 27, by striking the words “state fire  
49 marshal” and inserting in lieu thereof the words “commissioner  
50 of public safety”.

51 16. Page 5, line 27, by striking the words “fire marshal’s”  
52 and inserting in lieu thereof the word “commissioner’s”.

53 17. Page 5, by striking all of line 28 after the word “court”  
54 and by striking all of lines 29 through 32, inclusive, and  
55 inserting in lieu thereof the following: “. Such appeal shall  
56 be made as a trial de novo.”

57 18. Page 6, line 1, by striking all after the word “sought”  
58 and all of lines 2 and 3 and inserting in lieu thereof the  
59 following: “, and de novo to the district court.”

60 19. Page 6, line 4, by striking the words “state fire  
61 marshal” and inserting in lieu thereof the words “commissioner  
62 of public safety”.

63 20. Page 6, lines 10 and 11, by striking the words “state  
64 fire marshal” and inserting in lieu thereof the words  
65 “commissioner of public safety”.

66 21. Page 6, line 26, by inserting after the period the  
67 following: “The prescribed procedure and method of inventory  
68 shall, in any event, provide for the taking of at least a  
69 weekly inventory of stored explosive materials.”

70 22. Page 6, line 30, by inserting after the period the  
71 following: “The storage and security standards for a  
72 licensee shall, in any event, include, at least, the  
73 following:

74 a. The explosive storage facility shall be a solidly  
75 built structure with a floor which is secured to the ground.  
76 It shall contain no windows:

77 b. The outer wall covering shall be constructed in  
78 such a manner and of such material that entry cannot be  
79 accomplished by prying apart or separating portions of the  
80 outer wall covering.

81 c. The doors to the facility shall be fastened to the  
82 facility by hinges and hasps that cannot be readily removed  
83 or broken by the use of a pry bar or like tool. The hinges  
84 and hasps shall be attached to the doors by welding, riveting  
85 or bolting, with the nuts on the inside of the door. The  
86 rivets or bolts shall be installed in such a manner that the  
87 hinges and hasps cannot be removed when the doors are closed  
88 or locked.

89 d. Each door shall be equipped with two mortise locks;  
90 or with two padlocks fastened in separate hasps and staples;

91 or with a combination of mortise lock and a padlock; or  
92 with a mortise lock that requires two keys to open; or a  
93 three-point lock. All padlocks shall be fine-tumbler proof.  
94 All padlocks shall be protected with one-quarter inch steel  
95 caps constructed so as to prevent sawing or lever action on  
96 the locks or hasps."

97 "The storage and security standards for a permittee shall,  
98 in any event, include, at least the requirements that explosives  
99 be placed in a container that cannot be readily opened or  
100 dismantled by the use of a pry bar or like tool; any lid or  
101 top thereto be secured to such container in like manner;  
102 such lid or top, when closed, be secured by a mortise  
103 lock or padlock that cannot be readily removed or broken  
104 by the use of a pry bar or like tool; and be securely  
105 anchored to the ground in some manner."

106 23. Page 6, line 33, by striking the words "state fire  
107 marshal" and inserting in lieu thereof the words "commissioner  
108 of public safety".

109 24. Page 7, by inserting after line 1 the following:

110 "6. Conduct such inspections of licensees and permittees  
111 as may be necessary to enforce the provisions of this Act."

112 25. Page 7, by adding after line 3 the following new  
113 subsection:

114 "Prescribe minimum distances which must be maintained  
115 between the point where explosive materials are proposed  
116 to be detonated and adjacent dwellings or other objects in  
117 order to minimize the danger of injury or damage to persons  
118 or property in the proximity of the blasting area. Such  
119 minimum distances shall be based upon the amount of explosive  
120 material proposed to be used in a single detonation, the  
121 nature of the adjacent property sought to be protected, and  
122 other relevant factors."

123 26. Page 7, by inserting after line 8 the following new  
124 section:

125 "The licensee's or permittee's explosive storage  
126 facility shall be inspected at least once every six months  
127 by either the sheriff of the county where the facility is  
128 located or by the local police authority if the facility  
129 is located within a city of over ten thousand population.  
130 The facility may be examined at other times by the sheriff  
131 if he considers it necessary.

132 If the sheriff or local police authority find the facility  
133 to be improperly secured, the licensee or permittee shall  
134 immediately correct the improper security and, if not so  
135 corrected, the sheriff or local police authority shall  
136 immediately confiscate the stored explosives. If the  
137 explosives are confiscated by the local police authority,  
138 they shall be delivered to the sheriff. The sheriff shall  
139 hold confiscated explosives for a period of thirty days under  
140 proper security unless the period of holding is shortened  
141 pursuant to this section.

142 If the licensee or permittee corrects the improper  
143 security within such thirty-day period, the explosives shall  
144 be returned to the licensee or permittee after he has made

145 such correction and after he has paid into the county fund  
146 an amount equal to the expense incurred by the county in  
147 storing the explosives during the period of confiscation.  
148 The amount of such expense shall be determined by the  
149 sheriff.

150 If the improper security is not corrected during the  
151 thirty-day period, the sheriff shall deliver the explosives  
152 to the fire marshal for disposal and the license or permit  
153 shall be canceled. Such canceled license or permit shall  
154 not be reissued for a period of two years from the date of  
155 cancellation.

156 The licensee or permittee may obtain possession of the  
157 explosives from the sheriff during the thirty-day period  
158 for the purpose of disposing of them. The disposal pro-  
159 cedure shall conform to the provisions of section eight (8)  
160 of this Act. The licensee or permittee shall first pay  
161 into the county fund an amount equal to the expense incurred  
162 by the county in storing the explosives during the period  
163 of confiscation. The amount of the expense shall be  
164 determined by the sheriff."

165 27. Page 7, line 17, by striking the words "state fire  
166 marshal and to the division of" and all of lines 18 and 19  
167 and inserting in lieu thereof the words "commissioner of  
168 public safety."

169 28. Page 7, lines 26 and 27, by striking the words "state  
170 fire marshal" and inserting in lieu thereof the words  
171 "commissioner of public safety".

172 29. Page 7, line 30, by inserting after the word "by" the  
173 following: "the regular military or naval forces of the  
174 United States, the duly organized militia of this state,".

175 30. Page 8, by striking lines 10 through 18, inclusive, and  
176 inserting in lieu thereof the following:

177 "1. Smokeless powder is intended for handloading or  
178 reloading of ammunition for small arms with bores equivalent  
179 to ten gauge or less.

180 "2. Black sporting powder is intended for hand loading  
181 or reloading ammunition for small arms with bores equivalent  
182 to ten gauge or less, loading black ammunition, loading  
183 cap and ball revolvers, loading muzzle loading arms, or  
184 loading muzzle loading cannon.

185 "3. All such powder is for private use and not for  
186 commercial resale, and in the case of black sporting powder  
187 or smokeless powder the sharing with or disposition to  
188 another person is permitted if otherwise lawful."

189 31. Page 8, lines 24 and 25, by striking the words "state  
190 fire marshal" and inserting in lieu thereof the words  
191 "commissioner of public safety".

192 32. Page 8, lines 25 and 26, by striking the words "fire  
193 marshal" and inserting in lieu thereof the word "commissioner".

194 33. Page 9, line 11, by striking the words "state fire  
195 marshal" and inserting in lieu thereof the words "commissioner  
196 of public safety".

197 34. Page 9, by striking lines 16 through 26, inclusive.

198 35. Page 9, by adding after line 26 the following new section:

199 "Sec. .... Any person who has an existing and valid  
200 license or permit pursuant to the laws of the United States  
201 to manufacture, import, distribute, sell, possess, transport,  
202 store or detonate explosives shall be exempt from the pro-  
203 visions of this Act."

204 36. Page 1, by striking all of line 4 after the word  
205 "regulations" and by striking lines 5 and 6 and inserting  
206 in lieu thereof a period.

207 37. By renumbering the sections, subsections and internal  
208 references to conform with this amendment.

### SENATE CONCURRENT RESOLUTION 25

#### By Committee on Iowa Development

*Whereas*, the enforcement of laws relating to motor vehicles and railway, air, and water transportation is presently vested in many state departments; and

*Whereas*, an efficient public and private transportation system requires coordination of efforts and consideration of all modes of transportation; and

*Whereas*, the federal government and several other states have established departments of transportation embracing the many phases of the public and private transportation industry to coordinate transportation regulation; and

*Whereas*, several studies have recommended that the State of Iowa establish a department of transportation; and

*Whereas*, the Governmental Reorganization Study Committee which during the 1970 interim was assigned the study of the feasibility of establishing a department of transportation but was unable to undertake this study because of a lack of time; and

*Whereas*, legislation designed to create a department of transportation would necessarily be complex and include the amendment of statutes relating to all state departments and agencies charged with the responsibility of providing for and regulating all modes of transportation; and

*Whereas*, with the many issues facing the first session of the Sixty-fourth General Assembly there may not be time for both staff and legislators to adequately develop and study such proposed legislation, *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That the legislative council is authorized to create a study committee which membership shall include legislative members of the appropriate standing committees and nonlegislative members knowledgeable in the various areas of transportation to conduct during the 1971 legislative interim a comprehensive study relating to the feasibility of establishing a department of transportation encompassing the administration and regulation of motor vehicles, railway, air, and water transportation, and related functions; and

*Be It Further Resolved*, That the study committee shall make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement recommendations, to the legislative council. Copies of the report and proposed bill drafts approved by the legislative council shall be submitted to members of the General Assembly meeting in the year 1972.

Laid over under Rule 25.



## COMMUNICATION FROM THE SECRETARY OF STATE

May 5, 1971

Mr. William R. Kendrick  
 Chief Clerk of the House  
 State Capitol Building  
 Des Moines, Iowa 50319

I hereby certify that House File 570 was published in The Sioux Center News, Sioux Center, Iowa, April 29, 1971, and in the Grinnell Herald-Register, Grinnell, Iowa, April 29, 1971.

Respectfully submitted,

MELVIN D. SYNHORST  
 Secretary of State

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 5, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 24, an act to exempt certain electric utility projects from petition requirements.

House File 26, an act relating to the use of eminent domain for the development or utilization of water or water power for manufacturing, power, industrial and recreational purposes.

House File 278, an act relating to eligibility requirements for aid to dependent children.

House File 283, an act relating to the payment of claims.

House File 429, an act relating to preparation of ballots and voting machines for constitutional questions, amendments and public measures.

House File 470, an act relating to sale or transfer of livestock brands.

Senate File 149, an act relating to the imposition of a general criminal penalty for violations of the fish and game conservation laws.

Senate File 183, an act relating to disposal of unneeded documents.

Senate File 190, an act relating to the transfer of persons committed to jail.

## AMENDMENTS FILED

- 1 Amend Senate File 296, as passed by the Senate
- 2 and reprinted as follows:
- 3 Page 7A, by striking from lines 18 and 19 the
- 4 following: "Odd lot purchases of less than one
- 5 hundred bushels are exempted from this Act."

FISHER of Greene, District 56

- 1 Amend Senate File 296, as passed by the Senate  
 2 and reprinted, page 10, by inserting after line 3 the  
 3 following new section:  
 4 "Sec. 34. The Iowa soybean promotion board shall  
 5 not be a state agency."

FISHER of Greene, District 56  
 LOGEMANN of Worth, District 7  
 COCHRAN of Webster, District 29

- 1 Amend the committee on transportation amend-  
 2 ment to House File 10 by striking from lines 19,  
 3 20, and 21 the following sentence: "Nothing herein  
 4 shall be construed to permit the condemnation of  
 5 gravel, stone or other mineral deposits."

RADL of Linn, District 43  
 LARSON of Story, District 34

- 1 Amend House File 466 as follows:  
 2 1. Page 2, line 3, by inserting after the word  
 3 "having" the word "theretofore".  
 4 2. Page 2, line 7, by inserting after the word  
 5 "any" the word "such".  
 6 3. Page 2, line 12, by inserting after the  
 7 comma following the word "advisable" the words "from  
 8 time to time".  
 9 4. Page 2, by striking lines 15 through 21,  
 10 inclusive, and inserting in lieu thereof the following:  
 11 "from the operation of the county public hospital.  
 12 All such bonds may bear such date or dates, may mature  
 13 at such time or times not exceeding thirty years from  
 14 their respective dates, may bear interest at such rate  
 15 or rates not exceeding seven per cent per annum payable  
 16 semiannually, may be in such form and payable at such  
 17 place or places, and may be subject to such redemption  
 18 privileges as are stated on the face thereof and as  
 19 may be provided in the resolution."  
 20 5. Page 2, line 28, by striking the word "twenty"  
 21 and inserting in lieu thereof the word "thirty".  
 22 6. Page 2, line 31, by striking the word "twenty"  
 23 and inserting in lieu thereof the word "five".  
 24 7. Page 3, line 16, by inserting after the word  
 25 "section" the words "be or".  
 26 8. Page 3, line 17, by inserting after the word  
 27 "county" the words "within the purview of any  
 28 constitutional or statutory limitation or provision".  
 29 9. Page 3, line 18, by inserting after the word  
 30 "constitute" the word "such".  
 31 10. Page 4, line 3, by inserting after the word  
 32 "issued" the words "and outstanding".  
 33 11. Page 4, by striking lines 7 through 27,  
 34 inclusive, and inserting in lieu thereof the following:  
 35 "interest on and principal due of any revenue bonds  
 36 issued hereunder from the revenues derived from the  
 37 operation of such hospital, there be a balance of such  
 38 revenues insufficient to pay the expenses of operation

39 and maintenance of the county public hospital the  
40 board of hospital trustees shall certify that fact as  
41 soon as ascertained to the board of supervisors of  
42 such county, and thereupon it shall be the duty of  
43 such board of supervisors to make the amount of such  
44 deficiency for paying the expenses of operation and  
45 maintenance of the county public hospital available  
46 from other county funds or, the board of supervisors  
47 of such county shall levy a tax not to exceed one mill  
48 in counties having a population of less than two  
49 hundred twenty-five thousand inhabitants, or four and  
50 one-half mills in counties having a population of two  
51 hundred twenty-five thousand inhabitants or over, in  
52 any one year on all the taxable property in said county  
53 in an amount sufficient for that purpose, it being  
54 conditioned that no general county funds or the proceeds  
55 of any taxes shall ever be used or applied to the  
56 payment of the interest on or principal of any revenue  
57 bonds issued under the provisions of this section, but  
58 that such general county funds or proceeds of taxes may  
59 only be used and applied to pay such expenses of  
60 operation and maintenance of the county public hospital  
61 as cannot be paid from available revenues derived from  
62 such operation."

63 12. Page 4, by striking lines 31 and 32 and insert-  
64 ing in lieu thereof the following: "supervisors on  
65 competitive bidding following such advertisement as  
66 may be prescribed by such board."

67 13. Page 5, by striking lines 10 through 21,  
68 inclusive, and inserting in lieu thereof the following:  
69 *"bonds are issued and outstanding under the provisions*  
70 *of section 1 of this Act, the authority contained in*  
71 *section 1 of this Act to levy the tax to pay operating*  
72 *and maintenance expenses, when and as therein provided,*  
73 *shall be in lieu of and not in addition to the authority*  
74 *contained in this section to levy the tax of not to*  
75 *exceed one mill for the improvement, maintenance and*  
76 *replacements of the hospital and of not to exceed four*  
77 *and one-half mills for improvements and maintenance of*  
78 *the hospital in counties having a population of two*  
79 *hundred twenty-five thousand inhabitants or over.*

80 Sec. 3. Section three hundred forty-seven point  
81 thirteen (347.13), subsection nine (9), Code 1971, is  
82 amended by inserting in line 6 after the word 'year'  
83 the following: ', subject to the provisions of  
84 Section 1 of this Act.'

85 Sec. 4. This Act, being deemed of immediate  
86 importance, shall take effect and be in force from  
87 and after its publication in the Algona Kossuth County  
88 Advance, a newspaper published in Algona, Iowa, and in  
89 The Spirit Lake Beacon, a newspaper published in  
90 Spirit Lake, Iowa."

1 Amend House File 654 as follows:

2 1. Page 15, by striking lines 9 through 35.

3 2. Page 16, by striking lines 1 through 7,

4 and inserting in lieu thereof the following:

5 "Sec. 20. Section four hundred twenty-two point  
6 forty-two (422.42), subsection eleven (11), Code 1971,  
7 is amended as follows:

8 11. "Place of business" shall mean any warehouse,  
9 store, place, office, building or structure where  
10 goods, wares or merchandise or *taxable services* are  
11 offered for sale at retail or where any taxable  
12 amusement is conducted or each office where gas,  
13 water, heat, communication or electric services are  
14 offered for sale at retail.

15 Sec. 6. Section four hundred twenty-two point  
16 forty-three (422.43), Code 1971, is amended by striking  
17 unnumbered paragraph nine (9).

18 Sec. 7. Section four hundred twenty-two point  
19 forty-five (422.45), subsections one (1) and five  
20 (5), Code 1971, are amended as follows:

21 1. The gross receipts from sales of tangible  
22 personal property *and* services rendered, furnished,  
23 or performed which this state is prohibited from  
24 taxing under the Constitution or laws of the United  
25 States or under the Constitution of this state.

26 5. The gross receipts [or] from services rendered,  
27 furnished, or performed and of all sales of goods,  
28 wares or merchandise used for public purposes to any  
29 tax-certifying or tax-levying body of the state of  
30 Iowa or governmental subdivision thereof, including  
31 the state board of regents, state department of social  
32 services, state highway commission and all divisions,  
33 boards, commissions, agencies or instrumentalities  
34 of state, federal, county or municipal government  
35 which derive disburseable funds from appropriations  
36 or allotments of funds raised by the levying and  
37 collection of taxes, except sales of goods, wares  
38 or merchandise or from services rendered, furnished,  
39 or performed and used by or in connection with the  
40 operation of any municipally-owned public utility  
41 engaged in selling gas, electricity or heat to the  
42 general public.

43 The exemption provided by this subsection shall  
44 also apply to all such sales of goods, wares or  
45 merchandise or from services rendered, furnished,  
46 or performed and subject to use tax under the  
47 provisions of chapter 423."

48 2. By renumbering the remaining section.

49 3. Page 1, line 1, by striking the words "rate  
50 and collection of".

JOHNSTON of Johnson, District 70  
DUNTON of Keokuk, District 88

1 Amend House File 654 as follows:

2 1. Strike all of pages 2 through 13, inclusive,

3 and lines 1 through 25 of page 14, and insert in lieu  
4 thereof the following:

5 Section 1. STATE SCHOOL FOUNDATION PROGRAM. This  
6 Act establishes a state school foundation program.

7 Each school district in the state is entitled to receive  
8 per pupil in fall enrollment state school foundation  
9 aid, which shall be the amount equal to the difference  
10 between the per pupil amount of foundation property  
11 tax plus miscellaneous income in the district, and the  
12 state foundation base.

13 Sec. 2. STATE FOUNDATION BASE. The state foundation  
14 base for school years beginning after July 1, 1972,  
15 shall be as follows:

16 1. For the school year beginning July 1, 1972,  
17 seventy percent of the state cost per student.

18 2. For the school year beginning July 1, 1973,  
19 seventy-five percent of the state cost per student.

20 3. For the school year beginning July 1, 1974, and  
21 all subsequent school years, eighty percent of the  
22 state cost per student.

23 Sec. 3. STATE COST PER STUDENT. The state cost  
24 per student for the school year beginning July 1, 1971,  
25 shall be nine hundred twenty dollars. The state cost  
26 per student for the school year beginning on July 1,  
27 1972, and for each succeeding school year shall be  
28 the previous year's state cost per student plus the  
29 dollar equivalent of the state percent of allowable  
30 growth, but this dollar equivalent is limited to a  
31 maximum amount of forty-six dollars for the school year  
32 beginning on July 1, 1972, forty-eight dollars for the  
33 school year beginning on July 1, 1973, and fifty-one  
34 dollars for the school year beginning on July 1, 1974.

35 The state percent of allowable growth is the percent  
36 of increase in revenue computed on a statewide basis  
37 for the sales and use taxes and the individual and cor-  
38 porate income taxes as well as the percent of increase  
39 in assessments for property tax for each year of the  
40 last three years. The sum of the individual percent-  
41 ages thus obtained shall be divided by six to arrive  
42 at the percent of allowable growth for the state. In  
43 making such computations the comptroller shall adjust  
44 for changes in rates or basis of the income tax or  
45 sales and use tax and for statewide changes in assess-  
46 ment practices. He shall thereupon certify the percent  
47 of allowable growth per pupil to the several school  
48 districts of the state on or before February fifteenth  
49 of each year. For the purpose of this computation,  
50 "year" means calendar year.

51 If the percent of allowable growth of the state is  
52 less than zero, the state cost per student shall be  
53 the same as the previous year's state cost per student.

54 Sec. 4. FOUNDATION PROPERTY TAX. The maximum state  
55 foundation property tax levy, which shall be levied  
56 by every school district in the state except as otherwise

57 provided in this Act, shall be:

58 1. For the school year beginning July 1, 1972, and  
59 for the school year beginning July 1, 1973, twenty-seven  
60 and one-half mills per dollar of assessed valuation  
61 on all taxable property in the district as of January  
62 1, 1972, and as of January 1, 1973, respectively.

63 2. For the school year beginning July 1, 1974, and  
64 all subsequent school years, thirty mills per dollar  
65 of assessed valuation on all taxable property in the  
66 district as of January 1, 1974, and on each subsequent  
67 January thereafter.

68 If a school district can meet its general fund budget  
69 or the state foundation base by a levy on the assessed  
70 valuation on all taxable property in the district less  
71 than specified in this section, it shall levy only the  
72 lesser amount needed.

73 No later than December first of each year the state  
74 comptroller shall notify the county auditor of each  
75 county the amount, both in dollars and mills, of the  
76 foundation property tax levy. The county auditor or  
77 auditors shall spread the foundation property tax over  
78 all the taxable property in the school district.

79 Sec. 5. FALL ENROLLMENT. Fall enrollment shall  
80 be determined by adding the resident pupils who are  
81 enrolled on the second Friday of September of each year  
82 in public elementary and secondary schools of the  
83 district, and in special education schools for which  
84 tuition is paid by the district whether the special  
85 education school is conducted by a county board of  
86 education or another school district. Each school  
87 district shall certify to the state department of public  
88 instruction by September twenty-fifth of each year the  
89 fall enrollment in the school district, and the fall  
90 enrollment information shall be promptly forwarded to  
91 the state comptroller.

92 Sec. 6. ADDITIONAL SCHOOL DISTRICT PROPERTY TAX  
93 LEVY. The state comptroller shall determine the addi-  
94 tional school district property tax levy, which is in  
95 addition to the foundation property tax levy, as follows:

96 1. The district cost per student for the current  
97 school year ending June thirtieth each year, plus the  
98 allowable growth in dollars limited to the maximum  
99 amounts defined in section three (3) of this Act,  
100 determines the district cost per student for the school  
101 year beginning July first each year.

102 2. The district cost per student multiplied by the  
103 estimated fall enrollment for the school year beginning  
104 July first each year, determines the maximum general  
105 fund budget for the district.

106 3. The state foundation base subtracted from the  
107 general fund budget of the district for the school year  
108 beginning July first each year determines the amount  
109 needed to be raised by the additional school district  
110 property tax levy.

111 No later than December first of each year, the state  
112 comptroller shall notify the county auditor of each  
113 county as to the amount, both in dollars and mills,  
114 of the additional property tax levy. Each county audi-  
115 tor shall spread the additional property tax levy over  
116 all the property in the school district.

117 Sec. 7. MAXIMUM MILLAGE LEVY. For the purpose of  
118 determining the maximum millage levy in a school dis-  
119 trict the state comptroller shall determine the sum  
120 of the foundation property tax levy and the additional  
121 property tax levy, in mills. When this total millage  
122 rate exceeds the district general fund levy in mills  
123 for the school year which began July 1, 1970, he shall  
124 adjust the district general fund millage levy to a vote  
125 equal to the millage levy for the school year beginning  
126 July 1, 1970, unless the additional millage is approved  
127 by the school budget review committee or by the voters  
128 as provided in section eleven (11) of this Act.

129 Sec. 8. GUARANTEED STATE AID. For the school year  
130 beginning July 1, 1972, and for that year only, the  
131 state will provide specific funds, called guaranteed  
132 state aid, to any school district to insure that its  
133 total general fund millage excluding the millage that  
134 could be raised under section eleven (11) of this Act  
135 will not exceed that of the school year beginning July  
136 1, 1970.

137 There is hereby appropriated from the general fund  
138 of the state to the department of public instruction  
139 funds sufficient to pay the guaranteed state aid. The  
140 state comptroller shall pay this aid no later than May  
141 15, 1973.

142 Sec. 9. MISCELLANEOUS INCOME. Miscellaneous income  
143 is all revenues of a school district general fund budget,  
144 exclusive of the state foundation property tax, the  
145 state foundation aid, guaranteed state aid, the  
146 additional school district property tax levy, and state  
147 individual income tax returned to the district.

148 Sec. 10. SCHOOL BUDGET REVIEW COMMITTEE. There  
149 is hereby established a school budget review committee,  
150 hereafter referred to as the committee, which shall  
151 consist of the superintendent of public instruction,  
152 the state comptroller, and three members appointed by  
153 the governor to represent the public and to serve three-  
154 year staggered terms. Those serving as public members  
155 on the effective date of this Act shall continue to  
156 serve out their unexpired terms. The committee shall  
157 meet and hold hearings each year in May in Des Moines  
158 for purposes of authorizing a school district to propose  
159 a budget exceeding the limitations of sections six (6)  
160 and seven (7) of this Act, and shall continue in session  
161 until it has reviewed budgets of school districts, as  
162 provided in section eleven (11) of this Act. It may  
163 call in school board members and employees as necessary  
164 for the hearings. Legislators shall be notified of

165 hearings concerning school districts in their  
166 constituencies.

167 The committee shall adopt its own rules of procedure.  
168 The superintendent of public instruction shall serve  
169 as chairman, and the state comptroller shall serve as  
170 secretary. The committee members representing the  
171 public shall be entitled to receive a per diem equal  
172 to the per diem of members of the board of public  
173 instruction and their necessary travel and other expenses  
174 while engaged in their official duties. Expense payments  
175 shall be made from appropriations to the department  
176 of public instruction.

177 Sec. 11. DUTIES OF THE COMMITTEE.

178 1. The school budget review committee may recommend  
179 the revision of any rules, regulations, directives,  
180 or forms relating to school districts budgeting and  
181 accounting, confer with local school boards or their  
182 representatives and make recommendations relating to  
183 any budgeting or accounting matters, and may direct  
184 the superintendent of public instruction or the state  
185 comptroller to make studies and investigations of school  
186 costs in any school district whose budget has been  
187 submitted to the committee. The committee shall report  
188 to each session of the general assembly, which report  
189 shall include any recommended changes in laws relating  
190 to school districts, and shall set out the number of  
191 hearings held pursuant to this Act, the reasons for  
192 any authorized increases in school costs, and other  
193 information as the committee deems advisable.

194 2. The committee may review the budget of any school  
195 district as follows:

196 a. If the budget or proposed budget shows district  
197 costs per student in fall enrollment of more than the  
198 state cost per student.

199 b. If the total general fund budget or proposed  
200 budget has increased over the previous year by a percent  
201 greater than the percentage growth factor computed by  
202 the state comptroller as provided in section three (3)  
203 of this Act.

204 c. If in the judgment of the committee, the proposed  
205 budget shows total general fund expenditures to be  
206 unreasonably high in relation to the comparative cost  
207 factors of the school district, even if the expenditures  
208 do not exceed the state cost per student for the year.

209 3. The committee may authorize for the local school  
210 board a school budget in excess of limitations provided  
211 for in sections six (6) and seven (7) of this Act as  
212 follows:

213 a. The additional school district property tax levy  
214 may be increased up to three mills for general fund  
215 purposes over the limitation provided in section seven  
216 (7) of this Act.

217 b. Additional supplemental state aid may be made  
218 to any district from any discretionary funds appropri-



219 ated specifically to the committee for this purpose.

220 If the committee does not authorize for the local  
221 school boards the school district's budget, it shall  
222 state its recommendations in terms of a specific reduc-  
223 tion in the general fund expenditures included in the  
224 budget, and in terms of the projected reduction in the  
225 tax rate of the school district, as determined under  
226 section seven (7) of this Act, and shall notify the  
227 local school board of its recommendations through the  
228 state comptroller.

229 If the school budget review committee makes a recom-  
230 mendation, the school board shall follow the recommen-  
231 dation or shall submit to the voters of the school dis-  
232 trict, at the regular election or at a special election  
233 called for that purpose, the question of whether the  
234 board shall adopt the recommendations of the budget  
235 review committee, or shall approve the budget as pro-  
236 posed. The question submitted to the voters shall  
237 state clearly the projected difference in the tax rate  
238 of the school district which will result if the board  
239 adopts the recommendations of the school budget review  
240 committee, or if the proposed budget is adopted.

241 If a majority of those voting favors adoption of  
242 the recommendation of the school budget review committee,  
243 the board of directors of the school district shall  
244 revise its budget and records as recommended.

245 If a majority of those voting favors adoption of  
246 the proposed budget, the district may exceed the  
247 limitations provided in sections six (6) and seven (7)  
248 of this Act.

249 The school board shall certify the result of an  
250 election required under this section to the school  
251 budget review committee, to the county auditor, and  
252 to the state comptroller, within ten days following  
253 the election.

254 The committee, when authorizing school budgets in  
255 excess of limitations provided in this Act, shall con-  
256 sider each district's circumstances and facts which  
257 are unique and unusual. Such unique and unusual circum-  
258 stances and facts may be considered by the committee,  
259 including but not limited to any unusual increases or  
260 decreases in enrollments, natural disasters, unusual  
261 transportation problems, and initial staffing problems.

262 Failure by any school district to provide information  
263 or appear before the committee as requested for the  
264 accomplishment of review or hearing shall constitute  
265 justification for the committee to instruct the state  
266 comptroller to withhold any state aid to that district  
267 until the committee's inquiries are satisfied completely.

268 **Sec. 12. COUNTY BOARD REVIEW.** The school budget  
269 review committee may call in any county board of edu-  
270 cation for the purpose of reviewing its budget as it  
271 relates to the individual districts within the county.

272 **Sec. 13. APPROPRIATIONS.** There is hereby appro-

273 priated each year from the general fund of the state  
274 an amount necessary to pay the state school foundation  
275 aid.

276 All state aids paid under sections one (1) through  
277 nineteen (19), inclusive, of this Act, unless otherwise  
278 stated shall be in installments due on or about Septem-  
279 ber fifteenth, December fifteenth, March fifteenth,  
280 and May fifteenth of each year, and the installments  
281 shall be as nearly equal as possible as determined by  
282 the state comptroller, taking into consideration the  
283 relative budget and cash position of the state resources.

284 All moneys received by a school district from the  
285 state under the provisions of this Act, including the  
286 guaranteed state aid, shall be deposited in the general  
287 fund of the school district.

288 Sec. 14. TENTATIVE BUDGET. Not later than December  
289 first for each ensuing fiscal year, the board of direc-  
290 tors of each school district shall set a tentative bud-  
291 get in dollars of the amount the district may spend  
292 on each program in the system as defined by the school  
293 budget review committee and in the forms so prescribed.  
294 This prospectus of program and allotted dollars as  
295 approved by the board shall guide the superintendent  
296 when preparing the proposed budget for that year. These  
297 limitations submitted by the board of directors to the  
298 superintendent of schools for the district shall be  
299 promptly forwarded to the committee.

300 Sec. 15. PROPERTY TAX RELIEF. In addition to the  
301 state school foundation aid provided in section one  
302 (1) of this Act, and the additional state aids provided  
303 under this Act or other provisions of law, fifteen  
304 percent of the state individual income tax imposed under  
305 section four hundred twenty-two point five (422.5) of  
306 the Code and collected from each district in the state  
307 shall be returned to the district where collected, as  
308 direct property tax relief. Not later than October  
309 fifteenth each year the director of revenue shall certify  
310 to the state comptroller the amount equal to fifteen  
311 percent of the state individual income tax collected  
312 from each school district for the last preceding calendar  
313 year, and the state comptroller shall notify each school  
314 district the amount it is entitled to receive and shall  
315 draw warrants in payment of the amount due each district  
316 in two equal payments due December fifteenth and May  
317 fifteenth. The state comptroller shall reduce each  
318 district's total property tax levy for general fund  
319 purposes by an amount equal to the amount due each  
320 district under this section, and shall certify the  
321 corrected property tax levy to the school district,  
322 and to the county board of supervisors and the county  
323 auditor of the county where the school district is  
324 located. The property tax reduction provided in this  
325 section shall not affect the prior computation of  
326 foundation property tax or additional school district

327 property tax, or the application of the limitations  
 328 provided by this Act, but shall provide property tax  
 329 relief in addition to all other provisions of this Act.

330 Sec. 16. ESTIMATES OF MISCELLANEOUS AIDS. No later  
 331 than September first of each year, the department of  
 332 public instruction shall certify to the state comp-  
 333 troller the amounts of any state aids other than the  
 334 amounts provided in this Act that will be received by  
 335 each school district in the state. In the event any  
 336 estimate of state aids in any school budget certified  
 337 to the auditor as provided by section twenty-four point  
 338 seventeen (24.17) of the Code is more or less than the  
 339 amount of state aids certified to the state comptroller  
 340 by the department of public instruction as provided  
 341 by this section, the state comptroller shall certify  
 342 to the county auditors the final millage for each school  
 343 district.

344 Sec. 17. RULES AND REGULATIONS. The superintendent  
 345 of public instruction, after the consultation with the state  
 346 comptroller, may adopt rules and regulations and defini-  
 347 tions of terms as necessary and proper for the adminis-  
 348 tration of sections one (1) through twenty (20), inclu-  
 349 sive, of this Act.

350 Sec. 18. LOCAL BUDGET LAW. Provisions of chapter  
 351 twenty-four (24) of the Code shall apply to this Act.

352 Sec. 19. EFFECTIVE DATE OF THE ACT. The effective  
 353 date of this Act is July 1, 1972, unless otherwise pro-  
 354 vided.

355 2. Renumber remaining sections and correct internal  
 356 references in accordance with this amendment.

357 3. Page 1, amend the title by striking from line  
 358 2 the words "imposing a school district income tax",  
 359 and by striking lines 3 through 6, inclusive, and  
 360 inserting in lieu thereof the words "and providing  
 361 appropriations for state aid."

JOHNSTON of Johnson, District 70

1 Amend House File 654 as follows:

2 1. Page 19, by adding after line 20, the following  
 3 new sections:

4 Sec. 28. DEFINITIONS. For the purposes of this Act,  
 5 unless the context otherwise requires:

6 1. "Income" means the net income as defined in sec-  
 7 tion four hundred twenty-two point seven (422.7) of the  
 8 Code of the person claiming the credit, plus the amount of  
 9 capital gains excluded from the adjusted gross income,  
 10 interest and dividends from federal securities, social  
 11 security benefits, and income from other tax-exempt retire-  
 12 ment or pension plans and includes any income of the spouse,  
 13 brother, sister, son, and daughter of the person claiming  
 14 the credit, if living with the person claiming the credit.

15 2. "Homestead" means homestead as defined in section  
 16 four hundred twenty-five point eleven (425.11) of the Code,  
 17 and in addition, includes a dwelling or part of a multi-

18 dwelling which is owned or rented and in which the person  
19 claiming the credit actually resides and a mobile home  
20 which is owned or rented by the person claiming the credit  
21 and in which the person claiming the credit actually  
22 resides.

23 3. "Property taxes accrued" means property taxes  
24 levied on the homestead in the preceding year, exclusive  
25 of special assessments, delinquent interest and charges,  
26 and collectible during the same year in which the credit  
27 is claimed.

28 4. "Gross rent" means rental paid solely for the  
29 right of occupancy of a homestead, exclusive of charges for  
30 any utilities, services, furnishings, or personal property  
31 appliances furnished by the landlord as a part of the  
32 rental agreement.

33 5. "Rent constituting property taxes accrued" means  
34 twenty percent of the gross rent actually paid on the  
35 homestead during the preceding calendar years by the person  
36 claiming the credit.

37 Sec. 29. CLAIM FOR PROPERTY TAXES ACCRUED. Any  
38 person sixty-five years of age or older or totally disabled  
39 shall be entitled to a credit against his state income taxes  
40 for property taxes accrued based upon his income. The  
41 amount of any credit shall be computed in accordance with  
42 the following table:

43		He shall be entitled to
44		a credit against his
45	If the person's	state income taxes equal
46	income is:	to the amount by which
47		the property taxes ac-
48		crued on his homestead
49		exceeds the following
50		percentage of his income:
51	Less than \$1,000	2%
52	\$1,000 or over and less than \$2,000	3%
53	\$2,000 or over and less than \$3,000	4%
54	\$3,000 or over and less than \$4,000	5%
55	\$4,000 or over and less than \$5,000	6%

56 Any person sixty-five years of age or older or totally  
57 disabled with an income of five thousand dollars or more  
58 shall receive no credit against his income taxes for prop-  
59 erty taxes accrued.

60 When a homestead is owned by two or more persons as  
61 joint tenants or tenants in common and one or more of these  
62 persons does not reside in the homestead, the property tax  
63 is the same proportion of the property tax levied as the  
64 proportion of ownership of the homestead by the person  
65 claiming the credit.

66 When a person owns his homestead for part of the pre-  
67 ceding year and rents it or a different homestead for a  
68 part of that year, property tax means only the property tax  
69 on the homestead multiplied by the percentage of twelve  
70 months that the property was owned and occupied by the  
71 person claiming the credit.

72 In no event shall the credit exceed the amount of the  
73 property tax accrued.

74 **Sec. 30. CLAIM FOR RENT CONSTITUTING PROPERTY TAXES**

75 **ACCRUED.** Any person who is not eligible for the credit  
76 provided in section twenty-nine (29) of this Act and who is  
77 sixty-five years of age or older or is totally disabled  
78 shall be entitled to a credit against his state income  
79 taxes for rent constituting property taxes accrued based  
80 upon his income. The amount of any credit shall be com-  
81 puted in accordance with the following table:

82		He shall be entitled to
83		a credit against his
84	If the person's	state income taxes equal
85	income is:	to the amount by which
86		the rent constituting
87		property taxes accrued
88		on his homestead exceeds
89		the following percentage
90		of his income:
91	Less than \$1,000	2%
92	\$1,000 or over and less than \$2,000	3%
93	\$2,000 or over and less than \$3,000	4%
94	\$3,000 or over and less than \$4,000	5%
95	\$4,000 or over and less than \$5,000	6%

96 Any person sixty-five years of age or older or totally  
97 disabled with an income of five thousand dollars or more  
98 shall receive no credit against his income taxes for rent  
99 constituting property taxes accrued.

100 If a claim is based on rent constituting property  
101 taxes accrued, the person filing the claim shall have  
102 rented property during the entire preceding calendar year  
103 for which he has filed a claim.

104 If two or more persons are qualified to file a claim  
105 for the same homestead, the persons shall determine which  
106 person shall file the claim.

107 **Sec. 31. CLAIM AS INCOME TAX CREDIT OR REBATE.** If  
108 the allowable amount of a claim filed pursuant to section  
109 twenty-nine (29) or section thirty (30) of this Act  
110 exceeds the income tax due on the person's income, or if  
111 there is no income tax due, the amount of the claim not  
112 used as a credit against state income taxes shall be paid  
113 to the person making the claim from the state general fund.

114 No interest shall be paid on any payment made to any  
115 person under the provisions of this Act.

116 **Sec. 32. LIMITATIONS.** The credit allowed under the  
117 provisions of this Act shall be subject to the following  
118 limitations:

119 1. Only one person shall be entitled to the credit  
120 for a homestead for each taxable year.

121 2. The amount of the credit which shall be allowed in  
122 any taxable year for property taxes accrued or rent consti-  
123 tuting property taxes accrued shall not exceed three  
124 hundred dollars.

125      **Sec. 33. SATISFACTION OF OUTSTANDING TAX LIABILITIES.**

126      The amount of any claim payable under the provisions of  
 127      this Act may be applied by the director of revenue against  
 128      any outstanding tax liability in the name of the state  
 129      against the person filing the claim.

130      **Sec. 34. FILING DATE.** No credit for property taxes  
 131      accrued or rent constituting property taxes accrued shall  
 132      be allowed or paid unless the claim is filed with the  
 133      director of revenue on or before April thirtieth of each  
 134      year.

135      In the case of illness, absence, or disability, or  
 136      when in the judgment of the director of revenue good cause  
 137      exists, he may extend the time for filing a claim under the  
 138      provisions of this Act for a period not to exceed six  
 139      months.

140      **Sec. 35. PROOF OF CLAIM.** Every person filing a claim  
 141      for a credit for property taxes accrued or rent constitut-  
 142      ing property taxes accrued shall submit the following proof  
 143      to the director of revenue to support his claim:

144      1. That he was sixty-five years of age or totally  
 145      disabled before midnight on December thirty-first of the  
 146      year immediately preceding the year the tax was levied or  
 147      the rent was paid.

148      2. Statement of income.

149      3. Receipts for rent paid.

150      4. Name and address of the owner or manager of proper-  
 151      ty rented.

152      5. Property taxes accrued.

153      6. Description of the property claimed as a homestead.

154      7. A statement that the property taxes accrued have  
 155      been or will be paid.

156      8. A statement that there are no delinquent property  
 157      taxes on the homestead.

158      **Sec. 36. ADMINISTRATION—RULES AND REGULATIONS.** The

159      director of revenue shall prescribe and make available the  
 160      necessary forms with instructions for persons filing a  
 161      claim for property taxes accrued or rent constituting  
 162      property taxes accrued, including forms which may be filed  
 163      as a part of the individual state income tax return.

164      The director may promulgate rules and regulations  
 165      necessary to carry out the provisions of this Act.

166      **Sec. 37. AUDIT OF CLAIMS.** The department of revenue  
 167      shall audit each claim and if the director of revenue  
 168      determines that the amount of the credit has been incorrect-  
 169      ly determined, he shall redetermine the claim and give  
 170      notice, in writing, to the person filing the claim of the  
 171      redetermination and his reasons for it. The redetermination  
 172      shall be final unless appealed to the district court within  
 173      thirty days of receipt of the notice.

174      **Sec. 38. DENIAL OF CLAIM.** Any person who files a  
 175      claim for a credit which is excessive and was filed with  
 176      fraudulent intent shall be guilty of a misdemeanor. Upon  
 177      conviction of the person filing the excessive and fraudulent

178 claim, the director of revenue shall disallow the credit in  
 179 full. If the claim has been paid or the credit allowed  
 180 against income tax, the credit allowed against the income  
 181 tax shall be canceled and the amount paid shall be recovered  
 182 in the same manner as delinquent income taxes.

183 Sec. 39. RENTAL DETERMINATION. If a homestead is  
 184 rented by a person from another person under circumstances  
 185 deemed by the director of revenue not to be at arm's  
 186 length, the director may determine the rent constituting  
 187 property taxes accrued at arm's length, and the determina-  
 188 tion shall be final.

189 Sec. 40. PUBLIC WELFARE RECIPIENTS EXCLUDED. Any  
 190 person who is a recipient of public funds for the payment  
 191 of the taxes or rent during the period for which the claim  
 192 is filed shall not be entitled to benefits provided in  
 193 sections twenty-eight (28) through forty-one (41),  
 194 inclusive, of this Act.

195 Sec. 41. APPEALS. If a claim for property taxes  
 196 accrued or rent constituting property taxes accrued is  
 197 filed and is disallowed in whole or in part, the person  
 198 making such claim may appeal the disallowance by filing a  
 199 petition in the district court within thirty days from the  
 200 date the claim was disallowed.

201 Sec. 42. Any person sixty-five years of age or older  
 202 or totally disabled shall receive the credit provided in  
 203 sections twenty-eight (28) through forty-one (41), inclu-  
 204 sive, of this Act, in addition to any credits received  
 205 pursuant to chapter four hundred twenty-five (425) of the  
 206 Code.

207 2. Amend the title, page 1, line 5, by inserting  
 208 after the word "penalties," the words "providing property  
 209 tax relief for persons sixty-five years of age or older or  
 210 totally disabled,".

GLUBA of Scott, District 76  
 COCHRAN of Webster, District 29  
 SMALL of Johnson, District 69  
 KINLEY of Polk, District 66  
 ANANIA of Polk, District 65  
 McCORMICK of Delaware, District 48  
 BLOUIN of Dubuque, District 49  
 PATTON of Buchanan, District 20  
 WILLITS of Polk, District 57  
 MIDDLESWART of Warren, District 93  
 LARSON of Story, District 34  
 NORPEL of Jackson, District 52  
 BRAY of Scott, District 77  
 UBAN of Black Hawk, District 38  
 HUSAK of Tama, District 41  
 WELLS of Linn, District 44  
 SCOTT of Cerro Gordo, District 18  
 MONROE of Des Moines, District 92  
 WYCKOFF of Benton, District 42  
 DOUGHERTY of Monroe, District 94  
 KENNEDY of Chickasaw, District 11

JESSE of Polk, District 58  
 SCHWARTZ of Wapello, District 97  
 BENNETT of Polk, District 59  
 MAYBERRY of Webster, District 30  
 FRANKLIN of Polk, District 64  
 RADL of Linn, District 43  
 DUNTON of Keokuk, District 88  
 SCHMEISER of Des Moines, District 91  
 SKINNER of Polk, District 60  
 DOYLE of Woodbury, District 21  
 EWELL of Black Hawk, District 39  
 SARGISSON of Woodbury, District 24  
 PRIEBE of Kossuth, District 6  
 JOHNSTON of Johnson, District 70

1 Amend House File 654 as follows:

2 1. Page 15, strike lines 9 through 35, inclusive,  
 3 and strike lines 1 through 7, inclusive, on page 16,  
 4 and insert in lieu thereof the following:

5 Section Section four hundred twenty-two point  
 6 forty-two (422.42), Code 1971, is amended by striking  
 7 the section and inserting in lieu thereof the  
 8 following:

9 422.42 DEFINITIONS. As used in this division,  
 10 except where context clearly indicates a different  
 11 meaning:

12 1. "Transaction" means any sale, rental, lease,  
 13 or other transfer of property or services, conditional  
 14 or otherwise, in any manner, for a consideration.

15 2. "Person" includes an individual, firm,  
 16 partnership, joint adventure, association, corporation,  
 17 municipal corporation, estate, trust, business trust,  
 18 receiver, or any other group or combination acting  
 19 as a unit.

20 3. "Business" includes any activity engaged in  
 21 by any person with the object of gain, benefit, or  
 22 advantage, either direct or indirect.

23 4. "Seller" means any person engaged in a business  
 24 involving transactions with a user.

25 5. "User" means the immediate recipient of property  
 26 or services which are the subject of a transaction,  
 27 who is entitled to exercise control over the property  
 28 or services.

29 6. "Gross receipts" means the total amount of  
 30 transactions, valued in money, whether received in  
 31 money or otherwise. However, discounts for any purpose  
 32 allowed and taken on transactions shall not be included  
 33 if the transaction tax on the amount of the discount  
 34 is not collected from the user, nor shall the  
 35 transaction price of property returned by customers  
 36 be included to the extent that the transaction price  
 37 is refunded either in cash or by credit. If a  
 38 transaction valued in money is made in a form so that  
 39 payment is extended over a period longer than sixty



40 days, only the portion of the transaction price  
41 actually received during the period for which gross  
42 receipts are reported shall be included in the gross  
43 receipts for that period.

44 7. "Place of business" means any location where  
45 property or services are offered for a consideration.

46 8. "Casual transaction" means a transaction made  
47 by a person who does not normally conduct a business  
48 involving such transactions.

49 9. "Services" means all acts or services rendered,  
50 furnished, or performed for a valuable consideration,  
51 other than those for an employer for wages, as defined  
52 in section four hundred twenty-two point four (422.4),  
53 subsections fourteen (14) and fifteen (15) of the  
54 Code, by any person engaged in a business which  
55 normally provides such services. "Services" includes,  
56 but is not limited to, utility and communication  
57 services, the operation of amusement devices and  
58 enterprises, and the provision of living or sleeping  
59 quarters for periods of not more than thirty-one  
60 consecutive days to the same person.

61 10. "Taxpayer" includes any person who is subject  
62 to a tax imposed by this division, whether acting  
63 for himself or as a fiduciary.

64 Sec. Section four hundred twenty-two point  
65 forty-three (422.43), Code 1971, is amended by striking  
66 the section and inserting in lieu thereof the  
67 following:

68 422.43 TAX IMPOSED. Beginning July 1, 1971, a  
69 tax of one percent of the gross receipts from all  
70 transactions is imposed, to be paid by the user.

71 Annually prior to July first, the state comptroller  
72 shall determine the amount which is seventy percent  
73 of the transaction tax collected under this division  
74 for the most recent four quarters ending March thirty-  
75 first, or the total amount collected for that period  
76 less two hundred million dollars, whichever amount  
77 is less, and shall divide this amount by the total  
78 population of the state, as determined by the most  
79 recent certified federal census, to determine a per  
80 capita amount. This amount shall be returned to the  
81 counties in the state based upon the population of  
82 each county as determined by the most recent certified  
83 federal census. The state comptroller shall make  
84 the payments required by this section, and such amounts  
85 are hereby appropriated for this purpose.

86 The county auditor of each county shall distribute  
87 the amount allocated to that county to each taxing  
88 district in the county in the proportion that the  
89 assessed value of taxable property in the district  
90 is to the total assessed value of taxable property  
91 in the county. The certifying or levying board of  
92 each taxing district in the county shall reduce its  
93 budget for the succeeding year by the amount

94 distributed to it from transaction tax receipts, and  
95 shall certify or levy only the millage necessary to  
96 raise the reduced amount. In order to qualify for  
97 allocations under this section in any year subsequent  
98 to the first year of distribution, the certifying  
99 or levying board of each taxing district shall certify  
100 to the county auditor that its property tax millage  
101 has been reduced by the amount equivalent to its  
102 allocation under this section in the last preceding  
103 year.

104 Sec. Section four hundred twenty-two point  
105 forty-four (422.44), Code 1971, is amended as follows:  
106 422.44 TAX ON SURPLUS WAR MATERIAL. Purchases  
107 of [tangible personal] property or services from the  
108 government of the United States or any of its agencies  
109 by [ultimate consumer users] *any persons* are [hereby  
110 declared to be] subject to the state use tax.

111 [This section shall not apply to purchases made  
112 by counties or municipal corporations.]

113 Sec. Section four hundred twenty-two point  
114 forty-five (422.45), Code 1971, is amended by striking  
115 the section and inserting in lieu thereof the  
116 following:

117 422.45 EXEMPTIONS. The following are exempt from  
118 the provisions of this division:

119 1. The gross receipts from transactions which  
120 this state is prohibited from taxing under the  
121 constitution or laws of the United States or under  
122 the constitution of this state.

123 2. The gross receipts from casual transactions.

124 Sec. Section four hundred twenty-two point  
125 forty-six (422.46), Code 1971, is amended as follows:  
126 422.46 CREDIT ON TAX. [A credit shall be allowed  
127 against the amount of tax computed to be due and  
128 payable on the gross receipts from sales at retail  
129 of any tangible personal property or from services  
130 rendered, furnished, or performed upon which the state  
131 now imposes a special tax, whether in the form of  
132 a license tax, stamp tax, or otherwise, to the extent  
133 of the amount of such tax imposed and paid. This  
134 provision shall not apply to the sale of airplanes  
135 or to the sale at retail of beer, alcoholic beverages  
136 and cigarettes.] Taxes paid *to the state* on gross  
137 receipts represented by accounts found to be worthless  
138 and actually charged off for income tax purposes may  
139 be credited upon a subsequent payment of the tax  
140 [herein provided, provided, that if such] , *but if the*  
141 accounts are thereafter collected [by the retailer],  
142 a tax shall be paid upon the amount [so] collected.

143 Sec. Section four hundred twenty-two point  
144 forty-seven (422.47), Code 1971, is repealed.

145 Sec. Section four hundred twenty-two point  
146 forty-eight (422.48), Code 1971, is amended as follows:

147 422.48 ADDING OF TAX.

148 1. [Retailers] *Sellers* shall, as far as practicable,

149 add the tax imposed under this division, or the average  
150 equivalent thereof, to the [sales] price or charge of  
151 every transaction within this state [,] less trade-ins  
152 allowed and taken and when added such tax shall  
153 constitute a part of such price or charge, shall be  
154 a debt from [consumer or] the user to [retailer] the  
155 seller until paid, [or until the director assumes  
156 responsibility for collection of a tax on services,  
157 as provided in section 422.43], and shall be recoverable  
158 at law in the same manner as other debts.

159 2. Agreements between competing [retailers] sellers,  
160 or the adoption of appropriate rules and regulations  
161 by organizations or associations of [retailers] sellers  
162 to provide uniform methods for adding such tax or  
163 the average equivalent thereof, and which do not  
164 involve price-fixing agreements otherwise unlawful,  
165 are expressly authorized and shall be held not in  
166 violation of chapter 553, or other antitrust laws  
167 of this state. The director shall co-operate with  
168 such [retailers] sellers, organizations, or associa-  
169 tions in formulating such agreements, rules, and  
170 regulations. The director [may] shall adopt and  
171 promulgate rules and regulations for adding such tax,  
172 or the average equivalent thereof, by providing  
173 different methods applying uniformly to retailers  
174 within the same general classification for the purpose  
175 of enabling such [retailers] sellers to add and collect,  
176 as far as practicable, the amount of such tax.

177 Sec. Section four hundred twenty-two point  
178 forty-nine (422.49), Code 1971, is amended as follows:

179 422.49 ABSORBING TAX PROHIBITED. It shall be  
180 unlawful for any [retailer] seller to advertise or hold  
181 out or state to the public or to any [consumer] user,  
182 directly or indirectly, that the tax or any part  
183 thereof imposed by this division will be assumed or  
184 absorbed by the [retailer] seller or that it will not  
185 be considered as an element in the price to the  
186 [consumer] user, or if added, that it or any part thereof  
187 will be refunded.

188 Sec. Section four hundred twenty-two point  
189 fifty (422.50), Code 1971, as amended as follows:

190 422.50 RECORDS REQUIRED. It shall be the duty  
191 of every [retailer] seller required to make a report  
192 and pay any tax under this division, to preserve such  
193 records of the gross proceeds of [sales] transactions  
194 as the director may require and it shall be the duty  
195 of every [retailer] seller to preserve for a period  
196 of five years all invoices and other records of goods,  
197 wares, or merchandise purchased [for resale] and resold;  
198 and all such books, invoices, and other records shall  
199 be open to examination at any time by the department,  
200 and shall be made available within this state for  
201 such examination upon reasonable notice when the di-  
202 rector shall so order.

203 Sec. Section four hundred twenty-two point  
204 fifty-one (422.51), subsections one (1) and three  
205 (3), Code 1971, are amended as follows:  
206 422.51 RETURN OF GROSS RECEIPTS. Each person  
207 subject to sections 422.52 and 422.53 and in accordance  
208 with the provisions thereof shall, on or before the  
209 last day of the month following the close of each  
210 calendar quarter during which such person is or has  
211 become or ceased being subject to the provisions of  
212 such sections, make, sign, and file a return for such  
213 calendar quarter in such form as may be required.  
214 Such returns shall show information relating to gross  
215 receipts [including goods, wares, and services converted  
216 to the use of such person] *from all transactions*, the  
217 amount of gross receipts excluded and exempt from  
218 the tax, [the receipts subject to tax,] a calculation  
219 of tax due, and such other information for the period  
220 covered by the return as may be required. Persons  
221 required to file, or committed to file by reason of  
222 voluntary action or by order of the department of  
223 revenue, monthly deposits of taxes due under this  
224 division shall be entitled to take credit against  
225 the total quarterly amount of tax due such amount  
226 as shall have been deposited by such persons during  
227 such calendar quarter. The balance remaining due  
228 after such credit for monthly deposits shall be entered  
229 on the return; provided, however, that such person  
230 may be granted an extension of time not exceeding  
231 thirty days for filing such quarterly return, upon  
232 a proper showing of necessity therefor. If such  
233 extension be granted such person shall have paid by  
234 the twentieth day of the month following the close  
235 of such quarter ninety percent of the estimated tax  
236 due.

237 3. Returns shall be signed by the [retailer] *seller*  
238 or his duly authorized agent, and must be duly  
239 certified by him to be correct.

240 Sec. Section four hundred twenty-two point  
241 fifty-two (422.52), subsections one (1) and five (5),  
242 Code 1971, are amended as follows:

243 422.52 PAYMENT OF TAX—BOND.

244 1. The tax levied hereunder shall be due and  
245 payable in quarterly installments on or before the  
246 last day of the month next succeeding each quarterly  
247 period, the first of such quarterly periods being  
248 the period commencing with [April 1, 1937] *July 1, 1971*,  
249 and ending on the thirtieth day of [June, 1937,  
250 provided, however, commencing with the period beginning  
251 January 1, 1966, every retailer who collects more  
252 than five hundred dollars in retail sales taxes in  
253 any one month commencing with January 1, 1966]  
254 *September, 1971. Every seller who collects more than*  
255 *twenty-five hundred dollars in gross receipts from*  
256 *transactions in any one month commencing with July*

257 1, 1971, shall deposit with the department or in a  
258 depository bank designated by the director, said sum,  
259 made out on a deposit form for the month in such form  
260 and manner as may be prescribed by the director, said  
261 deposit form being due on or before the twentieth  
262 day of the month next succeeding the month of  
263 collection, except no deposit will be required for  
264 the third month of the calendar quarter and the total  
265 quarterly amount, less the amounts deposited for the  
266 first two months of the quarter, will be due with  
267 the quarterly report on the last day of the month  
268 next succeeding the month of collection. Said monthly  
269 remittance procedure shall be [optional for any sales  
270 tax permit holder] *for all transaction tax permit*  
271 *holders* whose average monthly collection of tax amounts  
272 to more than twenty-five dollars [and less than five  
273 hundred dollars]. If the exact amounts of the taxes  
274 due on the monthly deposit form are not ascertainable  
275 by the [retailer] *seller*, or would work undue hardship  
276 in the computation of the taxes due by the [retailer]  
277 *seller*, the director may provide by rules and  
278 regulations alternative procedures for estimating  
279 the amounts (but not the dates) so due by the [retailers]  
280 *sellers*. The form so prescribed by the director shall  
281 be referred to as “[retailers monthly tax] *transaction*  
282 *tax monthly deposit*”. Deposit forms shall be signed  
283 by the [retailer] *seller* or his duly authorized agent,  
284 and must be duly certified by him to be correct.  
285 The director may authorize incorporated banks and  
286 trust companies which are depositories or financial  
287 agents of the United States, or of this state, to  
288 receive any tax imposed under this chapter, in such  
289 manner, at such times and under such conditions as  
290 the director may prescribe. The director shall  
291 prescribe the manner, times, and conditions under  
292 which the receipt of such tax by such banks and trust  
293 companies is to be treated as payment of such tax  
294 to the department.

295 5. The provisions of subsection 1 of this section,  
296 according to the context, shall apply to persons  
297 having receipts from rendering, furnishing, or  
298 performing services [enumerated in section 422.43].

299 Sec. Section four hundred twenty-two point  
300 fifty-three (422.53), subsection one (1), Code 1971,  
301 is amended as follows:

302 422.53 PERMITS—APPLICATIONS FOR.

303 1. [It] *After July 31, 1971, it shall be unlawful*  
304 *for any person to engage in or transact business as*  
305 *a [retailer] seller within this state, unless a permit*  
306 *or permits shall have been issued to him as hereinafter*  
307 *prescribed, except as otherwise provided in subsection*  
308 *7 of this section. Every person desiring to engage*  
309 *in or conduct business as a [retailer] seller within*  
310 *this state shall file with the department an*  
311 *application for a permit or permits. Every application*

312 for such a permit shall be made upon a form prescribed  
313 by the director and shall set forth the name under  
314 which the applicant transacts or intends to transact  
315 business, the location of his place or places of  
316 business, and such other information as the director  
317 may require. The application shall be signed by the  
318 owner if a natural person; in the case of an  
319 association or partnership, by [a member or partner]  
320 a partner thereof; in the case of a corporation, by  
321 [an executive officer] *all executive officers* thereof  
322 or some person specifically authorized by the  
323 corporation to sign the application, to which shall  
324 be attached the written evidence of his authority.

325 Sec. Section four hundred twenty-two point  
326 fifty-three (422.53), Code 1971, is amended by striking  
327 subsections seven (7) and eight (8).

328 Sec. Section four hundred twenty-two point  
329 fifty-eight (422.58), subsections one (1) and two  
330 (2), Code 1971, are amended as follows:

331 422.58 PENALTIES—OFFENSES.

332 1. Any person failing to file a permit holders  
333 monthly tax deposit, a return or corrected return  
334 or to pay any tax within the time required by this  
335 division, shall be subject to [an interest] a penalty  
336 of five percent of the amount of tax due, plus *interest*  
337 of one-half of one percent of such tax for each month  
338 of delay or fraction thereof, excepting the first  
339 month after such return was required to be filed or  
340 such tax became due, and excepting the period between  
341 the completion of an examination of the books and  
342 records of a taxpayer and the giving of notice to  
343 the taxpayer that a tax or additional tax is due;  
344 but the director, if satisfied that the delay was  
345 excusable, may remit all or any part of such interest  
346 and penalty. Such interest and penalty shall be paid  
347 to the department and disposed of in the same manner  
348 as other receipts under this division. Unpaid interest  
349 and penalties may be enforced in the same manner as  
350 the tax imposed by this division.

351 2. Any person who [shall sell tangible personal  
352 property, tickets or admissions to places of amusement  
353 and athletic events, or gas, water, electricity, and  
354 communication service at retail, or engage in the  
355 rendering, furnishing, or performing services  
356 enumerated in section 422.43,] *engages in a transaction*  
357 *as a seller* in this state after his license shall  
358 have been revoked, or without procuring a license  
359 within [sixty] *thirty-one* days after the effective date  
360 of this division, as provided in section 422.53, or  
361 who shall violate the provisions of section 422.49,  
362 and the officers of any corporation who shall so act,  
363 shall be guilty of a misdemeanor, punishment for which  
364 shall be a fine of not more than one hundred dollars  
365 or imprisonment in the county jail for not more than  
366 thirty days in the discretion of the court.

367 2. Page 16, strike lines 22 through 32, inclusive.

368 3. Page 17, strike lines 33, 34, and 35, and

369 strike lines 1 through 16, inclusive, on page 18,

370 and insert in lieu thereof the following:

371 Sec. Section four hundred twenty-three point

372 one (423.1), Code 1971, is amended by striking the

373 section and inserting in lieu thereof the following:

374 423.1 DEFINITIONS. As used in this chapter,

375 except where context clearly indicates a different

376 meaning:

377 1. "Use" means the exercise by any person of any

378 right or power incident to ownership, over property

379 or services which are the subject of a transaction.

380 2. Definitions contained in sections four hundred

381 twenty-two point three (422.3) and four hundred twenty-

382 two point forty-two (422.42) of the Code are adopted

383 as applicable to the provisions of this chapter.

384 3. "New motor vehicles" and "trailers" have the

385 same meaning as defined in section three hundred

386 twenty-one point one (321.1) of the Code.

387 Sec. Section four hundred twenty-three point

388 two (423.2), Code 1971, is amended by striking the

389 section and inserting in lieu thereof the following :

390 423.2 IMPOSITION OF TAX. Beginning July 1, 1971,

391 an excise tax is imposed on the use in this state

392 of property or services which were obtained as the

393 result of a transaction, at the rate of one percent

394 of the gross receipts of the transaction.

395 Sec. Section four hundred twenty-three point

396 three (423.3), Code 1971, is amended as follows:

397 423.3 TAX ON SURPLUS WAR MATERIAL. Purchases

398 of [tangible personal] property made from the government

399 of the United States or any of its agencies by [ultimate

400 consumers shall be] *any persons are* subject to the

401 tax imposed by section 423.2. [Services purchased

402 from the same source or sources shall be subject to

403 service tax imposed by this chapter and apply to the

404 user thereof.]

405 [This section shall not apply to purchases made

406 by counties or municipal corporations.]

407 Sec. Section four hundred twenty-three point

408 four (423.4), Code 1971, is amended by striking the

409 section and inserting in lieu thereof the following:

410 423.4 EXEMPTIONS. The following are exempt from

411 the provisions of this chapter:

412 1. The use in this state of property or services

413 which were obtained as the result of a transaction,

414 if the gross receipts of the transaction would have

415 been exempt under section 422.45 of the Code.

416 2. The use in this state of property or services

417 which were obtained as a result of a transaction

418 taxable under section 422.43 of the Code.

419 3. Articles of tangible personal property brought

420 into the state by a nonresident individual for his

421 use within the state.

422 Sec. Section four hundred twenty-three point  
423 five (423.5), Code 1971, is amended as follows:

424 423.5 EVIDENCE OF USE. For the purpose of the  
425 proper administration of this chapter and to prevent  
426 evasion of the tax, evidence that [tangible personal]  
427 property was sold by any person for delivery in this  
428 state shall be [prima-facie] *prima facie* evidence that  
429 such [tangible personal] property was sold for use in  
430 this state.

431 Sec. Section four hundred twenty-three point  
432 six (423.6), subsections two (2), three (3), and four  
433 (4), Code 1971, are amended as follows:

434 2. The tax upon the use of all [tangible personal]  
435 property other than that enumerated in subsection  
436 1 hereof, which is [sold] *the subject of a transaction*  
437 by a [retailer] *seller* maintaining a place of business  
438 in this state, or by such other [retailer] *seller* as  
439 the director shall authorize pursuant to section  
440 423.10, shall be collected by such [retailer] *seller*  
441 and remitted to the department, pursuant to the  
442 provisions of sections 423.9 to 423.13, inclusive.

443 3. The tax upon the use of all [tangible personal]  
444 property not paid pursuant to subsections 1 and 2  
445 hereof shall be paid to the department directly by  
446 any person using such property within this state,  
447 pursuant to the provisions of section 423.14.

448 4. The *use* tax on services imposed in section  
449 423.2 shall be collected, remitted, and paid to the  
450 department of revenue of this state in the  
451 corresponding manner as use tax on [tangible personal]  
452 property is collected, remitted and paid under  
453 provisions of this chapter.

454 Sec. Section four hundred twenty-three point  
455 eight (423.8), Code 1971, is amended as follows:

456 423.8 SALES TAX REPORT—DEDUCTION. Motor vehicle  
457 or trailer dealers, in making their reports and returns  
458 to the department for the purpose of paying the [retail  
459 sales] *transaction* tax imposed by division IV of chapter  
460 422, shall be permitted to deduct all gross receipts  
461 from [retail] sales of new motor vehicles and new  
462 trailers. Gross receipts from such new motor vehicle  
463 and new trailer sales are hereby expressly exempted  
464 from the tax imposed by said division IV, but, if  
465 required by the director, such gross receipts shall  
466 be included in the returns made by motor vehicle or  
467 trailer dealers under said division IV, and proper  
468 deductions taken pursuant to this section.

469 Sec. Section four hundred twenty-three point  
470 nine (423.9), Code 1971, is amended as follows:

471 423.9 COLLECTION BY RETAILER. Every [retailer]  
472 *seller* maintaining a place of business in this state  
473 and [making sales of tangible personal] *engaging in*  
474 *transactions of property or services* for use in this  
475 state, not exempted under the provisions of section



476 423.4 nor collectible under the provisions of section  
477 423.7, shall at the time of making such sales, whether  
478 within or without the state, collect the tax imposed  
479 by this chapter from the purchaser, and give to the  
480 purchaser a receipt therefor in the manner and form  
481 prescribed by the director, if the director shall,  
482 by regulation, require such receipt. Each such  
483 [retailer] *seller* shall list with the department the  
484 name and address of all his agents operating in this  
485 state, and the location of any and all his distribution  
486 or sales houses or offices or other places of business  
487 in this state.

488 [Every person rendering, furnishing, or performing  
489 services enumerated in section 422.43, maintaining  
490 a place of business in this state shall be subject  
491 to the provisions of the preceding paragraph.]

492 Sec. Section four hundred twenty-three point  
493 ten (423.10), Code 1971, is amended as follows:

494 423.10 FOREIGN RETAILERS. The director may, upon  
495 application authorize the collection of the tax herein  
496 imposed by any [retailer] *seller* not maintaining a place  
497 of business within this state, who, to the satisfaction  
498 of the director furnishes adequate security to insure  
499 collection and payment of the tax. Such [retailer]  
500 *seller* shall be issued, without charge, a permit to  
501 collect such tax in such manner, and subject to such  
502 regulations and agreements as the director shall  
503 prescribe. When so authorized, it shall be the duty  
504 of such [retailer] *seller* to collect the tax upon all  
505 [tangible personal] property [sold] *and services which*  
506 *are the subject of transactions and are to his*  
507 *knowledge for use within this state, in the same*  
508 *manner and subject to the same requirements as a*  
509 *[retailer] seller maintaining a place of business within*  
510 *this state. Such authority and permit may be canceled*  
511 *when, at any time, the director considers the security*  
512 *inadequate, or that such tax can more effectively*  
513 *be collected from the person using such property in*  
514 *this state.*

515 [The discretionary power granted therein is extended  
516 to apply in the case of persons rendering, furnishing  
517 or performing services enumerated in section 422.43.]

518 Sec. Section four hundred twenty-three point  
519 eleven (423.11), Code 1971, is amended as follows:

520 423.11 ABSORBING TAX PROHIBITED. It shall be  
521 unlawful for any [retailer] *seller* to advertise or hold  
522 out or state to the public or to any [purchaser,  
523 consumer or] user, directly or indirectly, that the  
524 tax or any part thereof imposed by this chapter will  
525 be assumed or absorbed by the [retailer] *seller* or that  
526 it will not be added to the [selling] *transaction price*  
527 *[of the property sold], or if added that it or any part*  
528 *thereof will be refunded. The director shall have*  
529 *the power to adopt and promulgate rules and regula-*  
530 *tions for adding such tax, or the average equivalent*

531 thereof, by providing different methods applying  
532 uniformly to [retailers] *sellers* within the same general  
533 classification for the purpose of enabling such  
534 [retailers] *sellers* to add and collect, as far as  
535 practicable, the amount of such tax. Any person  
536 violating any of the provisions of this section within  
537 this state shall be guilty of a misdemeanor and subject  
538 to the penalties provided in section 423.20.

539 Sec. Section four hundred twenty-three point  
540 twelve (423.12), Code 1971, is amended as follows :  
541 423.12 TAX AS DEBT. The tax herein required to  
542 be collected by any [retailer] *seller* pursuant to  
543 sections 423.9 or 423.10, and any tax collected by  
544 any [retailer] *seller* pursuant to said sections, shall  
545 constitute a debt owed by the [retailer] *seller* to this  
546 state.

547 Sec. Section four hundred twenty-three point  
548 thirteen (423.13), Code 1971, is amended as follows:  
549 423.13 PAYMENT TO DEPARTMENT. Each permit holder  
550 required to authorized, pursuant to sections 423.9  
551 or 423.10, to collect the tax herein imposed, shall  
552 be required to pay to the department the amount of  
553 such tax, on or before the last day of the month next  
554 succeeding each quarterly period. At such time, each  
555 such [retailer] *seller* shall file with the department  
556 a return for the preceding quarterly period in such  
557 form as may be prescribed by the director showing  
558 the sales price of any or all [tangible personal]  
559 property [sold by the retailer] *or services which were*  
560 *the subject of a transaction by the seller* during  
561 such preceding quarterly period, the use of which  
562 is subject to the tax imposed by this chapter, and  
563 such other information as the director may deem  
564 necessary for the proper administration of this  
565 chapter. The return shall be accompanied by a  
566 remittance of the amount of such tax, for the period  
567 covered by the return. If necessary in order to  
568 insure payment to the state of the amount of such  
569 tax, the director may in any or all cases require  
570 returns and payments of such amount to be made for  
571 other than quarterly periods. The director may, upon  
572 request and a proper showing of the necessity therefor,  
573 grant an extension of time not to exceed thirty days  
574 for making any return and payment. Returns shall  
575 be signed by the [retailer] *seller* or his duly authorized  
576 agent, and must be certified by him to be correct.

577 Sec. Section four hundred twenty-three point  
578 fourteen (423.14), Code 1971, is amended as follows:  
579 423.14 LIABILITY OF USER. Any person who uses  
580 any property or services [enumerated in section 422.43]  
581 *which are the subject of a transaction* upon which  
582 the tax herein imposed has not been paid, either to  
583 the county treasurer or to a [retailer] *seller* or direct  
584 to the department as herein provided, shall be liable

585 therefor, and shall on or before the last day of the  
586 month next succeeding each quarterly period pay the  
587 tax herein imposed upon all such property used by  
588 him during the preceding quarterly period in such  
589 manner and accompanied by such returns as the director  
590 shall prescribe. All of the provisions of section  
591 423.13 with reference to such returns and payments  
592 shall be applicable to the returns and payments herein  
593 required.

594 Sec. Section four hundred twenty-three point  
595 twenty (423.20), Code 1971, is amended as follows:  
596 423.20 PENALTY. Any [retailer] *seller* or other  
597 person failing or refusing to furnish any return  
598 herein required to be made, or failing or refusing  
599 to furnish a supplemental return or other data required  
600 by the director, shall be guilty of a misdemeanor  
601 and subject to a fine of not to exceed one hundred  
602 dollars for each such offense, or to imprisonment  
603 for not to exceed thirty days, or to both such fine  
604 and imprisonment, in the discretion of the court.

605 Sec. Section four hundred twenty-three point  
606 twenty-one (423.21), Code 1971, is amended as follows:  
607 423.21 BOOKS—EXAMINATION. Every [retailer] *seller*  
608 required or authorized to collect taxes imposed by  
609 this chapter and every person using in this state  
610 [tangible personal] property *or services* shall keep  
611 such records, receipts, invoices, and other pertinent  
612 papers as the director shall require, in such form  
613 as the director shall require. The director or any  
614 duly authorized agent of the department may examine  
615 the books, papers, records, and equipment of any  
616 person [either selling tangible personal property or]  
617 liable for the tax imposed by this chapter, and  
618 investigate the character of the business of any such  
619 person in order to verify the accuracy of any return  
620 made, or if no return was made by such person,  
621 ascertain and determine the amount due under the  
622 provisions of this chapter. Any such books, papers,  
623 and records shall be made available within this state  
624 for such examination upon reasonable notice when the  
625 director shall deem it advisable and shall so order.  
626 The preceding requirements shall likewise apply to  
627 users [and persons rendering, furnishing, or performing  
628 service enumerated in section 422.43].

629 Sec. Section four hundred twenty-three point  
630 twenty-two (423.22), Code 1971, is amended as follows:  
631 423.22 REVOKING PERMITS. Whenever any [retailer]  
632 *seller* maintaining a place of business in this state,  
633 or authorized to collect the tax herein imposed  
634 pursuant to section 423.10, fails to comply with any  
635 of the provisions of this chapter or any orders, rules  
636 or regulations prescribed and adopted under this  
637 chapter, the director may, upon notice and hearing  
638 as hereinafter provided, by order revoke the permit,  
639 if any, issued to such [retailer] *seller* under section

640 422.53, or if such [retailer] *seller* is a corporation  
641 authorized to do business in this state under chapter  
642 494, may certify to the secretary of state a copy  
643 of an order finding that such [retailer] *seller* has  
644 failed to comply with certain specified provisions,  
645 orders, rules, or regulations. The secretary of state  
646 shall, upon receipt of such certified copy, revoke  
647 the permit authorizing said corporation to do business  
648 in this state, and shall issue a new permit only when  
649 such corporation shall have obtained from the director  
650 an order finding that such corporation has complied  
651 with its obligations under this chapter. No order  
652 authorized in this section shall be made until the  
653 [retailer] *seller* is given an opportunity to be heard  
654 and to show cause why such order should not be made,  
655 and he shall be given ten days' notice of the time,  
656 place, and purpose of such hearing. The director  
657 may issue a new permit pursuant to section 422.53  
658 after such revocation. The preceding provision shall  
659 apply to users [and persons supplying services  
660 enumerated in section 422.43].

661 Sec. Section four hundred twenty-three point  
662 twenty-four (423.24), Code 1971, is amended by adding  
663 the following paragraph:

664 "Annually prior to July first, the state comptroller  
665 shall determine the amount which is seventy percent  
666 of the use tax collected under this chapter for the  
667 most recent four quarters ending March thirty-first,  
668 or the total amount collected less the amount collected  
669 for that period from the use tax on motor vehicles,  
670 trailers, and motor vehicle accessories and equipment,  
671 whichever amount is less, and shall divide this amount  
672 by the total population of the state, as determined  
673 by the most recent certified federal census, to  
674 determine a per capita amount. This amount shall  
675 be returned to the counties in the state based upon  
676 the population of each county as determined by the  
677 most recent certified federal census. The state  
678 comptroller shall make the payments required by this  
679 provision, and such amounts are hereby appropriated  
680 for this purpose.

681 The county auditor of each county shall distribute  
682 the amount allocated to that county to each taxing  
683 district in the county in the proportion that the  
684 assessed value of taxable property in the district  
685 is to the total assessed value of taxable property  
686 in the county. The certifying or levying board of  
687 each taxing district in the county shall reduce its  
688 budget for the succeeding year by the amount  
689 distributed to it from transaction tax receipts, and  
690 shall certify or levy only the millage necessary to  
691 raise the reduced amount. In order to qualify for  
692 allocations under this section in any year subsequent  
693 to the first year of distribution, the certifying

694 or levying board of each taxing district shall certify  
 695 to the county auditor that its property tax millage  
 696 has been reduced by the amount equivalent to its  
 697 allocation under this section in the last preceding  
 698 year."

699 **Sec. Section four hundred twenty-three point**  
 700 **twenty-five (423.25), Code 1971, is amended as follows:**  
 701 **423.25 TAXATION IN ANOTHER STATE. If any person**  
 702 **who causes [tangible personal] property to be brought**  
 703 **into this state has already paid a tax in another**  
 704 **state in respect to the sale or use of such property,**  
 705 **or an occupation tax in respect thereto, in an amount**  
 706 **less than the tax imposed by this title, the provisions**  
 707 **of this title shall apply, but at a rate measured**  
 708 **by the difference only between the rate herein fixed**  
 709 **and the rate by which the previous tax on the sale**  
 710 **or use, or the occupation tax, was computed. If such**  
 711 **tax imposed and paid in such other state is equal**  
 712 **to or more than the tax imposed by this title, then**  
 713 **no tax shall be due in this state on such [personal]**  
 714 **property.**

715 **Sec. Chapter four hundred twenty-four (424),**  
 716 **Code 1971, is repealed.**

717 **Sec. Section six hundred twenty-six point**  
 718 **twenty-nine (626.29), Code 1971, is amended as follows:**  
 719 **626.29 DISTRESS WARRANT BY DIRECTOR OF REVENUE.**  
 720 **In the service of a distress warrant issued by the**  
 721 **director of revenue for the collection of income tax,**  
 722 **[sales] transaction tax, freight line and equipment**  
 723 **car tax, and/or use tax, the property of the taxpayer**  
 724 **in the possession of another, or debts due him, may**  
 725 **be reached by garnishment.**

726 4. Page 19, strike lines 15 through 20, inclusive.

727 5. Renumber sections and correct internal  
 728 references as required by this amendment.

729 6. Page 1, amend the title by striking line 6  
 730 and inserting in lieu thereof the words "and imposing  
 731 a tax on transactions, or the use of property or  
 732 services which were obtained as the result of a  
 733 transaction."  
 734

RODGERS of Dallas, District 85

- 1 Amend the title of House File 683, line 3, by
- 2 striking the word "recreational" and inserting in
- 3 lieu thereof the words "vocational school".

TIEDEN of Clayton, District 14

On motion by Varley of Adair, District 84, the House adjourned  
 until 8:30 a.m., Friday, May 7, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Seventeenth Calendar Day—Seventy-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MAY 7, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father Gerald Deere, pastor of the Christ The King Catholic Church, Des Moines, Iowa.

The Journal of Thursday, May 6, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kreamer of Polk, District 63, on request of Hansen of Black Hawk, District 37; Tieden of Clayton, District 14, on request of Winkelman of Calhoun, District 26.

## SPECIAL PRESENTATION

Freeman of Buena Vista, District 15, presented to the House his secretary, Karol L. Larsen, who was chosen Queen of the House at the Pages' Ball held Thursday evening, May 6, 1971.

The House extended its congratulations to the Queen.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fifty sixth grade students from North Elementary School, Sigourney, Iowa, accompanied by their teacher, Mrs. Goodman. By Dunton of Keokuk, District 88.

Thirty Girl Scouts from Dunlap, Iowa, accompanied by their teachers, Mrs. Jochims and Mrs. Sullivan. By Nielsen of Shelby, District 53.

Thirteen senior band members from Sidney Community School, Sidney, Iowa, accompanied by Emil Wahling, bandmaster, and teachers, Mrs. E. L. Hills and Mrs. Perry Rucker. By McElroy of Fremont, District 82.

Ninety sixth grade students from Aggasiz School, Ottumwa, Iowa, accompanied by their teachers, Mrs. Cutts, Mrs. Robinson and Mr. Shelby. By Schwartz of Wapello, District 97.

Forty sixth grade students from Franklin Elementary School, Muscatine, Iowa, accompanied by their teachers, Jerry Lange and Mrs. O'Neill. By Drake of Muscatine, District 71.

Seventy-five students from Nevada High School, Nevada, Iowa, accompanied by their teachers, W. D. Miller and Kris Phillip. By Egenes of Story, District 75.

Forty-five eighth grade students from the LDF School, Le Grand, Iowa, accompanied by their teachers, Mrs. Hultven and Mr. Smith. By Miller of Marshall, District 36.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Schroeder of Pottawattamie, District 54, and Knoke of Pottawattamie, District 79, from one hundred sixty residents of Council Bluffs opposing an increase in the sales tax of an additional one cent unless one-half of that is returned to the cities and towns.

By Holden of Scott, District 75, and Shaw of Scott, District 78, from two thousand nine hundred ninety-five residents of the state opposing the use of any public funds, either state or county, to provide financial or material support of any private school, or to subsidize the salaries of teachers, or other personnel, in private schools.

#### INTRODUCTION OF BILLS

**House File 685**, by Gluba, Blouin, Kelly, Kennedy, Knoblauch, Larson and Bray, a bill for an act relating to the hours during which alcoholic liquor and beer may be sold by liquor licensees and beer permittees.

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

**House File 686**, by committee on ways and means, a bill for an act relating to the review of school budgets for the school year commencing July 1, 1971 by the school budget review committee, and the filing of tentative budgets by individual school districts.

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

**House File 687**, by committee on county government, a bill for an act relating to the authority of the auditor of state.

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

Committee of the Whole

SENATE MESSAGE CONSIDERED

**Senate File 500**, a bill for an act relating to the Iowa inheritance tax.

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

COMMITTEE OF THE WHOLE

Varley of Adair, District 84, moved that the House resolve itself into a committee of the whole to resume consideration of **House File 654**, a bill for an act relating to state aid for school, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and that the Speaker of the House preside as chairman of the committee.

Rodgers of Dallas, District 85, offered the amendment filed by him on May 6, 1971, and found on pages 1336 to 1349 of the House Journal and moved its adoption:

A non-record roll call was requested.

The ayes were 31, nays 52.

The amendment lost.

Gluba of Scott, District 76, offered the amendment filed by Gluba, et al., on May 6, 1971, and found on pages 1331 to 1336 of the House Journal and moved its adoption:

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 41:

Anania	Gluba	Mayberry	Schwartz
Bennett	Hansen	McCormick	Schwieger
Blouin	Husak	Middleswart	Scott
Bray	Jesse	Monroe	Skinner
Cochran	Johnston	Norpel	Small
Dougherty	Kelly	Patton	Stromer
Doyle	Kennedy	Priebe	Uban
Dunton	Kinley	Rodgers	Wells
Ellsworth	Knoblauch	Sargisson	Willits
Ewell	Larson	Schmeiser	Wyckoff
Franklin			



## Committee of the Whole

## The nays were, 53:

Alt	Freeman	Millen	Sorg
Andersen	Goode	Miller	Stanley
Bergman	Grassley	Moffitt	Stokes
Camp	Hill	Mollett	Strand
Campbell	Kehe	Nielsen	Strothman
Christensen	Knoke	Nystrom	Taylor
Clark	Kruse	Pellett	Trowbridge
Curtis	Lawson	Pierson	Varley
Den Herder	Lipsky	Rex	Waugh
Drake	Logemann	Roorda	Welden
Edelen	McElroy	Schroeder	Winkelman
Egenes	Mendenhall	Shaw	Wirtz
Fischer, H. O.	Menefee	Siglin	Mr. Speaker
Fisher, C. R.			

## Absent or not voting, 6:

Hamilton	Kreamer	Radl	Tieden
Holden	Pelton		

## The amendment lost.

Dunton of Keokuk, District 88, offered the following amendment filed by him and Johnston of Johnson, District 70, and moved its adoption:

## Amend House File 654 as follows:

1. Page 15, line 11 by striking the words and figures "and eight (8)" and by inserting in lieu thereof the words and figures "eight (8) and nine (9)".

2. Page 16, by inserting after line 7, the following:  
 "The following enumerated services shall be subject to the tax herein imposed on gross taxable services:  
 Alteration and garment repair; armored car; automobile repair; battery, tire and allied; investment counseling (excluding investment services of trust departments); bank service charges; barber and beauty; boat repair; car wash and wax; carpentry; roof, shingles, and glass repair; dance schools and dance studios; dry cleaning, pressing, dyeing, and laundering; electrical repair and installation; engraving, photography, and retouching; equipment rental; excavating and grading; farm implement repair of all kinds; flying service; furniture, rug, upholstering repair and cleaning; fur storage and repair; golf and country clubs and all commercial recreation; house and building moving; household appliance, television, and radio repair; jewelry and watch repair; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking lots; pipe fitting and plumbing; wood preparation; private employment agencies; printing and binding; sewing and stitching; shoe repair and shoeshine; storage warehouse and storage locker; telephone answering service; test laboratories;

## Committee of the Whole

termite, bug, roach, and pest eradicators; tin and sheet metal repair; turkish baths, massage, and reducing salons; vulcanizing, recapping, and retreading; warehouse; weighing; welding; well drilling; wrapping, packing, and packaging of merchandise other than processed meat, fish, fowl and vegetables; wrecking service; wrecker and towing; *buildings and structures erected for the improvement of realty.*

Roll call was requested by Johnston of Johnson, District 70, and Dunton of Keokuk, District 88.

On the question "Shall the amendment be adopted?"

The ayes were, 30:

Anania	Gluba	Middleswart	Scott
Bray	Husak	Patton	Skinner
Christensen	Jesse	Priebe	Small
Cochran	Johnston	Rodgers	Strand
Dougherty	Kennedy	Sargisson	Wells
Doyle	Knoblauch	Schmeiser	Willits
Dunton	McCormick	Schwartz	Wyckoff
Egenes	Mendendall		

The nays were, 55:

Alt	Goode	Miller	Stokes
Andersen	Grassley	Moffitt	Stanley
Bergman	Hansen	Mollett	Stromer
Blouin	Hill	Nielsen	Strothman
Camp	Holden	Norpel	Taylor
Campbell	Kehe	Nystrom	Trowbridge
Clark	Kelly	Pellet	Uban
Curtis	Kinley	Pierson	Varley
Den Herder	Kruse	Rex	Waugh
Edelen	Lipsky	Roorda	Welden
Ellsworth	Logemann	Schroeder	Winkelman
Fischer, H. O.	McElroy	Schwieger	Wirtz
Fisher, C. R.	Menefee	Siglin	Mr. Speaker
Freeman	Millen	Sorg	

Absent or not voting, 15:

Bennett	Hamilton	Lawson	Radl
Drake	Knoke	Mayberry	Shaw
Ewell	Kreamer	Monroe	Tieden
Franklin	Larson	Pelton	

The amendment lost.

Radl of Linn, District 43, offered the following amendment in committee of the whole and moved its adoption:

Amend House File 654 as follows:

1. Page 19, by adding after line 20, the following new section:

Sec. 28. Section four hundred twenty-two point thirty-three (422.33), Code 1971, is amended by striking subsections one (1) and two (2) and inserting in lieu thereof the following new subsections:

## Committee of the Whole

1. **ALLOCATION OF BUSINESS INCOME.** If the trade or business of the taxpayer is carried on entirely within the state, the tax shall be imposed on the entire net income. Any taxpayer having income from business activity which is taxable both within and without this state, other than the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this section.

2. **DEFINITIONS.** As used in this section, unless the context otherwise requires:

a. "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

b. "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

c. "Compensation" means wages, salaries, commissions, and any other form of remuneration paid to employees for personal services.

d. "Nonbusiness income" means all income other than business income.

e. "Sales" means all gross receipts of the taxpayer not allocated under subsections four (4) through eight (8) of this section.

f. "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

3. **NONRESIDENT TAXPAYER.** For purposes of allocation and apportionment of income under this chapter, a taxpayer is taxable in another state if:

a. In that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

b. That state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

4. **ALLOCATION OF CERTAIN ITEMS.** Rents and royalties from real or tangible personal property, capital gains, interest, dividends, or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in subsections five (5) through eight (8) of this section.

5. **RENTS AND ROYALTIES.**

a. Net rents and royalties from real property

## Committee of the Whole

located in this state are allocable to this state.

b. Net rents and royalties from tangible personal property are allocable to this state:

(1) If and to the extent that the property is utilized in this state; or

(2) In their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

c. The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

#### 6. PROPERTY—CAPITAL GAINS AND LOSSES.

a. Capital gains and losses from sales of real property located in this state are allocable to this state.

b. Capital gains and losses from sales of tangible personal property are allocable to this state if:

(1) The property had a situs in this state at the time of the sale; or

(2) The taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

c. Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

7. INTEREST AND DIVIDENDS. Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

#### 8. PATENTS AND COPYRIGHTS.

a. Patent and copyright royalties are allocable to this state:

(1) If and to the extent that the patent or copyright is utilized by the taxpayer in this state; or

(2) If and to the extent that the patent or copyright is utilized by the taxpayer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

b. A patent is utilized in a state to the extent

## Committee of the Whole

that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

c. A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

9. BUSINESS INCOME. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

10. PROPERTY FACTOR. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

11. PROPERTY OWNED AND RENTED. Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

12. AVERAGE VALUE OF PROPERTY. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the director of revenue may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

13. PAYROLL FACTOR. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation, and the denominator of which is the total compensation paid everywhere during the tax period.

14. COMPENSATION. Compensation is paid in this state if:

a. The individual's service is performed entirely within the state; or

## Committee of the Whole

b. The individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or

c. Some of the service is performed in the state and:

(1) The base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state; or

(2) The base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

15. SALES FACTOR. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

16. LOCAL SALES OF TANGIBLE PERSONAL PROPERTY. Sales of tangible personal property are in this state if:

a. The property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

b. The property is shipped from an office, store, warehouse, factory, or other place of storage in this state and:

(1) The purchaser is the United States government; or

(2) The taxpayer is not taxable in the state of the purchaser.

17. OTHER SALES. Sales, other than sales of tangible personal property, are in this state if:

(a) The income-producing activity is performed in this state; or

(b) The income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

18. ADDITIONAL METHODS OF DETERMINING BUSINESS SITUS. If the allocation and apportionment provisions of this section do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the director of revenue may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(a) Separate accounting except to a unitary business;

(b) The exclusion of any one or more of the factors;

(c) The inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

## Committee of the Whole

(d) The employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

2. Page 1, line 5, by inserting after the word "penalties," the words "relating to the corporate income tax,".

Roll call was requested by Small of Johnson, District 69, and Radl of Linn, District 43.

On the question "Shall the amendment be adopted?"

The ayes were, 58:

Anania	Franklin	Miller	Schwartz
Bennett	Gluba	Mollett	Scott
Blouin	Husak	Monroe	Siglin
Bray	Jesse	Norpel	Skinner
Christensen	Johnston	Nystrom	Small
Cochran	Kennedy	Patton	Stokes
Den Herder	Kinley	Pellett	Strothman
Dougherty	Knoblauch	Pierson	Taylor
Doyle	Kruse	Priebe	Uban
Dunton	Larson	Radl	Waugh
Edelen	Mayberry	Rex	Wells
Egenes	McCormick	Rodgers	Willits
Ellsworth	Mendenhall	Sargisson	Wirtz
Ewell	Menefee	Schmeiser	Wyckoff
Fisher, C. R.	Middleswart		

The nays were, 36:

Alt	Freeman	Lawson	Shaw
Andersen	Goode	Lipsky	Sorg
Bergman	Grassley	Logemann	Stanley
Camp	Hansen	McElroy	Strand
Campbell	Hill	Millen	Trowbridge
Clark	Holden	Moffitt	Varley
Curtis	Kehe	Roorda	Welden
Drake	Kelly	Schroeder	Winkelman
Fischer, H. O.	Knoke	Schwieger	Mr. Speaker

Absent or not voting, 6:

Hamilton	Nielsen	Stromer	Tieden
Kreamer	Pelton		

The amendment was adopted.

Fisher of Greene, District 56, asked and received unanimous consent to withdraw the following amendment filed by him and Roorda of Jasper, District 67, the amendment filed on April 27, 1971, and found on page 1118 of the House Journal and the amendment to the amendment filed on April 28, 1971, and found on page 1153 of the House Journal.

Freeman of Buena Vista, District 15, offered the following amendment filed by Freeman, et al.:

Amend House File 654 as follows:

## Committee of the Whole

1. Page 19, by inserting after line 20 the following new section:

"Section four hundred twenty-seven point one (427.1), subsection nine (9), Code 1971, is amended as follows:

9. PROPERTY OF RELIGIOUS, LITERARY, AND CHARITABLE SOCIETIES. All grounds and buildings used or under construction by literary, scientific, charitable, benevolent, agricultural, and religious institutions and societies solely for their appropriate objects, [not exceeding three hundred twenty acres in extent and not leased or otherwise used or under construction with a view to pecuniary profit] *except property from which rental income is derived*. All deeds or leases by which such property is held shall be filed for record before the property herein described shall be omitted from the assessment. All such property shall be listed upon the tax rolls of the district and districts in which it is located and shall have ascribed to it an actual fair market value and an assessed or taxable value, as contemplated by section 441.21, whether such property be subject to a levy or be exempted as herein provided and such information shall be open to public inspection."

2. Page 1, line 5, by inserting after the word "penalties," the words "relating to property tax exemption,".

Freeman of Buena Vista, District 15, offered the following amendment to the amendment and moved its adoption:

Amend the Freeman, et al., amendment to House File 654, filed on April 22, 1971, appearing on page 1054 of the House Journal by inserting in line 23 after the period the words

*"This subsection shall not apply to the property of educational institutions, which shall be subject to subsection eleven (11) of this section.*

The amendment to the amendment was adopted.

Freeman of Buena Vista, District 15, moved adoption of the amendment as amended.

A non-record roll call was requested.

The ayes were 77, nays 4.

The amendment as amended was adopted.

Lipsky of Linn, District 46, offered the following amendment filed by her:

Amend House File 654 as follows:

1. Page 17, line 21, by adding after the word "amounts" the words "*, except as herein provided,*".

2. Page 17, line 32, by adding after the period the following:



## Committee of the Whole

*"If any city or town is levying its maximum amount allowed by law, the county board of supervisors shall take action to provide joint county-city services for such city and the county by entering into a cooperative agreement pursuant to chapter twenty-eight E (28E) of the Code or through metropolitan planning. If the county board of supervisors fails to take such action, the moneys apportioned to the county pursuant to this section shall be apportioned to the cities and towns of the counties in the manner provided by this section."*

Varley of Adair rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Kennedy of Chickasaw, District 11, offered the following amendment filed by him:

Amend House File 654 as follows:

1. Page 14, by inserting after line 25 the following section:

*"A school district which has a fall enrollment of less than six hundred pupils for the school year commencing July 1, 1970 and ending June 30, 1971, shall formulate a plan for reorganization and a referendum on reorganization of the school district shall be held pursuant to this section.*

The school board shall, prior to October 1, 1971, submit to the county board of education of the county in which the school district is located a plan for reorganization with a contiguous school district. The combined fall enrollments for September, 1971 of the school districts involved in the reorganization plan shall be at least one thousand two hundred pupils.

The provisions of section two hundred seventy-five point twelve (275.12), subsections two (2) and three (3), and sections two hundred seventy-five point fourteen (275.14), two hundred seventy-five point fifteen (275.15), and two hundred seventy-five point sixteen (275.16) of the Code shall apply to this section, except that any reference to 'petition' shall mean 'the plan submitted by the local school board'. The provisions of sections two hundred seventy-five point eighteen (275.18), two hundred seventy-five point nineteen (275.19), two hundred seventy-five point twenty (275.20), and two hundred seventy-five point twenty-two (275.22) through two hundred seventy-five point thirty-one (275.31), inclusive, of the Code shall apply to this section."

2. By renumbering the remaining sections and correcting internal references as necessary in accordance with this amendment.

## Committee of the Whole

Varley of Adair, District 84, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Skinner of Polk, District 60, moved to appeal the ruling of the chair.

On the question "Shall the decision of the Speaker stand as the judgment of the House?"

The vote disclosed the motion prevailed and the ruling of the Chair was sustained.

Varley of Adair, District 84, moved that the Chief Clerk of the House be directed to prepare a committee report on House File 654.

The motion prevailed.

Varley of Adair, District 84, moved that the committee now rise.

The motion prevailed.

## REGULAR SESSION

The House reconvened, Speaker Harbor in the chair.

## MOTION TO RECONSIDER WITHDRAWN

(Senate File 474)

Camp of Clinton, District 73, asked and received unanimous consent to withdraw his motion to reconsider the vote by which **Senate File 474** passed the House on May 5, 1971.

## ANNOUNCEMENT BY THE SPEAKER

## HIGHER EDUCATION FACILITIES COMMISSION

Speaker Harbor announced the appointment of Representative Willard Hansen, Cedar Falls, to the Higher Education Facilities Commission in accordance with chapter 261.1, Code of Iowa, for a term ending June 30, 1965.

REPORT OF THE COMMITTEE OF THE WHOLE  
ON HOUSE FILE 654

**MR. SPEAKER:** The committee of the whole has had under consideration **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting

provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax, and has directed me to report the same with the **recommendation that it be amended as follows, and when so amended the bill do pass:**

- 1 1. Strike page 2 and lines 1 through 20, inclusive,
- 2 of page 3, and insert in lieu thereof the following:
- 3 Section 1. SCHOOL FOUNDATION PROGRAM. This Act
- 4 establishes a school foundation program. Each public
- 5 school district in the state is entitled to receive
- 6 from the state during each school year a per pupil
- 7 amount equal to the amount by which the school foundation
- 8 base for that school year exceeds the amount per pupil
- 9 which will be raised by the school foundation property
- 10 tax levied in the district during that school year.
- 11 Sec. 2. SCHOOL FOUNDATION BASE.
- 12 1. The school foundation base for the 1972-1973
- 13 school years is the sum of the following components,
- 14 each modified by the percentage growth factor for that
- 15 school year:
- 16 a. A flat grant from the state of three hundred
- 17 dollars per pupil.
- 18 b. An amount of three hundred fifty dollars per
- 19 pupil, to be raised primarily by school foundation
- 20 property tax to be levied in the school district during
- 21 that school year.
- 22 2. Prior to July first each year commencing in 1972,
- 23 the state comptroller shall compute the percentage
- 24 growth factor for each of the two component parts of
- 25 the school foundation base, as follows:
- 26 a. Determine the percent of increase or decrease
- 27 in state revenue from taxes, adjusted for changes in
- 28 rates or basis, for each year of the last three calendar
- 29 years for which accurate figures are available, and
- 30 divide the total by three. The result is the percentage
- 31 growth factor for the flat grant component.
- 32 b. Determine the percent of increase or decrease
- 33 in the assessed valuation of taxable property in the
- 34 state, adjusted for statewide changes in assessment
- 35 practices, for each year of the last three calendar
- 36 years for which accurate figures are available, and
- 37 divide the total by three. The result is the percentage
- 38 growth factor for the property tax component.
- 39 c. In the determinations required under paragraphs
- 40 a and b of this subsection, if there is an average
- 41 decrease there will be a negative growth factor.
- 42 3. For the 1972-1973 school year, the state
- 43 comptroller shall determine the actual school foundation
- 44 base by multiplying each of the component amounts listed
- 45 in subsection one (1) of this section by its percentage
- 46 growth factor for that school year, and adding the
- 47 product obtained in each case to that component amount.
- 48 The two component amounts so modified constitute the
- 49 current school foundation base for the 1972-1973 school
- 50 year.

51 4. For each subsequent school year, the state  
52 comptroller shall determine the actual school foundation  
53 base by multiplying each of the component amounts of  
54 the current school foundation base by the applicable  
55 percentage growth factor for that school year, and  
56 adding the product obtained in each case to that  
57 component amount. The two current component amounts  
58 so modified constitute the current school foundation  
59 base for the subsequent year.

60 Sec. 3. SCHOOL FOUNDATION BASE COMPONENTS. As used  
61 in this Act, unless otherwise indicated, references  
62 to the school foundation base, to that flat grant  
63 component, or to the property tax component, mean the  
64 base or its components as modified by the comptroller  
65 for the applicable school year, as provided in section  
66 two (2) of this Act.

67 Sec. 4. SCHOOL FOUNDATION PROPERTY TAX AND STATE  
68 SUPPLEMENT. Beginning with the 1972-1973 school year,  
69 each public school district shall certify for its general  
70 fund budget each year a foundation property tax of  
71 thirty mills per dollar of assessed valuation on all  
72 taxable property within the school district. However,  
73 no school district shall certify a school foundation  
74 property tax for any year higher than necessary to  
75 raise a per pupil amount equal to the amount of the  
76 property tax component of the school foundation base  
77 for the budget year, except that if a school district's total property  
78 tax levy for the general fund budget is less than thirty  
79 mills, the foundation property tax in that district shall  
80 be increased so that the total property tax levy for the  
81 general fund budget is thirty mills or the equivalent of  
82 the district's total property tax levy for the general  
83 fund budget for the 1971-1972 school year, whichever is  
84 less, and the amount of the total flat grant component  
85 payable to that district shall be reduced by the amount  
86 which will be obtained from the increased amount of founda-  
87 tion property tax. For the purpose of computing the  
88 foundation property tax, a district's total property tax  
89 levy for the general fund budget is determined by excluding  
90 any additional school district property tax on industrial  
91 and utility property and including any additional school  
92 district property tax on other than industrial and utility  
93 property."

94 A school district which cannot raise a per pupil  
95 amount equal to the amount of the property tax component  
96 of the school foundation base for the budget year, by  
97 a levy of thirty mills or less, is entitled to receive  
98 from the state during that school year, as state  
99 foundation property tax supplement, a per pupil amount  
100 equal to the difference between the amount which will  
101 be raised by a thirty mill levy in the district, and  
102 the amount of the property tax component of the school  
103 foundation base for the budget year.

104 Not later than June first each year, each county

105 auditor shall certify to each school district within  
106 the county the assessed valuation of taxable property  
107 within that district, and shall certify to the state  
108 comptroller and the department of public instruction  
109 the assessed valuation of taxable property in each  
110 school district within the county.

111 Sec. 5. COMPUTATION AND PAYMENT OF STATE AID.  
Prior

112 to July fifteenth each year, the state comptroller shall  
113 determine an accurate approximation of the amount of  
114 state school aid to be paid to each school district  
115 in the state, as provided in sections one (1) through  
116 four (4) of this Act, including the flat grant component  
117 of the school foundation base and the state foundation  
118 property tax supplement, and shall certify the estimated  
119 amount to each school district for use in preparing budgets.

120 As soon as possible each year, the state comptroller  
121 shall compute the actual amount due each school district  
122 in the state under the provisions of sections one (1)  
123 through four (4) of this Act, and shall pay the amount  
124 due to each school district in three approximately equal  
125 installments to be paid on approximately the first days  
126 of November, February, and May of each school year.  
127 However, if the amount appropriated for state school  
128 aid for a school year is insufficient to pay in full  
129 the amounts computed by the state comptroller to be  
130 due to each school district, then the amount paid to  
131 each school district shall be reduced by the state comp-  
132 troller in the proportion that the total amount  
133 appropriated is to the total amount due to all school  
134 districts in the state.

135 All moneys received by a school district from the  
136 state under the provisions of this section shall be  
137 deposited in the school district's general fund, and  
138 may be used for any school general fund purposes.

139 2. Page 4, line 23, by inserting after the  
140 period the following:

141 Amend House File 654, page 4, by adding after  
142 the period in line 23 the following:

143 "Shared-time students shall be counted on the  
144 basis of number of hours of instruction in a  
145 public school proportionate to a full-time student  
146 enrolled in the district."

147 3. Page 4, by striking lines 28 through 35, and on page 5  
148 by striking all of lines 1 through 35, and all of pages  
149 5, 6, 7, 8 and lines 1 through 30 on page 9, and inserting  
150 in lieu thereof the following sections:

151 1. Page 5, strike lines 23 through 35, inclusive,  
152 strike pages 6, 7, 8, and strike lines 1 through 30,  
153 page 9, and insert in lieu thereof the following:

154 1. ALLOWABLE GROWTH. To determine the total  
155 allowable growth in dollars for each school district  
156 each year, the state comptroller shall add together  
157 the following amounts:

158 1. The percent of increase or decrease in taxable

159 property in the district for the current calendar year  
 160 over the last preceding calendar year, multiplied by  
 161 the part of the district's allowable general fund bud-  
 162 get for the last preceding school year which was raised  
 163 by property taxes.

164 2. The percentage growth factor for the state, as  
 165 determined in section six (6) of this Act, multiplied  
 166 by the part of the district's allowable general fund  
 167 budget for the last preceding school year which was  
 168 raised by state aid.

169 2. MAXIMUM GENERAL FUND BUDGET AND ADDITIONAL  
 170 SCHOOL DISTRICT PROPERTY TAX LEVY. The state comp-  
 troller

171 shall determine the additional school district property  
 172 tax levy, which is in addition to the foundation property  
 173 tax levy, as follows:

174 1. The district cost per student for the current  
 175 school year ending June thirtieth each year, plus the  
 176 allowable growth in dollars, shall determine the dis-  
 177 trict cost per student for the school year beginning  
 178 July first each year.

179 2. The district cost per student multiplied by the  
 180 estimated fall enrollment for the school year beginning  
 181 July first each year, shall determine the maximum general  
 182 fund budget for the district.

183 3. Subject to the maximum millage in section ten  
 184 (10) of this Act, the maximum general fund budget of  
 185 the district less the amounts to be received from the  
 186 school foundation property tax and from state aid shall  
 187 determine the amount to be raised by the additional  
 188 school district property tax levy.

189 No later than December first of each year the state  
 190 comptroller shall notify the county auditor of each  
 191 county the amount, both in dollars and mills, of the  
 192 additional property tax levy. The county auditor or  
 193 auditors shall spread the additional property tax levy  
 194 over all the taxable property in the school district.

195 3. SPECIAL FUNDS. A school district which  
 196 has unique and unusual circumstances which cause its  
 197 anticipated general fund expenditures to exceed its  
 198 maximum general fund budget may apply to the school  
 199 budget review committee for an allotment of any special  
 200 funds appropriated for this purpose.

201 Sec. 10. MAXIMUM MILLAGE LEVY. For the purpose  
 202 of determining the maximum millage a school district  
 203 may cause to be levied for school

204 years subsequent to the 1972-1973 school year, the  
 205 state comptroller shall determine the sum of the foun-  
 206 dation property tax levy and the additional property  
 207 tax levy, in mills. When this total millage rate exceeds  
 208 the district general fund levy in mills for the school  
 209 year which began July 1, 1972, he shall adjust the  
 210 district general fund budget so that the millage levy  
 211 is equal to the millage levy for the school year  
 212 beginning July 1, 1972, unless the district votes to

213 accept the additional budgeted amount by imposing a school district  
income tax, as provided in the following section.

214 4. REFERENDUM. If a school district exceeds  
215 its maximum millage as provided in section ten (10)  
216 of this Act, the school board shall submit to the voters  
217 of the school district, at a special election called  
218 for that purpose, the question of whether the board  
219 shall limit its budget as adjusted by the comptroller,  
220 or shall adopt the budget as proposed. The question  
221 "submitted to the voters shall state clearly that a  
222 specified rate of school district income tax will be imposed  
223 for two years if the board adopts the budget as proposed."

224 If a majority of those voting favors limiting the  
225 budget, the board of directors of the school district  
226 shall alter its budget as adjusted by the state  
227 comptroller, and shall certify the corrected budget  
228 to the county auditor and the state comptroller.

229 If a majority of those voting favors adoption of  
230 the budget as proposed, the excess amount shall be  
231 raised by a school  
232 district income tax, as in the following  
233 section:

234 5. SCHOOL DISTRICT INCOME TAX. If the voters  
235 of a school district favor the adoption of a budget which  
236 would require moneys in excess of the maximum millage pro-  
237 vided in section ten (10) of this Act, the state comptroller  
238 shall determine the school district income tax, based on  
239 the excess amount needed, as follows:

240 1. Determine the total amount of state individual  
241 income tax as shown on the individual tax returns of per-  
242 sons residing in the school district on December thirty-  
243 first of the most recently completed calendar year for  
244 which accurate figures are available, or at the time of  
245 filing for those on other than a calendar year basis and  
246 filing within that calendar year. The director of revenue  
247 shall report this amount to the state comptroller.

248 2. Divide the state individual income tax into the  
249 excess amount needed. The quotient obtained is the school  
250 district income surtax rate which is imposed on the amount  
251 of state individual income tax paid on incomes earned in the  
252 year of imposition and in the following year, or in a tax  
253 year ending within either year, by individuals residing in  
254 the school district on December thirty-first of the year  
255 for which the tax is imposed, or at the time of filing dur-  
256 ing that year for those on other than a calendar year basis.  
257 The state comptroller shall certify to the department of  
258 revenue the surtax which is imposed for each school district.  
259 After the taxes determined under this section have been im-  
260 posed for two years, a district must hold another election,  
261 and recompute the tax rate if it votes to exceed the budget  
262 which its maximum millage will raise."

263 4. Strike section 18, including lines 2 through 35,  
264 inclusive, page 13, and lines 1 through 25, inclusive,  
265 page 14, and insert in lieu thereof the following:

266 DUTIES OF COMMITTEE.

267 If a school board applies to the school budget review  
268 committee for an allotment of special funds the committee  
269 may take an allotment from any funds appropriated  
270 specifically for this purpose, making allowance for  
271 prorating the appropriated funds among the districts  
272 who apply, in proportion to their needs. The committee,  
273 in determining whether to grant special funds, shall  
274 consider unique and unusual circumstances including,  
275 but not limited to, unusual increases or decreases in  
276 enrollments, natural disasters, unusual transportation  
277 problems, and initial staffing problems, and shall grant  
278 permission for the election only if unique and unusual  
279 circumstances exist in the district.

280 The school budget review committee may call in any  
281 county board of education or joint county board of  
282 education for the purpose of reviewing its budget as  
283 it relates to the individual districts within the county.

284 5. Page 11, by striking lines 2 through 35 and line 1 on  
285 page 12.

286 6. Page 12, by striking from lines 3 and 4 “, and the school  
287 district withholding tax,”.

288 7. Page 13, line 21, by striking the words “in average daily  
289 membership”.

290 8. Page 13, lines 22 and 23 by striking the words “in average  
291 daily membership.”

292 9. Page 13, lines 33 and 34, by striking the words “in average  
293 daily membership”.

294 10. Page 13, by inserting after line 34, the following:

295 “The committee, in reviewing school budgets, shall con-  
296 sider unique and unusual circumstances including, but not  
297 limited to, unusual increases or decreases in enrollments,  
298 natural disasters, unusual transportation problems, and  
299 initial staffing problems.

300 Failure by any school district to provide information  
301 or appear before the committee as requested for the ac-  
302 complishment of review or hearing shall constitute  
303 justification for the committee to instruct the state  
304 comptroller to withhold any state aid to that district  
305 until the committee’s inquiries are satisfied com-  
306 pletely.”

307 11. Page 14, by inserting after line 25, the following  
308 new section:

309 “Not later than December first for the following  
310 school year, the board of directors of each school dis-  
311 trict shall set a tentative limitation in dollars of the  
312 amount the district may spend on each program in the  
313 system as defined by the school budget review committee  
314 and in the form which the committee prescribes. This  
315 prospectus or program and allotted dollars as approved by  
316 the board of directors shall guide the superintendent  
317 when preparing the proposed budget for the following  
318 school year. These limitations submitted by the board  
319 of directors to the superintendent of schools for the  
320 district shall be promptly forwarded to the school budget  
321 review committee.”



322 12. Page 14, line 32, by striking the figure "18" and inserting  
323 in lieu thereof the figure "21".

324 13. Page 15, by adding after line 8 the following new section:

325 "Sec. 20. Section four hundred twenty-two point nine  
326 (422.9), subsection two (2), paragraph b, Code 1971, is  
327 amended as follows:

328 b. Add the amount of federal income taxes paid or  
329 accrued as the case may be, during the tax year, adjusted  
330 by any federal income tax refunds. Provided, however,  
331 that where married persons [, who have] filed a joint federal  
332 income tax return, [file separately, such total shall be  
333 divided between them according to the portion thereof paid  
334 or accrued, as the case may be, by each] *they shall file a*  
335 *joint state income tax return*; and provided further that  
336 where a taxpayer has used an optional standard deduction  
337 on his federal return, he shall use the optional standard  
338 deduction provided for above."

339 14. By striking all of sections 20, 22, 23, 24 and 27.

340 15. By adding thereto the following new sections:

341 14. By adding the following new sections:

342 1. "Section four hundred twenty-two point sixty-  
343 nine (422.69), Code 1971, is amended by adding the  
344 following new subsection:

345 A 'municipal assistance fund' is created in the  
346 office of the treasurer of state. Annually, prior to  
347 December thirty-first, the treasurer of state shall  
348 transfer an amount equal to one-fourth of the net  
349 receipts of one cent of the sales tax collected under  
350 division four (IV) of this chapter during the last  
351 preceding fiscal year into the municipal assistance  
352 fund for distribution to cities, towns, and counties. On or  
353 before December thirty-first, the state comptroller  
354 shall distribute the moneys in the municipal assist-  
355 ance fund to each city, town, and county in the state in the  
356 proportion that the population of each city, town, and county  
357 is to the total population of all cities, towns, and counties  
358 in the state. The moneys in the municipal assistance  
359 fund are appropriated for this purpose."

360 2. "Section four hundred twenty-seven point one (427.1),  
361 subsection nine (9), Code 1971, is amended as follows:

362 9. PROPERTY OF RELIGIOUS, LITERARY, AND CHARITA-  
BLE

363 SOCIETIES. All grounds and buildings used or under con-  
364 struction by literary, scientific, charitable, benevolent,  
365 agricultural, and religious institutions and societies  
366 solely for their appropriate objects, [not exceeding three  
367 hundred twenty acres in extent and not leased or otherwise  
368 used or under construction with a view to pecuniary pro-  
369 fits] *except property from which rental income is*  
370 *derived*. All deeds or leases by which such property is  
371 held shall be filed for record before the property herein  
372 described shall be omitted from the assessment. All such  
373 property shall be listed upon the tax rolls of the dis-  
374 trict or districts in which it is located and shall have  
375 ascribed to it an actual fair market value and an assessed

376 or taxable value, as contemplated by section 441.21,  
 377 whether such property be subject to a levy or be exempted  
 378 as herein provided and such information shall be open to  
 379 public inspection."

380 *"This subsection shall not apply to the property of*  
 381 *educational institutions, which shall be subject to subsec-*  
 382 *tion eleven (11) of this section.*

383 3. Section four hundred twenty-two point five  
 384 422.5), Code 1971, is amended by striking subsections three  
 385 (3) through seven (7), inclusive, and inserting in lieu  
 386 thereof the following:

387 3. On the third thousand dollars of taxable income,  
 388 or any part thereof, two and one-half percent.

389 4. On the fourth thousand dollars of taxable income,  
 390 or any part thereof, four percent.

391 5. On the fifth and sixth thousand dollars of taxable  
 392 income, or any part thereof, five percent.

393 6. On the seventh and eighth thousand dollars of  
 394 taxable income, or any part thereof, six percent.

395 7. On the ninth and tenth thousand dollars of taxable  
 396 income, or any part thereof, seven percent.

397 8. On the eleventh and twelfth thousand dollars of  
 398 taxable income, or any part thereof, eight percent.

399 9. On the thirteenth and fourteenth thousand dollars  
 400 of taxable income, or any part thereof, nine percent.

401 10. On the fifteenth and sixteenth thousand dollars  
 402 of taxable income, or any part thereof, ten percent.

403 11. On the seventeenth and eighteenth thousand dollars  
 404 of taxable income, or any part thereof, eleven percent.

405 12. On the nineteenth and twentieth thousand dollars  
 406 of taxable income, or any part thereof, twelve percent.

407 13. On all taxable income over twenty thousand dollars  
 408 and not exceeding fifty thousand dollars, thirteen percent.

409 14. On all taxable income over fifty thousand dollars,  
 410 fourteen percent.

411 4. Section four hundred twenty-two point sixty-  
 412 nine (422.69), subsection two (2), Code 1971, is amended  
 413 by striking the subsection and inserting in lieu thereof  
 414 the following:

415 2. A "moneys and credits tax replacement fund" is  
 416 created in the office of the treasurer of state. Annually  
 417 on December thirty-first the treasurer of state shall  
 418 transfer four million dollars of moneys credited to the  
 419 general fund under this section to the moneys and credits  
 420 tax replacement fund.

421 5. Section four hundred twenty-two point  
 422 thirty-three (422.33), Code 1971, is amended by  
 423 striking subsections one (1) and two (2) and inserting  
 424 in lieu thereof the following new subsections:

425 1. ALLOCATION OF BUSINESS INCOME. If the trade  
 426 or business of the taxpayer is carried on entirely  
 427 within the state, the tax shall be imposed on the  
 428 entire net income. Any taxpayer having income from  
 429 business activity which is taxable both within and

430 without this state, other than the rendering of purely  
431 personal services by an individual, shall allocate  
432 and apportion his net income as provided in this  
433 section.

434 **2. DEFINITIONS.** As used in this section, unless  
435 the context otherwise requires:

436 a. "Business income" means income arising from  
437 transactions and activity in the regular course of  
438 the taxpayer's trade or business and includes income  
439 from tangible and intangible property if the  
440 acquisition, management, and disposition of the  
441 property constitute integral parts of the taxpayer's  
442 regular trade or business operations.

443 b. "Commercial domicile" means the principal place  
444 from which the trade or business of the taxpayer is  
445 directed or managed.

446 c. "Compensation" means wages, salaries,  
447 commissions, and any other form of remuneration paid  
448 to employees for personal services.

449 d. "Nonbusiness income" means all income other  
450 than business income.

451 e. "Sales" means all gross receipts of the taxpayer  
452 not allocated under subsections four (4) through eight  
453 (8) of this section.

454 f. "State" means any state of the United States,  
455 the District of Columbia, the Commonwealth of Puerto  
456 Rico, any territory or possession of the United States,  
457 and any foreign country or political subdivision  
458 thereof.

459 **3. NONRESIDENT TAXPAYER.** For purposes of  
460 allocation and apportionment of income under this  
461 chapter, a taxpayer is taxable in another state if:

462 a. In that state he is subject to a net income  
463 tax, a franchise tax measured by net income, a  
464 franchise tax for the privilege of doing business,  
465 or a corporate stock tax; or

466 b. That state has jurisdiction to subject the  
467 taxpayer to a net income tax regardless of whether,  
468 in fact, the state does or does not.

469 **4. ALLOCATION OF CERTAIN ITEMS.** Rents and  
470 royalties from real or tangible personal property,  
471 capital gains, interest, dividends, or patent or  
472 copyright royalties, to the extent that they constitute  
473 nonbusiness income, shall be allocated as provided  
474 in subsections five (5) through eight (8) of this  
475 section.

476 **5. RENTS AND ROYALTIES.**

477 a. Net rents and royalties from real property  
478 located in this state are allocable to this state.

479 b. Net rents and royalties from tangible personal  
480 property are allocable to this state:

481 (1) If and to the extent that the property is  
482 utilized in this state; or

483 (2) In their entirety if the taxpayer's commercial

484 domicile is in this state and the taxpayer is not  
485 organized under the laws of or taxable in the state  
486 in which the property is utilized.

487 c. The extent of utilization of tangible personal  
488 property in a state is determined by multiplying the  
489 rents and royalties by a fraction, the numerator of  
490 which is the number of days of physical location of  
491 the property in the state during the rental or royalty  
492 period in the taxable year and the denominator of  
493 which is the number of days of physical location of  
494 the property everywhere during all rental or royalty  
495 periods in the taxable year. If the physical location  
496 of the property during the rental or royalty period  
497 is unknown or unascertainable by the taxpayer tangible  
498 personal property is utilized in the state in which  
499 the property was located at the time the rental or  
500 royalty payer obtained possession.

501 6. PROPERTY—CAPITAL GAINS AND LOSSES.

502 a. Capital gains and losses from sales of real  
503 property located in this state are allocable to this  
504 state.

505 b. Capital gains and losses from sales of tangible  
506 personal property are allocable to this state if:

507 (1) The property had a situs in this state at  
508 the time of the sale; or

509 (2) The taxpayer's commercial domicile is in this  
510 state and the taxpayer is not taxable in the state  
511 in which the property had a situs.

512 c. Capital gains and losses from sales of  
513 intangible personal property are allocable to this  
514 state if the taxpayer's commercial domicile is in  
515 this state.

516 7. INTEREST AND DIVIDENDS. Interest and dividends  
517 are allocable to this state if the taxpayer's  
518 commercial domicile is in this state.

519 8. PATENTS AND COPYRIGHTS.

520 a. Patent and copyright royalties are allocable  
521 to this state:

522 (1) If and to the extent that the patent or  
523 copyright is utilized by the taxpayer in this state;  
524 or

525 (2) If and to the extent that the patent or  
526 copyright is utilized by the taxpayer in a state in  
527 which the taxpayer is not taxable and the taxpayer's  
528 commercial domicile is in this state.

529 b. A patent is utilized in a state to the extent  
530 that it is employed in production, fabrication,  
531 manufacturing, or other processing in the state or  
532 to the extent that a patented product is produced  
533 in the state. If the basis of receipts from patent  
534 royalties does not permit allocation to states or  
535 if the accounting procedures do not reflect states  
536 of utilization, the patent is utilized in the state  
537 in which the taxpayer's commercial domicile is located.

538 c. A copyright is utilized in a state to the  
539 extent that printing or other publication originates  
540 in the state. If the basis of receipts from copyright  
541 royalties does not permit allocation to states or  
542 if the accounting procedures do not reflect states  
543 of utilization, the copyright is utilized in the state  
544 in which the taxpayer's commercial domicile is located.

545 9. BUSINESS INCOME. All business income shall  
546 be apportioned to this state by multiplying the income  
547 by a fraction, the numerator of which is the property  
548 factor plus the payroll factor plus the sales factor,  
549 and the denominator of which is three.

550 10. PROPERTY FACTOR. The property factor is a  
551 fraction, the numerator of which is the average value  
552 of the taxpayer's real and tangible personal property  
553 owned or rented and used in this state during the  
554 tax period and the denominator of which is the average  
555 value of all taxpayer's real and tangible personal  
556 property owned or rented and used during the tax  
557 period.

558 11. PROPERTY OWNED AND RENTED. Property owned  
559 by the taxpayer is valued at its original cost.  
560 Property rented by the taxpayer is valued at eight  
561 times the net annual rental rate. Net annual rental  
562 rate is the annual rental rate paid by the taxpayer  
563 less any annual rental rate received by the taxpayer  
564 from subrentals.

565 12. AVERAGE VALUE OF PROPERTY. The average value  
566 of property shall be determined by averaging the  
567 value at the beginning and ending of the tax period  
568 but the director of revenue may require the averaging  
569 of monthly values during the tax period if reasonably  
570 required to reflect properly the average value of  
571 the taxpayer's property.

572 13. PAYROLL FACTOR. The payroll factor is a  
573 fraction, the numerator of which is the total amount  
574 paid in this state during the tax period by the  
575 taxpayer for compensation, and the denominator of  
576 which is the total compensation paid everywhere during  
577 the tax period.

578 14. COMPENSATION. Compensation is paid in this  
579 state if:

580 a. The individual's service is performed both  
581 within the state; or

582 b. The individual's service is performed both  
583 within and without the state, but the service performed  
584 without the state is incidental to the individual's  
585 service within the state; or

586 c. Some of the service is performed in the state and:

587 (1) The base of operations or, if there is no  
588 base of operations, the place from which the service  
589 is directed or controlled is in the state; or

590 (2) The base of operations or the place from which  
591 the service is directed or controlled is not in any  
592 state in which some part of the service is performed,

593 but the individual's residence is in this state.

594 15. SALES FACTOR. The sales factor is a fraction,  
595 the numerator of which is the total sales of the  
596 taxpayer in this state during the tax period, and  
597 the denominator of which is the total sales of the  
598 taxpayer everywhere during the tax period.

599 16. LOCAL SALES OF TANGIBLE PERSONAL PROPERTY.

600 Sales of tangible personal property are in this state  
601 if:

602 a. The property is delivered or shipped to a  
603 purchaser, other than the United States government,  
604 within this state regardless of the f.o.b. point or  
605 other conditions of the sale; or

606 b. The property is shipped from an office, store,  
607 warehouse, factory, or other place of storage in this  
608 state and:

609 (1) The purchaser is the United States government; or

610 (2) The taxpayer is not taxable in the state of the pur-  
611 chaser.

612 17. OTHER SALES. Sales, other than sales of  
613 tangible personal property, are in this state if:

614 (a) The income-producing activity is performed  
615 in this state; or

616 (b) The income-producing activity is performed  
617 both in and outside this state and a greater proportion  
618 of the income-producing activity is performed in this  
619 state than in any other state, based on costs of  
620 performance.

621 18. ADDITIONAL METHODS OF DETERMINING BUSINESS  
622 SITUS. If the allocation and apportionment provisions

623 of this section do not fairly represent the extent  
624 of the taxpayer's business activity in this state,  
625 the taxpayer may petition for or the director of  
626 revenue may require, in respect to all or any part  
627 of the taxpayer's business activity, if reasonable:

628 (a) Separate accounting except to a unitary business;

629 (b) The exclusion of any one or more of the factors;

630 (c) The inclusion of one or more additional factors

631 which will fairly represent the taxpayer's business  
632 activity in this state; or

633 (d) The employment of any other method to  
634 effectuate an equitable allocation and apportionment  
635 of the taxpayer's income.

636 2. Page 1, line 5, by inserting after the word  
637 "penalties," the words "relating to the corporate  
638 income tax,".

639 16. Amend the title to read as follows:

640 An Act relating to state aid for schools, school district  
641 property taxes, imposing a school district income tax,  
642 providing administration by the director of revenue,  
643 adopting provisions relating to the state individual income  
644 tax, including penalties relating to property tax exemptions,  
645 relating to the corporate income tax,  
646 and providing aid to cities, towns and  
647 counties from sales tax receipts.

### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption :

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Joint Resolution 16.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

### RESOLUTION SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following resolution: House Joint Resolution 16.

### RESOLUTION SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has on this 7th day of May, 1971, sent to the Governor for his approval: House Joint Resolution 16.

ELIZABETH R. MILLER, Chairman

Report adopted.

### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 7, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 37, an act authorizing a public agency to dispose of an interest in property.

House File 197, an act relating to taxation and regulation of rural electric cooperatives.

House File 369, an act relating to fees for census searches charged by the Iowa Department of History and Archives.

House File 382, an act relating to labeling of foreign meats.

House File 384, an act to change certain references in the Code from "Poultry and Hatchery Association" to "Poultry Association, Incorporated".

Senate File 155, an act relating to findings of the Commission of Hospitalization.

Senate File 256, an act authorizing Cities and Towns to acquire land by lease for park purposes, and to finance the acquisition or improvement of the leased land by issuing general obligation bonds.

Senate File 269, an act relating to providing that expenditures of funds by the County Board of Supervisors to replace property acquired by another governmental body need not be submitted to the voters.

Senate File 348, an act relating to nonprofit corporations.

Senate File 389, an act relating to the place of payment of public bonds.

Senate File 426, an act to legalize and validate the proceedings of the Board of Directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property.

#### AMENDMENTS FILED

1 Amend House File 10 by striking everything after  
2 the enacting clause and inserting in lieu thereof the  
3 following:

4 Section 1. Section three hundred six point nine-  
5 teen (306.19), Code 1971, is amended by striking the  
6 section and inserting in lieu thereof the following:

7 306.19 PURCHASE OR CONDEMNATION OF RIGHT OF WAY—  
8 PROCEDURE—CLOSING DRIVEWAY—ALTERNATIVE ACCESS.

9 1. In the maintenance, relocation, establishment,  
10 or improvement of any road, including the extension of  
11 such road within cities and towns, the commission or  
12 board having jurisdiction and control of such road  
13 shall have authority to purchase or to institute and  
14 maintain proceedings for the condemnation of the  
15 necessary right of way therefor. Such board or com-  
16 mission shall likewise have power to purchase or  
17 institute and maintain proceedings for the condemnation  
18 of land necessary for highway drainage, or land con-  
19 taining gravel or other suitable material for the  
20 improvement or maintenance of highways, together with  
21 the necessary road access or right of access thereto.

22 2. Whenever the board or commission condemns or  
23 purchases property access rights or alters by length-  
24 ening any existing driveway to a road from abutting  
25 property, except during the time required for con-  
26 struction and maintenance of the road or highway, the  
27 board or commission shall:

28 a. Compensate the owner for any diminution in  
29 the market value of the property by the denial or  
30 alteration by lengthening the driveway; however, in  
31 computing such diminution in value no consideration  
32 shall be given to the additional maintenance expense  
33 for maintaining the additional length of driveway,  
34 but in lieu thereof, both in condemnation proceedings  
35 or negotiated purchases, the board or commission shall  
36 pay to the owner the sum of five dollars for every  
37 lineal foot of additional length of driveway located



38 on said owner's property. This payment shall repre-  
 39 sent just compensation to said property owner for the  
 40 additional driveway maintenance caused by reason of  
 41 the highway or road project.

42 b. If in the opinion of the board or commission  
 43 it would be more economical to purchase the entire  
 44 tract of the property owner than to provide and pay  
 45 the maintenance expense required under the provisions  
 46 of this section, proceed with the acquisition of the  
 47 entire tract of land; or

48 c. If mutually agreeable, move buildings from  
 49 an existing location to a location requiring an equal  
 50 or lesser length of driveway and provide an adequate  
 51 driveway to a public road.

52 3. None of the foregoing requirements shall  
 53 prohibit the property owner and the board or commis-  
 54 sion from entering into a mutually acceptable agree-  
 55 ment for the replacement, relocation, construction,  
 56 or maintenance of any alternate driveway on the owner's  
 57 property.

58 4. Compensation for any property rights taken in  
 59 the establishment of any alternative temporary or  
 60 permanent access shall be paid as in any other purchase  
 61 or condemnation of property. Proceedings for the  
 62 condemnation of land for any highway shall be under  
 63 the provisions of chapter 471 and chapter 472 or as  
 64 said chapters may be amended. Provided that, in the  
 65 condemnation of right of way for secondary roads, the  
 66 board of supervisors may proceed as provided in sec-  
 67 tions three hundred six point twenty-eight (306.28) to  
 68 three hundred six point thirty-seven (306.37), both  
 69 inclusive, of the Code.

70 5. For the purposes of this section, the term  
 71 "driveway" shall mean a way of ingress and egress  
 72 located entirely on private property, consisting of a  
 73 lane or passageway leading from a residence to a  
 74 public roadway or highway.

CHRISTENSEN of Union, District 95  
 HOLDEN of Scott, District 75  
 KEHE of Bremer, District 12

1 Amend the Senate amendment to House File 73 as  
 2 follows:

3 1. By inserting after line 24, the following:  
 4 "7. Page 44, by striking lines 23 and 24."

UBAN of Black Hawk, District 38

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:30 a.m., Monday, May 10, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twentieth Calendar Day—Seventy-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MAY 10, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend John N. Ness, pastor of the First Lutheran Church, Decorah, Iowa.

The Journal of Friday, May 7, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schmeiser of Des Moines, District 91, on request of Monroe of Des Moines, District 92; Fischer of Grundy District 35, for May 10 and 11, on request of Camp of Clinton, District 73.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

One hundred ten senior students from Hampton Community High School, Hampton, Iowa, accompanied by their teachers, Mrs. Patricia Peterson, Mike Welsh and Berry Johnson. By Scott of Cerro Gordo, District 18.

Fifteen Cadet Scouts from Lone Tree, accompanied by Mrs. Holtz, Mrs. Hartley, Mrs. Loren, Mrs. Swartzendruber and Mrs. Kautz. By Small of Johnson, District 69.

Twenty-four students from the Cherokee Community School, Cherokee, Iowa, accompanied by their teachers, Mrs. Gorman, Mr. Tjarks, Mrs. Getzmier and Mr. Lutz. By Curtis of Cherokee, District 25.

Thirty-three West German newspaper publishers on a three weeks tour of the United States under the auspices of the Iowa Press Association. By the Speaker.

## PETITIONS FILED

The following petitions were received and placed on file:

By Andersen of Woodbury, District 23, and Kelly of Woodbury, District 22, from eighteen residents of Woodbury County favoring the one-half cent checkoff on soybeans.

By Wyckoff of Benton, District 42, from nineteen residents of Benton County opposing House File 183, relating to the method of paying the salaries of certificated school personnel.

By Kruse of O'Brien, District 4, from nine residents of O'Brien County opposing tax on services.

**REPORT OF THE COMMITTEE OF THE WHOLE ADOPTED**  
(House File 654)

Varley of Adair, District 84, asked and received unanimous consent that Rule 35 be suspended for consideration of the report of the committee of the whole on House File 654.

Varley of Adair, District 84, moved the adoption of the report of the committee of the whole on House File 654.

The motion prevailed.

**CONFERENCE COMMITTEE REPORT**  
(Senate File 217)

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 217, a bill for an act relating to compensating state employees for the use of their motor vehicles, respectfully submit the following recommendation:

1. That the House recede from its amendment.
2. That Senate File 217 as passed by the Senate

be amended as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section twenty-one point four (21.4), Code 1971, is amended as follows:

**21.4 PRIVATE USE—RATE FOR STATE BUSINESS.** No state officer or employee shall use any state-owned car for his own personal private use, nor shall he be compensated for driving his own motor vehicle except if such is done on state business *with the approval of the state car dispatcher*, and in such case he shall not receive more than ten cents per mile. *However, the state car dispatcher may delegate authority to officials of the state and department heads, for the use of private vehicles on state business up to six thousand miles per year.*

*When a state car has been assigned to a state officer or employee he shall not collect mileage for the use of his personal vehicle unless the state vehicle assigned*

*to him is not useable.*

*This section shall not apply to elected officers of the state, judges of the district court, judges of the supreme court, or officials and employees of the state whose mileage is paid by other than state agencies.*

On the part of the Senate:

FRANCIS L. MESSERLY, Chairman  
JAMES E. BRILES  
EDWARD E. NICHOLSON

On the part of the House:

RICHARD F. DRAKE, Chairman  
DON D. ALT  
E. KEVIN KELLY  
CHARLES J. UBAN

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Joint Resolution 10, relating to legislative compensation to be paid because of a vacancy.

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

Senate File 259, a bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes and providing penalties for violations.

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

Senate File 280, a bill for an act relating to garnishment of wages, liability for costs, and discharge of employees.

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

Senate File 323, a bill for an act relating to negotiation proceedings of public agencies.

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

Senate File 442, a bill for an act relating to investment of funds of public bodies.

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

Senate File 444, a bill for an act relating to student fees at merged area community colleges.

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

Senate File 484, a bill for an act relating to authorizing county boards of supervisors to adopt certain traffic ordinances.

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

Senate File 502, a bill for an act relating to establishing water effluent standards.

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

Senate File 507, a bill for an act relating to the Iowa Crime Commission.

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

Senate File 509, a bill for an act relating to vocational training and apprenticeship programs.

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

Senate File 526, a bill for an act relating to appropriations to the appointive members of the capitol planning commission.

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

Senate File 527, a bill for an act relating to reports of treasurers of political subdivisions.

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

House File 39, a bill for an act relating to the regulation of aerial application of pesticides.

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

House File 209, a bill for an act relating to county and city programs for senior citizens.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 479, a bill for an act relating to extension of operators' and chauffeurs' licenses.

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

House File 614, a bill for an act relating to the state fair board.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 479

- 1 Amend House File 479, page 1, by striking in lines 16 and
- 2 17 the words "*separation* is honorable and such", and insert-
- 3 ing in lieu thereof the following: "[is honorable and such]".

#### SENATE MESSAGES CONSIDERED

**Senate File 280**, a bill for an act relating to garnishment of wages, liability for costs, and discharge of employees.

Read first time and referred to sifting committee.

**Senate File 323**, a bill for an act relating to negotiation proceedings of public agencies.

Read first time and referred to **sifting committee**.

**Senate File 442**, a bill for an act relating to the investment of public funds from the sale of school bonds.

Read first time and referred to **sifting committee**.

**Senate File 444**, a bill for an act relating to student fees at merged area community colleges and vocational schools.

Read first time and referred to **sifting committee**.

**Senate File 484**, a bill for an act to authorize county boards of supervisors to adopt and enforce certain traffic ordinances, and to provide penalties for violations.

Read first time and referred to **sifting committee**.

**Senate File 502**, a bill for an act relating to the establishment of water effluent standards.

Read first time and referred to **sifting committee**.

**Senate File 509**, a bill for an act relating to vocational training and apprenticeship programs.

Read first time and referred to **sifting committee**.

**Senate File 526**, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered.

Read first time and referred to committee on **appropriations**.

**Senate Joint Resolution 10**, a joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the Senate membership.

Read first time and referred to committee on **appropriations**.

#### SENATE AMENDMENT CONSIDERED

Ellsworth of Dubuque, District 50, called up for consideration House File 274, a bill for an act relating to military leave of absence for civil employees, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 274, as passed by the House, as follows:

1. Page 1, lines 8 and 9, by striking the words "*in temporary employment*" and inserting in lieu thereof the words "*employed temporarily for six months or less*".

Motion prevailed and the House concurred in the Senate amendment.

Ellsworth of Dubuque, District 50, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 274)

The ayes were, 87:

Alt	Franklin	Middleswart	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Mendenhall	Siglin
Bennett	Goode	Millen	Small
Bergman	Hansen	Miller	Sorg
Blouin	Hill	Moffitt	Stanley
Bray	Holden	Mollett	Strand
Camp	Husak	Monroe	Strothman
Campbell	Jesse	Nystrom	Taylor
Clark	Kehe	Patton	Tieden
Cochran	Kelly	Pellett	Trowbridge
Curtis	Kinley	Pelton	Uban
Den Herder	Knoblauch	Pierson	Varley
Dougherty	Knoke	Priebe	Waugh
Doyle	Kreamer	Radl	Welden
Drake	Kruse	Rex	Wells
Dunton	Larson	Rodgers	Willits
Edelen	Lawson	Roorda	Winkelman
Egenes	Lipsky	Sargisson	Wirtz
Ellsworth	Logemann	Schroeder	Wyckoff
Ewell	McCormick	Schwartz	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, 2:

Norpel Stokes

Absent or not voting, 11:

Christensen	Hamilton	Mayberry	Skinner
Fischer, H. O.	Johnston	Nielsen	Stromer
Grassley	Kennedy	Schmeiser	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### WAYS AND MEANS CALENDAR

#### HOUSE FILE 466 DEFERRED

**House File 466**, a bill for an act to authorize counties operating county public hospitals to issue revenue bonds, was taken up for consideration.

Holden of Scott, District 75, offered the amendment filed by him on May 6, 1971, and found on pages 1322 and 1323 of the House Journal.

Goode of Davis, District 98, asked and received unanimous consent that action on House File 466 be deferred.

CONFERENCE COMMITTEE REPORT  
(Senate File 188)

Knoke of Pottawattamie, District 79, called up for consideration Senate File 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, and the report of the conference committee thereon, as follows :

REPORT OF CONFERENCE COMMITTEE  
(Senate File 188)

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 188, a bill for an act to define criminal trespass and to prescribe the penalty for such trespass, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendments.
2. That Senate File 188 as 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. Criminal Trespass. Definitions:

1. The term ‘property’ shall include any land, dwelling, building, conveyance, vehicle, or other temporary or permanent structure whether publicly or privately owned.

2. The term ‘trespass’ shall mean one or more of the following acts:

- a. Entering upon or in property without legal justification or without the implied or actual permission of the owner, lessee, or person in lawful possession with the intent to commit a public offense or to use, remove therefrom, alter, damage, harass, or place thereon or therein anything animate or inanimate, without the implied or actual permission of the owner, lessee, or person in lawful possession.

- b. Entering or remaining upon or in property without legal justification after being notified or requested to abstain from entering or to remove or vacate therefrom by the owner, lessee, or person in lawful possession, or the agent or employee of the owner, lessee, or persons in lawful possession, or by any peace officer, magistrate, or public employee whose duty it is to supervise the use or maintenance of the property.

- c. Entering upon or in property for the purpose or with the effect of unduly interfering with the lawful use of the property by others.

- d. Being upon or in property and using, removing therefrom, altering, damaging, harassing, or placing thereon or therein anything animate or inanimate, without the implied or actual permission of the owner, lessee, or person in lawful possession.

Sec. 2. Any person who shall knowingly trespass upon the property of another is guilty of a public offense and upon conviction shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail for a term not to exceed thirty days.



Sec. 3. Any person committing a trespass as defined in section one (1) of this Act resulting in injury to any person or damage in an amount of more than one hundred dollars to anything, animate or inanimate, located thereon or therein shall be punished by a fine not to exceed three hundred dollars or by imprisonment in the county jail not to exceed six months or by both such fine and imprisonment.

Sec. 4. Sections seven hundred forty-four point three (744.3), and seven hundred forty-six point four (746.4), Code 1971, are repealed.

Sec. 5. This Act, being deemed of immediate importance, shall take effect, and be in force from and after its publication in the Creston News-Advertiser, a newspaper published in Creston, Iowa, and in the Marshalltown Times-Republican, a newspaper published in Marshalltown, Iowa."

On the part of the Senate:

JOHN L. MOWRY, Chairman  
EDWARD E. NICHOLSON  
R. DEAN ARBUCKLE  
EUGENE M. HILL

On the part of the House:

GEORGE J. KNOKE, Chairman  
WILLARD HANSEN  
PERRY L. CHRISTENSEN  
KEITH H. DUNTON

Knoke of Pottawattamie, District 79, moved the adoption of the conference committee report and the amendments contained therein.

A non-record roll call was requested.

The ayes were 57, nays 34.

The report was adopted.

Knoke of Pottawattamie, District 79, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 188)

The ayes were, 64:

Alt	Hansen	Miller	Siglin
Bergman	Hill	Moffitt	Sorg
Camp	Holden	Mollett	Stanley
Campbell	Kehe	Nielsen	Stokes
Christensen	Kelly	Nystrom	Strand
Clark	Knoke	Pellett	Stromer
Curtis	Kreamer	Pelton	Strothman
Den Herder	Kruse	Pierson	Tieden
Dougherty	Lawson	Priebe	Trowbridge
Dunton	Lipsky	Radl	Uban
Edelen	Logemann	Rex	Varley
Egenes	McElroy	Rodgers	Waugh
Fisher, C. R.	Mendenhall	Roorda	Welden
Freeman	Menefee	Schroeder	Winkelman
Goode	Middleswart	Scott	Wirtz
Grassley	Millen	Shaw	Mr. Speaker

The naves were, 30:

Anania	Cochran	Franklin	Kinley
Andersen	Doyle	Gluba	Knoblauch
Bennett	Drake	Husak	Larson
Blouin	Ellsworth	Jesse	McCormick
Bray	Ewell	Kennedy	Monroe

Norpel  
Patton  
Sargisson

Schwartz  
Skinner  
Small

Taylor  
Wells

Willits  
Wyckoff

Absent or not voting, 6:

Fischer, H. O.  
Hamilton

Johnston  
Mayberry

Schmeiser

Schwieger

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### ADOPTION OF HOUSE RESOLUTION 7

Freeman of Buena Vista, District 15, asked and received unanimous consent to take up for consideration House Resolution 7 and moved its adoption:

#### HOUSE RESOLUTION 7

By Freeman

*Whereas*, the membership of the House of Representatives of the Sixty-fourth General Assembly has learned with great sorrow of the passing of Mr. J. L. (Jack) Fischer of Wellsburg, Iowa, father of Representative Harold O. Fischer, the gentleman from Grundy County, *now therefore*,

*Be It Resolved*, that each member of the House of Representatives hereby wishes to express to Mr. Fischer and his family their personal sympathy in the loss of his father, Mr. Jack Fischer.

Motion prevailed and the resolution was adopted.

#### SENATE AMENDMENTS CONSIDERED

The House resumed consideration of House File 172, a bill for an act relating to a reorganization of the Iowa liquor control commission, amended by the Senate, as follows:

Amend House File 172, as amended, passed and reprinted by the House as follows:

1. Page 6, by striking line 35, and page 7, by striking lines 1 through 6, inclusive, and inserting in lieu thereof the following:

32. "Hotel" or "motel" means a premise licensed by the state department of agriculture and regularly or seasonally kept open in a bona fide manner for the lodging of transient guests, and with twenty or more sleeping rooms.

2. Page 7, line 27, by striking "July 1, 1971" and inserting in lieu thereof "January 1, 1972".

3. Page 7, line 32, by striking the words "at least three members" and inserting in lieu thereof the word "Members".

4. Page 7, line 35 and page 8, line 1, by striking the words "a retainer" and inserting in lieu thereof the following: "full compensation for their services".

5. Page 8, lines 1 and 2, by striking the words "payable in twenty-four equal payments throughout the year".

6. Page 8, line 18, by inserting after the comma the words

"in such amount and".

7. Page 8, lines 28 and 29, by striking the words and numbers "on July 1, 1971" and inserting in lieu thereof the following: "as soon after January 1, 1972 as is possible".

8. Page 9, line 3, by inserting after the word "appoint" the following: ", with the approval of two-thirds of the senate,".

9. Page 9, line 5, by inserting before the word "twenty-five" the words "not more than".

10. Page 9, line 13, by inserting after the word "council." the following:

"The director shall devote full time to the discharge of his duties. He shall not hold any other elective or appointive office under the laws of this state, the United States, or any other state or territory. He shall not accept or solicit, directly or indirectly, contributions or anything of value in behalf of himself, any political party, or any person seeking an elective or appointive office nor use his official position to advance the candidacy of anyone seeking an elective or appointive office. The director, his spouse, and immediate family shall not have any interest, in any distillery, winery, brewery, importer, permittee or licensee or any business which is subject to license or regulation pursuant to this Act."

11. Page 9, by striking lines 26 and 27 and inserting in lieu thereof the following: "Sec. 12. REMOVAL. Any council member shall be removed".

12. Page 10, by striking lines 2 through 18, inclusive, and inserting in lieu thereof the following:

**"Sec. 14. BEER AND LIQUOR LAW ENFORCEMENT.**

1. The division of beer and liquor law enforcement of the department of public safety, created pursuant to section one hundred forty-five (145) of this Act, shall be the primary beer and liquor law enforcement authority for this state.

2. The other law enforcement divisions of the department of public safety, the county attorney, the county sheriff and his deputies, and the police department of every city, including the day and night marshal of any incorporated town, shall be supplementary aids to the division of beer and liquor law enforcement. Any neglect, misfeasance, or malfeasance shown by any peace officer included in this section shall be sufficient cause for his removal as provided by law. Nothing in this section shall be construed to affect the duties and responsibilities of any county attorney or peace officer with respect to law enforcement.

3. The division of beer and liquor law enforcement shall be allowed full access to all records, reports, audits, tax reports and all other documents and papers in the department pertaining to liquor licensees and beer permittees and their businesses."

13. Page 10, by striking lines 28 through 31, inclusive, and inserting in lieu thereof the following:

"and one member shall be the commissioner of public safety or his designee. The hearing board shall establish and adopt

rules and procedures for conducting departmental hearings under this Act."

14. Page 11, by striking lines 16 through 35, inclusive, and inserting in lieu thereof the following:

"Council members, officers, and employees of the department shall not, while holding such office or position, hold any other office or position under the laws of this state, or any other state or territory or of the United States; nor engage in any occupation, business, endeavor, or activity which would or does conflict with his duties under this Act; nor, directly or indirectly, use his office or employment to influence, persuade, or induce any other officer, employee, or person to adopt his political views or to favor any particular candidate for an elective or appointive public office; nor, directly or indirectly, solicit or accept, in any manner or way, any money or other thing of value for any person seeking an elective or appointive public office, or to any political party or any group of persons seeking to become a political party. Any officer or employee violating this section or any other provisions of this Act shall, in addition to any other penalties provided by law be subject to suspension or discharge from his employment. Any council member shall, in addition to any other penalties provided by law, be subject to removal from office as provided by law."

15. Page 12, line 35, by inserting after the word "department" the following: "the name and address of its authorized agent for service of process which shall remain effective until changed for another and".

16. Page 13, line 11, by inserting after the word "Act" the words "or of rules and regulations of the department or of any other provision of law".

17. Page 13, by inserting after line 28 the following new subsection:

"6. The attorney general may also proceed pursuant to the provisions of section seven hundred thirteen point twenty-four (713.24) of the Code in order to gain compliance with subsection three (3) of this section and may obtain an injunction prohibiting any further violations of this Act or other provisions of law. Any violation of that injunction shall be punished as contempt of court pursuant to chapter six hundred sixty-five (665) of the Code except that the maximum fine that may be imposed shall not exceed fifty thousand dollars."

18. Page 14, line 2, by inserting after the word "institution" the following: ", except that local authorities may by ordinance reduce such minimum distance".

19. Page 14, lines 13 and 14, by striking the words "the director and enforcement agents in the enforcement division" and inserting in lieu thereof the words "and the director".

20. Page 15, line 22, by striking the word "should" and inserting in lieu thereof the word "shall".

21. Page 16A, by striking lines 7 through 9, inclusive.

22. Page 16A, line 17, by striking the words "United States"

and inserting in lieu thereof the words "territorial limits of any state of the United States and for which the owner has in his possession a valid sales receipt".

23. Page 18, by striking lines 18 through 20, inclusive, and renumbering the remaining subsection.

24. Page 18, line 30, by striking the words "or depot" and inserting in lieu thereof the words "depot or point of purchase by the state".

25. Page 19, line 2, by striking the words "a container which has" and inserting in lieu thereof the words "individual bottles or containers of alcoholic liquor exempted pursuant to section twenty-two (22) of this Act and individual bottles or containers bearing the identifying mark prescribed in section twenty-six (26) of this Act which have".

26. Page 22, by striking all of lines 18 and 19 and inserting in lieu thereof the following: "in the application."

27. Page 25, line 3, by striking the word "registered" and inserting in lieu thereof the words "restricted certified".

28. Page 25, line 14, by striking the word "may" and inserting in lieu thereof the word "shall".

29. Page 25, line 18, by striking the word "may" and inserting in lieu thereof the words "shall reduce the period of suspension or".

30. Page 26, by striking line 6 and inserting in lieu thereof the words "agents of the division of beer and liquor law enforcement of the department of public safety during".

31. Page 30, line 7, by inserting after the word "revoked" the words "or suspended".

32. Page 30, line 9, by inserting after the word "revoked" the words "or suspended".

33. Page 30, line 25, by striking the words "sixty days" and inserting in lieu thereof the words "one year".

34. Page 31A, line 24, by inserting after the word "Iowa" the words "for a period of two years from the date of such revocation".

35. Page 31A, line 31, by inserting after the word "interest" the words "for a period of two years from the date of such revocation".

36. Page 32, line 19, by adding after the period the following: "No manufacturer, vintner, wholesaler, or importer, organized as a corporation pursuant to the laws of this state or any other state, and who deals in alcoholic liquor or beer subject to this Act shall offer or give any thing of value to any council member, official or employee of the department or directly or indirectly contribute in any manner any money or thing of value to any person seeking a public or appointive office or any recognized political party or a group of persons seeking to become a recognized political party."

37. Page 33A, by striking lines 21 through 35 and inserting in lieu thereof the following:

**Sec. 47. PERSONS UNDER LEGAL AGE.** After July 1, 1971, no person shall sell, give, or otherwise supply alcoholic liquor or beer to any person knowing or having reasonable cause to believe him to be under legal age, and no person or persons under legal age shall individually or jointly have alcoholic liquor or beer in his or their possession or control; except in the case of liquor or beer given or dispensed to a person under legal age within a private home and with the knowledge and consent of the parent or guardian for beverage or medicinal purposes or as administered to him by either a physician or dentist for medicinal purposes and except to the extent that a person under legal age may handle alcoholic beverages and beer during the regular course of his or her employment by a liquor control licensee or beer permittee under this Act.

38. Page 35A, by striking lines 10 through 17, inclusive, and inserting in lieu thereof the following:

"f. After July 1, 1971, any person under legal age shall not be employed in the sale or serving of alcoholic liquor or beer for consumption on the premises where sold unless the person shall be at least eighteen years old and the business of selling food or other services constitutes more than fifty percent of the gross business transacted therein and then only for the purpose of serving or clearing alcoholic beverages or beer as an incident to a meal. This paragraph shall not apply to class 'C' beer permit holders."

39. Page 36A, lines 12 and 13, by striking the words "or to both such fine and imprisonment".

40. Page 49, by striking lines 3 through 16, inclusive.

41. Page 49, by striking lines 17 through 35, inclusive and page 50 by striking lines 1 through 15, inclusive, and inserting in lieu thereof the following:

**Sec. .... CIVIL LIABILITY APPLICABLE TO SALE OR GIFT OF BEER OR INTOXICANTS BY LICENSEES.** Every husband, wife, child, parent, guardian, employer or other person who shall be injured in person or property or means of support by any intoxicated person or resulting from the intoxication of any such person, shall have a right of action, severally or jointly against any licensee or permittee who shall sell or give any beer or intoxicating liquor to any such person while he is intoxicated, or serve any such person to a point where such person is intoxicated for all damages actually sustained.

Every liquor control licensee shall furnish proof of financial responsibility either by the existence of a liability insurance policy or by posting bond in such amount as determined by the department.

42. Page 54, by striking lines 27 through 31, inclusive.

43. Page 55, line 6, by striking the words "and prima facie".

44. Page 56, line 20, by inserting after the word "destruction" the words "or forfeiture to the state".

45. Page 56, line 22, by striking the words "PRIMA FACIE".

46. Page 56, line 31, by striking the words "prima facie" and inserting in lieu thereof the word "competent".

47. Page 57, line 2, by striking the words "prima facie"

and inserting in lieu thereof the word "competent".

48. Page 61, by striking lines 6 through 9, inclusive, and inserting in lieu thereof the words "less than twenty-five persons at one time."

49. Page 62A, by striking lines 3 through 7, inclusive, and inserting in lieu thereof the words "be two hundred fifty dollars."

50. Page 63, line 3, by inserting after the period the following: "Any brewer whose plant is located in Iowa and who otherwise holds a class 'A' beer permit to sell beer at wholesale shall be exempt from the fee, but not of the terms and conditions, as herein provided."

51. Page 66, by striking lines 15 through 23, inclusive, and inserting in lieu thereof the following:

1. All retail beer permit fees collected by any local authority at the time application for the permit is made, and remitted with the permit application to the department, shall be refunded by the department to the local authority at the time the permit is issued.

52. Page 67, by striking lines 23 through 28, inclusive.

53. Page 67, by adding after line 28 the following:

Sec. 145. Chapter eighty (80), Code 1971, is amended by adding the following section thereto:

The commissioner of public safety shall establish a division of beer and liquor law enforcement and appoint a chief enforcement officer to head the division and the other agents needed in the division as are necessary to enforce the provisions of Title VI of the Code. All enforcement officers, assistants, and agents of the division, excluding clerical workers, shall be subject to the provisions of section eighty point fifteen (80.15) of the Code.

54. Page 68, by striking lines 12 and 13 and inserting in lieu thereof the following: "*the division of beer and liquor law enforcement of the department of public safety, except clerical workers.*"

55. Page 68, by adding after line 13 the following:

Sec. .... All agents shall remain members of the Iowa public employees retirement system. All agents of the enforcement division of the liquor control commission and the appropriation to sustain them are, on the effective date of this Act, transferred to the department of public safety as agents of the division of beer and liquor law enforcement, whether or not they qualify as such under chapter eighty (80) of the Code, notwithstanding the provisions of section one hundred forty-five (145) of this Act. This section shall only be printed in the session laws and not made a permanent part of the Code.

56. Page 68, by adding after line 13 the following:

Sec. .... Section seven hundred thirteen point twenty-four (713.24), subsection two (2), Code 1971, is amended by adding the following new paragraph:

e. Any violations of this Act or any other provisions of law by a manufacturer, distiller, vintner, importer, or any other person participating in the

distribution of alcoholic liquor or beer as defined in this Act.”

57. Page 68, line 14, by striking the word “Chapters” and inserting in lieu thereof the following: “Section eighty point twenty-five (80.25), and chapters”.

58. Page 68, by adding after line 20 the following:

Sec. .... 1. Unless otherwise provided the effective date of this Act shall be January 1, 1972, however, the appointments which are required to be made pursuant to sections six (6) and ten (10) of this Act may be made prior to that date for transitional purposes.

2. The Iowa liquor control commission, created pursuant to section one hundred twenty-three point six (123.6) of the Code, shall continue to discharge its duties under Title VI of the Code, and its members be entitled to full salary and other benefits, through December 31, 1971, at which time the commission shall be abolished and all rights, functions, and duties pertaining to the commission and its members shall cease. Any member whose term expires on June 30, 1971, shall not be replaced as provided by law and such member shall continue in office through December 31, 1971.

3. On January 1, 1972, all unexpended funds of the Iowa liquor control commission, from whatever source obtained, all real and personal property, including buildings, offices, furniture, fixtures, and supplies of the commission, and all personnel of the commission not otherwise affected by this Act, shall be transferred to the Iowa beer and liquor control department created by this Act. Any appropriation previously made to the Iowa liquor control commission shall, after January 1, 1972, be deemed to have been made to the Iowa beer and liquor control department.

4. This section shall only be printed in the session laws and not made a permanent part of the Code.

59. Page 1, amend the title by inserting in line 6 after the semicolon the words “creating a division of beer and liquor law enforcement in the department of public safety;”.

60. By making any renumbering and internal reference changes required by this amendment.

Pelton of Clinton, District 74, called up the motion to reconsider the Skinner-Kelly amendment filed by Fischer of Grundy on May 3, 1971, and moved to reconsider the vote by which the Skinner-Kelly amendment to the Senate amendment was adopted on April 30, 1971.

The motion prevailed.

Kelly of Woodbury, District 22, offered the following Skinner-Kelly amendment:

Amend the Senate amendment to House 172 by inserting after line 228 the following new sections:

1. Within six months of the occurrence of an injury, the injured person shall give written notice



to the licensee or permittee or such licensee's or permittee's insurance carrier of his intention to bring an action under this section, indicating the time, place and circumstances causing the injury. Such six months period shall be extended if the injured party is incapacitated at the expiration thereof or unable, through reasonable diligence, to discover the name of the licensee, permittee, or person causing the injury or until such time as such incapacity is removed or such person has had a reasonable time to discover the name of the licensee, permittee or person causing the injury.

2. No right of action for contribution or indemnity shall accrue to any insurer, guarantor or indemnitor of any intoxicated person for any act of such intoxicated person against any licensee or permittee as defined in this Act.

Kelly of Woodbury, District 22, moved the adoption of amendment 1 of the amendment to the Senate amendment.

Roll call was requested by Kelly of Woodbury, District 22, and Skinner of Polk, District 60.

On the question "Shall amendment 1 be adopted?"

The ayes were, 51:

Anania	Fisher, C. R.	Mollett	Stanley
Andersen	Franklin	Monroe	Strand
Bennett	Freeman	Nielsen	Taylor
Blouin	Gluba	Norpel	Tieden
Christensen	Husak	Nystrom	Uban
Cochran	Kehe	Patton	Waugh
Curtis	Kelly	Pellett	Welden
Dougherty	Kinley	Radl	Wells
Drake	Knoblauch	Sargisson	Willits
Dunton	McCormick	Schwieger	Winkelman
Edelen	Menefee	Scott	Wirtz
Ellsworth	Middleswart	Shaw	Wyckoff
Ewell	Millen	Skinner	

The nays were, 34:

Alt	Grassley	Logemann	Schroeder
Bergman	Hill	McElroy	Siglin
Bray	Holden	Mendenhall	Small
Campbell	Jesse	Miller	Stokes
Clark	Kennedy	Moffitt	Strothman
Den Herder	Knoke	Pelton	Trowbridge
Doyle	Kreamer	Pierson	Varley
Egenes	Kruse	Roorda	Mr. Speaker
Goode	Lipsky		

Absent or not voting, 15:

Camp	Johnston	Priebe	Schwartz
Fischer, H. O.	Larson	Rex	Sorg
Hamilton	Lawson	Rodgers	Stromer
Hansen	Mayberry	Schmeiser	

Amendment 1 of the amendment was adopted.

Kelly of Woodbury, District 22, moved the adoption of amendment 2 of the amendment to the Senate amendment.

Roll call was requested by Norpel of Jackson, District 52, and Kelly of Woodbury, District 22.

Under the provisions of Rule 71, Hansen of Black Hawk, District 37, refrained from voting.

On the question "Shall amendment 2 be adopted?"

The ayes were, 52:

Anania	Fisher, C. R.	Middleswart	Scott
Andersen	Franklin	Millen	Skinner
Bennett	Gluba	Mollett	Sorg
Blouin	Goode	Monroe	Stanley
Camp	Husak	Nielsen	Stromer
Cochran	Kehe	Norpel	Taylor
Dougherty	Kelly	Nystrom	Tieden
Doyle	Kinley	Patton	Uban
Drake	Knoblauch	Radl	Waugh
Dunton	Larson	Rex	Wells
Edelen	Logemann	Rodgers	Willits
Ellsworth	McCormick	Sargisson	Winkelman
Ewell	Menefee	Schroeder	Wyckoff

The nays were, 37:

Alt	Grassley	McElroy	Siglin
Bergman	Hill	Mendenhall	Small
Bray	Holden	Miller	Stokes
Campbell	Jesse	Moffitt	Strand
Christensen	Kennedy	Pellett	Strothman
Clark	Knoke	Pelton	Trowbridge
Curtis	Kreamer	Pierson	Varley
Den Herder	Kruse	Roorda	Welden
Egenes	Lipsky	Shaw	Mr. Speaker
Freeman			

Absent or not voting, 11:

Fischer, H. O.	Johnston	Priebe	Schwieger
Hamilton	Lawson	Schmeiser	Wirtz
Hansen	Mayberry	Schwartz	

Amendment 2 of the amendment was adopted.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **House File 172**.

Anania of Polk, District 65, offered the following amendment filed by him and Fischer of Grundy, District 35, and moved its adoption:

Amend the Senate amendment to House File 172, as

amended, passed by the House, and reprinted, appearing on pages 998 through 1004 of the House Journal, as follows:

1. Line 11, by striking the word "January" and inserting in lieu thereof the word "July".
2. Line 23, by striking the word "January" and inserting in lieu thereof the word "July".
3. Line 182, by striking the number "1971" and inserting in lieu thereof the number "1972".
4. Line 199, by striking the number "1971" and inserting in lieu thereof the number "1972".
5. Line 300, by striking the word "January" and inserting in lieu thereof the word "July".
6. Line 309, by striking the words and numbers "December 31, 1971" and inserting in lieu thereof the words and numbers "June 30, 1972".
7. Line 314, by striking the words and numbers "December 31, 1971" and inserting in lieu thereof the words and numbers "June 30, 1972".
8. Line 315, by striking the word "January" and inserting in lieu thereof the word "July".
9. Line 323, by striking the word "January" and inserting in lieu thereof the word "July".

The amendment lost.

Speaker pro tempore Millen in the chair at 1:50 p.m.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:

Amend Senate amendment to House File 172 by striking lines 127 through 130.

The amendment was adopted.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 172, line 202, by striking the word "eighteen" and inserting in lieu thereof the word "sixteen".

Roll call was requested by Norpel of Jackson, District 52, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 27:

Blouin	Gluba	McCormick	Stanley
Bray	Jesse	Norpel	Tieden
Dougherty	Johnston	Nystrom	Wells
Doyle	Kehe	Patton	Willits
Dunton	Kelly	Radl	Winkelman
Edelen	Knoblauch	Schwartz	Wirtz
Freeman	Knoke	Small	

## The nays were, 56:

Alt	Kreamer	Monroe	Siglin
Andersen	Kruse	Nielsen	Sorg
Bergman	Larson	Pellett	Stokes
Campbell	Lawson	Pelton	Strand
Clark	Lipsky	Pierson	Stromer
Curtis	Logemann	Priebe	Strothman
Den Herder	Mayberry	Rex	Taylor
Drake	McElroy	Rodgers	Trowbridge
Egenes	Mendenhall	Roorda	Uban
Ellsworth	Menefee	Sargisson	Varley
Fisher, C. R.	Middleswart	Schroeder	Welden
Goode	Miller	Schwieger	Wyckoff
Hansen	Moffitt	Scott	Mr. Speaker
Hill	Mollett	Shaw	(Millen)
Husak			

## Absent or not voting, 17:

Anania	Ewell	Hamilton	Kinley
Bennett	Fischer, H O.	Harbor	Schmeiser
Camp	Franklin	Holden	Skinner
Christensen	Grassley	Kennedy	Waugh
Cochran			

## The amendment lost.

Fisher of Greene, District 56, offered the following amendment filed by him and Drake of Muscatine, District 71, and moved its adoption:

Amend the Senate amendment to House File 172, line 225, by inserting after the word "licensee" the following: "and class 'B' beer permittee".

The amendment was adopted.

Larson of Story, District 34, offered the following amendment filed by him and Kennedy of Chickasaw, District 11:

Amend the Senate amendment to House File 172, appearing on pages 998 through 1004 of the House Journal, by striking all of lines 242, 243 and 244.

Roll call was requested by Larson of Story, District 34, and Kennedy of Chickasaw, District 11.

On the question "Shall the amendment be adopted?"

## The ayes were, 15:

Bray	Johnston	Patton	Skinner
Camp	Kennedy	Priebe	Wells
Husak	Larson	Radl	Willits
Jesse	McCormick	Scott	

## The nays were, 69:

Alt	Bergman	Christensen	Den Herder
Andersen	Blouin	Clark	Dougherty
Bennett	Campbell	Curtis	Doyle

Drake	Kreamer	Norpel	Sorg
Dunton	Kruse	Nystrom	Stanley
Edelen	Lawson	Pellett	Stokes
Ellsworth	Lipsky	Pierson	Strand
Fisher, C. R.	Logemann	Rex	Strothman
Freeman	Mayberry	Rodgers	Taylor
Gluba	McElroy	Roorda	Trowbridge
Goode	Mendenhall	Sargisson	Varley
Grassley	Menefee	Schroeder	Welden
Hansen	Middleswart	Schwartz	Winkelman
Holden	Miller	Schwieger	Wirtz
Kehe	Moffitt	Shaw	Wyckoff
Kelly	Mollett	Siglin	Mr. Speaker
Knoblauch	Monroe	Small	(Millen)
Knoke	Nielsen		

Absent or not voting, 16:

Anania	Fischer, H. O.	Hill	Stromer
Cochran	Franklin	Kinley	Tieden
Egenes	Hamilton	Pelton	Uban
Ewell	Harbor	Schmeiser	Waugh

The amendment lost.

Knoke of Pottawattamie, District 79, offered the following amendment from the floor and moved its adoption:

Amend Senate amendment to House File 172 by striking lines 230 and 231 and lines 234 through 238.

A non-record roll call was requested.

The ayes were 21, nays 51.

The amendment lost.

Fisher of Greene, District 56, offered the following amendment filed by him and Drake of Muscatine, District 71, and moved its adoption:

Amend the Senate amendment to House File 172, appearing on pages 998 through 1004 of the House Journal, as follows:

1. By inserting in line 263 after the word "division" the words ", who shall be an attorney licensed to practice in this state,".

2. By inserting after line 273 the following and renumbering the remaining items accordingly:

"55. Page 68, by adding after line 13 the following:

Sec. .... Section ninety-seven A point three (97A.3), subsection one (1), Code 1971, is amended as follows:

1. All members of the division of highway safety and uniformed force and the division of criminal investigation and bureau of identification in the department of public safety, excepting the members of the clerical force, who are employed by the state

of Iowa when this chapter becomes effective, and all persons thereafter employed as members of such divisions in the department of public safety or division of drug law enforcement *or qualified members of the division of beer and liquor law enforcement* in said department except the members of the clerical force, shall be members of this system. Such members shall not be required to make contributions under any other pension or retirement system of the state of Iowa, anything to the contrary notwithstanding."

3. By striking lines 275 and 276 and inserting in lieu thereof the words "Sec. .... All agents of the".

4. By inserting in line 284 after the word "Act" the words ", however, those agents who do not qualify as such under chapter eighty (80) of the Code shall remain members of the Iowa public employees retirement system".

The amendment was adopted.

Drake of Muscatine, District 71, moved that the House concur in the Senate amendment as amended.

The motion prevailed and the Senate amendment as amended was adopted.

Drake of Muscatine, District 71, moved that the bill, as amended by the Senate, further amended by the House and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 172)

The ayes were, 58:

Alt	Kehe	Miller	Sorg
Andersen	Kelly	Mollett	Stanley
Bergman	Kinley	Nielsen	Strand
Clark	Knoke	Norpel	Stromer
Curtis	Kreamer	Nystrom	Taylor
Drake	Kruse	Pellett	Trowbridge
Edelen	Lawson	Pierson	Uban
Egenes	Lipsky	Priebe	Varley
Ellsworth	Mavberry	Roorda	Waugh
Fisher, C. R.	McCormick	Schroeder	We'den
Gluba	McElroy	Schwartz	Willits
Grassley	Mendenhall	Schwieger	Winkelman
Hansen	Menefee	Shaw	Wirtz
Hill	Middleswart	Siglin	Mr. Speaker
Holden	Millen		

The nays were, 32:

Anania	Campbell	Dunton	Johnston
Bennett	Christensen	Freeman	Kennedy
Blouin	Den Herder	Goode	Larson
Bray	Dougherty	Husak	Logemann
Camp	Doyle	Jesse	Moffitt

Monroe	Rex	Scott	Tieden
Patton	Rodgers	Stokes	Wells
Radl	Sargisson	Strothman	Wyckoff

Absent or not voting, 10:

Cochran	Franklin	Pelton	Skinner
Ewell	Hamilton	Schmeiser	Small
Fischer, H. O.	Knoblauch		

The bill having received a constitutional majority was declared to have been repassed by the House and the title as amended was agreed to.

#### SENATE FILE 127 RECONSIDERED AND DEFERRED

McElroy of Fremont, District 82, called up for consideration her motion to reconsider **Senate File 127**, a bill for an act relating to the limitation of certain damage actions arising out of improvements of work upon real property.

Ellsworth of Dubuque, District 50, moved to reconsider the vote by which Senate File 127 failed to pass the House on March 26, 1971.

A non-record roll call was requested.

The ayes were 52, nays 39.

The motion prevailed.

Ellsworth of Dubuque, District 50, asked and received unanimous consent that **Senate File 127** be deferred and retained on the calendar under **unfinished business**.

#### HOUSE RESOLUTION 8

By Small, Gluba and Pelton

*Be It Resolved by the House of Representatives*, that the Iowa House of Representatives urge the President of the United States and the Congress of the United States to notify the United Nations that the United States intend to withdraw all United States military personnel from Indo-China by the end of 1971.

Laid over under Rule 25.

#### REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- S. F. 433 To provide for annual validation of motor vehicle registration plates. By committee on state government.
- S. F. 502 COMMITTEE BILL. Establish water effluent standards. By committee on environmental preservation.
- H. F. 666 COMMITTEE BILL. Relating to salaries, vacations and sick leave for state employees. By committee on state government; Fisher of Greene, chairman.

S. F. 326 Relating to the authority of the Chemical Technology Review Board. By Laverty.

ANDREW VARLEY, Chairman

#### RESOLUTION SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 7, 1971, he approved and transmitted to the Secretary of State the following resolution:

House Joint Resolution 16, authorizing the Executive Council to acquire the Hubbell Mansion known as Terrace Hill.

#### REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 144**, a bill for an act relating to the board of educational examiners, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 144 as follows:

Page 4, line 24, by striking the following words:  
 “, except that twenty-five thousand dollars collected each year shall be credited to the professional teaching practices commission created under chapter two hundred seventy-two A (272A) of the Code. Any unexpended portion of the twenty-five thousand dollars remaining at the end of each fiscal year shall revert to the general fund.”

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 373**, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 487**, a bill for an act making appropriations to certain state agencies, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 526**, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered, begs leave to report it has had the same under considera-



tion and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate Joint Resolution 10**, a joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the Senate membership, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 269, page 44, line 14, by inserting
- 2 after the word "gathering" the following words " , or may
- 3 suspend for not more than seven days the driver's license
- 4 of any driver who is convicted of, or is responsible for,
- 5 discarding litter from a motor vehicle".

MILLER of Marshall, District 36  
 CAMPBELL of Washington, District 89  
 SARGISSON of Woodbury, District 24

- 1 Amend the Holden amendment to House File 466,
- 2 filed May 6, 1971, by striking all of lines 22 and 23.

PRIEBE of Kossuth, District 6  
 BERGMAN of Osceola, District 3  
 EDELEN of Emmet, District 5

- 1 Amend the committee of the whole amendments
- 2 proposed to House File 654 and found on pages 1362
- 3 through 1374 of the House Journal of May 7, by
- 4 striking all of lines 421 through 638, both inclusive.

ROORDA of Jasper, District 67  
 KREAMER of Polk, District 63  
 HANSEN of Black Hawk, District 37  
 WINKELMAN of Calhoun, District 26  
 MENDENHALL of Allamakee, District 13  
 GRASSLEY of Butler, District 10  
 ELLSWORTH of Dubuque, District 50  
 ALT of Polk, District 61  
 HILL of Polk, District 62  
 PELTON of Clinton, District 74  
 SORG of Linn, District 47  
 TIEDEN of Clayton, District 14  
 TAYLOR of Dubuque, District 51  
 LAWSON of Cerro Gordo, District 17  
 CAMP of Clinton, District 73  
 CURTIS of Cherokee, District 25  
 ANDERSEN of Woodbury, District 23  
 DRAKE of Muscatine, District 71  
 STRAND of Poweshiek, District 68

1 Amend the report of the committee of the whole on  
2 House File 654 by inserting after line 635 the following  
3 new section:

4 "Notwithstanding any provisions of the Code, inter-  
5 state bridges owned by a city or a town shall be subject  
6 to assessment and taxation; however, the levies imposed  
7 shall only be those levies which a city or a town is  
8 authorized to levy by law. No other political subdivision  
9 of this state may impose a levy on interstate bridges."

CLARK of Lee, District 100

MILLEN of Van Buren, District 99

1 Amend the report of the committee of the whole on  
2 House File 654, filed May 7, 1971, and contained in the  
3 House Journal, as follows:

4 By striking lines 345 through 359, inclusive, and  
5 inserting in lieu thereof the following:

6 A 'municipal assistance fund' is created in the office  
7 of the treasurer of state. Annually, prior to December  
8 thirty-first, 1971, and each year thereafter, the treasurer  
9 of state shall transfer an amount equal to one-fourth of  
10 the net receipts of one cent of the sales tax collected  
11 under division four (IV) of this chapter during the last  
12 preceding fiscal year into the municipal assistance fund for  
13 distribution to cities, towns, and counties. On or before  
14 December thirty-first, the state comptroller shall dis-  
15 tribute the moneys in the municipal assistance fund to each  
16 city, town, and county as follows:

17 a. Divide the total population of the state into the  
18 total amount of funds available under this subsection in  
19 order to determine a per capita distribution rate of the  
20 funds available.

21 b. Determine the total population of each city and  
22 town in this state and the total population of each area  
23 outside the incorporated limits of the cities and towns in  
24 each county in this state.

25 c. Distribute to each city and town in this state an  
26 amount equal to the per capita rate multiplied by the  
27 number of residents of the city or town. Distribute to  
28 each county in this state an amount equal to the per capita  
29 rate multiplied by the number of residents of the county  
30 residing outside the incorporated limits of the cities and  
31 towns in the county.

SCOTT of Cerro Gordo, District 18

PRIEBE of Kossuth, District 6

ALT of Polk, District 61

ROORDA of Jasper, District 67

1 Amend the report of the committee of the whole on  
2 House File 654 by striking all of lines 143 through  
3 146 and inserting in lieu thereof the following:

4 "Dual enrollees and part-time students of school  
5 age shall be counted in the proportion that the time  
6 for which they were enrolled and received instruction  
7 during the school year bears to the time that full-

8 time enrollees carrying a normal course schedule, at  
 9 the same grade level, in the same school district, for  
 10 the same school year, received instruction."

TAYLOR of Dubuque, District 51

1 Amend the report of the committee of the whole on  
 2 House File 654, filed May 7, 1971, commencing on page  
 3 1362 of the Journal of the House, as follows:

4 1. Strike line 339.

5 2. Strike lines 383 through 410, inclusive, and  
 6 insert in lieu thereof the following section:

7 "Section four hundred twenty-two point five  
 8 (422.5), Code 1971, is amended by striking subsections  
 9 four (4) through seven (7), inclusive, and inserting  
 10 in lieu thereof the following:

11 4. On the fourth thousand dollars of taxable income,  
 12 or any part thereof, three and one-quarter percent.

13 5. On the fifth, sixth, and seventh thousand dollars  
 14 of taxable income, or any part thereof, four and six-  
 15 tenths percent.

16 6. On the eighth and ninth thousand dollars of  
 17 taxable income, or any part thereof, six percent.

18 7. On all taxable income over nine thousand dollars  
 19 and not exceeding twenty-five thousand dollars, seven  
 20 percent.

21 8. On all taxable income over twenty-five thousand  
 22 dollars and not exceeding fifty thousand dollars, eight  
 23 percent.

24 9. On all taxable income over fifty thousand dollars,  
 25 nine percent."

26 3. Renumber sections and correct internal references  
 27 in accordance with this amendment.

28 4. Line 644, insert after the word "penalties" the  
 29 words ", increasing the state sales and use tax,".

HOLDEN of Scott, District 75

KEHE of Bremer, District 12

MENDENHALL of Allamakee, District 13

KRUSE of O'Brien, District 4

LOGEMANN of Worth, District 7

1 Amend the report of the committee of the whole on  
 2 House File 654, filed May 7, 1971, commencing on page 1362  
 3 of the House Journal, by striking lines 383 through 410,  
 4 inclusive, and inserting in lieu thereof the following new  
 5 sections:

6 Sec. .... Section four hundred twenty-two point  
 7 four (422.4), Code 1971, is amended by striking  
 8 subsection one (1) and inserting in lieu thereof the  
 9 following:

10 1. The words "net income" mean that portion of  
 11 a person's base income for a tax year which is  
 12 allocable under the provisions of section four hundred  
 13 twenty-two point eight (422.8), of the Code, less  
 14 the standard exemption allowed by section four hundred  
 15 twenty-two point nine (422.9) of the Code.

16 Sec. .... Section four hundred twenty-two point  
17 four (422.4), subsections three (3), four (4), seven  
18 (7), ten (10), and seventeen (17), Code 1971, are  
19 amended as follows:

20 3. The words "income year" mean the calendar year  
21 or the fiscal year upon the basis of which the [net]  
22 *base* income is computed under this division.

23 4. The words "tax year" mean the calendar year,  
24 or the fiscal year ending during such calendar year,  
25 upon the basis of which the [net] *base* income is computed  
26 under this division.

27 7. The word "paid", for the purposes of the  
28 deductions under this division, means "paid or accrued"  
29 or "paid or incurred", and the terms "paid or incurred"  
30 and "paid or accrued" shall be construed according  
31 to the method of accounting upon the basis of which  
32 the [net] *base* income is computed under this division.  
33 The term "received", for the purpose of the computation  
34 of [net] *base* income under this division, means "received  
35 or accrued", and the term "received or accrued" shall  
36 be construed according to the method of accounting  
37 upon the basis of which the [net] *base* income is computed  
38 under this division.

39 10. The word "individual" means a natural person;  
40 and where an individual is permitted to file as a  
41 corporation, under the provisions of the Internal  
42 Revenue Code of 1954, such fictional status shall  
43 not be recognized for purposes of this chapter, and  
44 such individual's [taxable] *adjusted gross* income shall  
45 be computed as required under the provisions of the  
46 Internal Revenue Code of 1954 relating to individuals  
47 not filing as a corporation, with the adjustments  
48 allowed by this chapter.

49 17. "Internal Revenue Code of 1954" means the  
50 Internal Revenue Code of 1954, as amended to and  
51 including January 1, [1970] 1971, and as further amended  
52 by the Tax Reform Act of 1969, including provisions  
53 therein to be later effective.

54 Sec. .... Section four hundred twenty-two point  
55 five (422.5), Code 1971, is amended by striking the  
56 section and inserting in lieu thereof the following:  
57 422.5 TAX IMPOSED. A tax is imposed upon every  
58 resident of this state, and upon that part of the  
59 net income of any nonresident which is derived from  
60 any property, trust, or other source within this  
61 state, including any business, trade, profession,  
62 or occupation carried on within this state, which  
63 tax shall be levied, collected, and paid annually  
64 upon and with respect to the taxpayer's entire net  
65 income at rates as follows:

66 1. On the first one thousand dollars of net income,  
67 or any part thereof, one percent.

68 2. On the second thousand dollars of net income,  
69 or any part thereof, two percent.

70 3. On the third thousand dollars of net income,  
71 or any part thereof, three percent.

72 4. On the fourth and fifth thousand dollars of  
73 net income, or any part thereof, four percent.

74 5. On the sixth and seventh thousand dollars of  
75 net income, or any part thereof, five percent.

76 6. On the eighth and ninth thousand dollars of  
77 net income, or any part thereof, six percent.

78 7. On the tenth, eleventh, and twelfth thousand  
79 dollars of net income, or any part thereof, seven  
80 percent.

81 8. On the thirteenth, fourteenth, and fifteenth  
82 thousand dollars of net income, or any part thereof,  
83 eight percent.

84 9. On the sixteenth, seventeenth, and eighteenth  
85 thousand dollars of net income, or any part thereof,  
86 nine percent.

87 10. On the nineteenth, twentieth, and twenty-first  
88 thousand dollars of net income, or any part thereof,  
89 ten percent.

90 11. On the twenty-second thousand dollars of net  
91 income, or any part thereof, eleven percent, and on  
92 all net income in excess of twenty-two thousand  
93 dollars, eleven percent.

94 However, no tax shall be imposed on any resident  
95 or nonresident whose base income, as defined in section  
96 four hundred twenty-two point seven (422.7) of the  
97 Code, is three thousand dollars or less; but in the  
98 event that the payment of tax under this division  
99 would reduce the base income to less than three  
100 thousand dollars, then the tax shall be reduced to  
101 that amount which would result in allowing the tax-  
102 payer to retain a base income of three thousand  
103 dollars. The preceding sentence does not apply to  
104 estates or trusts. For the purpose of this paragraph,  
105 the entire base income, including any part not  
106 allocated to Iowa, shall be taken into account. If  
107 the combined base income of a husband and wife exceeds  
108 three thousand dollars, neither of them shall receive  
109 the benefit of this paragraph, whether they file a  
110 joint return or separate returns. An unmarried person  
111 under twenty-one years of age who is a dependent of  
112 his parent or parents as defined in the Internal  
113 Revenue Code of 1954, shall not receive the benefit  
114 of this paragraph if the combined base income of his  
115 parents exceeds three thousand dollars.

116 The provisions of this division apply to all  
117 salaries received by federal officials or employees  
118 of the United States government.

119 Sec. .... Section four hundred twenty-two point  
120 six (422.6), Code 1971, is amended as follows:

121 422.6 INCOME FROM ESTATES OR TRUSTS. The tax  
122 imposed by section 422.5 shall apply to and become  
123 a charge against estates and trusts with respect to

124 their [taxable] *net* income, and the rates shall be the  
125 same as those applicable to individuals. The fiduciary  
126 shall be responsible for making the return of income  
127 for the estate or trust for which he acts, whether  
128 such income be taxable to the estate or trust or to  
129 the beneficiaries thereon.

130 Sec. .... Section four hundred twenty-two point  
131 seven (422.7), unnumbered paragraph one (1), Code  
132 1971, is amended as follows:

133 422.7 “[NET] *BASE INCOME*”—HOW COMPUTED. The term  
134 “[net] *base income*” means the adjusted gross income  
135 as properly computed for federal income tax purposes  
136 under the Internal Revenue Code of 1954, with the  
137 following adjustments:

138 Sec. .... Section four hundred twenty-two point  
139 seven (422.7), Code 1971, is amended by adding the  
140 following new subsections:

141 1. “Add an amount equal to fifty percent of the  
142 excess of the net long-term capital gain for the tax  
143 year over the net short-term capital loss for such  
144 year, to the extent deducted from gross income in  
145 the computation of adjusted gross income.”

146 2. “Add an amount equal to the amount of tax  
147 imposed by this chapter to the extent deducted from  
148 gross income in the computation of adjusted gross  
149 income for the tax year.”

150 3. “A resident of Iowa who is on active duty in  
151 the armed forces of the United States, as defined  
152 in the United States Code, title ten (10), section  
153 one hundred one (101), for more than six continuous  
154 months, shall not include any income received for  
155 such service performed after the effective date of  
156 this Act, in computing base income.”

157 4. “Subtract an amount equal to all amounts  
158 included in adjusted gross income which are exempt  
159 from taxation by this state, either by reason of its  
160 constitution or by reason of the constitution,  
161 treaties, or statutes of the United States.”

162 Sec. .... Section four hundred twenty-two point  
163 eight (422.8), unnumbered paragraph one (1) and  
164 subsections two (2) and three (3), Code 1971, are  
165 amended as follows:

166 422.8 ALLOCATION OF INCOME EARNED IN IOWA AND  
167 OTHER STATES. Under rules and regulations prescribed  
168 by the director, [net] *base income* of individuals,  
169 estates and trusts shall be allocated as follows:

170 2. In the case of nonresident taxpayers, if any  
171 [net] *base income* is received from a business, trade,  
172 profession, or occupation carried on partly within  
173 and partly without the state of Iowa, only such portion  
174 of said [net] *base income* as is fairly and equitably  
175 attributable to that part of the business, trade,  
176 profession, or occupation carried on within the state  
177 of Iowa shall be allocated to Iowa; income from any

178 property, trust, estate or other source within Iowa  
179 shall be allocated to Iowa, except that annuities,  
180 interest on bank deposits and interest-bearing  
181 obligations, and dividends shall be allocated to Iowa  
182 only to the extent to which the same are derived from  
183 a business, trade, profession, or occupation carried  
184 on within the state of Iowa.

185 3. [Taxable] *Base* income of resident and nonresident  
186 estates and trusts shall be allocated in the same  
187 manner as individuals.

188 Sec. .... Section four hundred twenty-two point  
189 nine (422.9), Code 1971, is amended by striking the  
190 section and inserting in lieu thereof the following:

191 "In computing net income under this chapter, there  
192 shall be allowed as an exemption, the sum of the  
193 amounts determined under subsections one (1) and two  
194 (2) of this section, multiplied by a fraction, the  
195 numerator of which is the amount of the person's base  
196 income allocable to this state for the tax year, as  
197 determined pursuant to section four hundred twenty-  
198 two point eight (422.8) of the Code, and the  
199 denominator of which is the person's total base income  
200 for the tax year.

201 1. Each person shall be allowed a basic exemption  
202 of one thousand dollars.

203 2. Persons other than fiduciaries shall be allowed  
204 an additional amount of one thousand dollars for each  
205 exemption in excess of one allowable to such person  
206 for the tax year under section one hundred fifty-one  
207 (151) of the Internal Revenue Code of 1954.

208 3. If a husband and wife file separate state  
209 returns, each must take at least his own basic  
210 exemption of one thousand dollars on his separate  
211 return."

212 Sec. .... Section four hundred twenty-two point  
213 twelve (422.12), Code 1971, is repealed.

214 Sec. .... Section four hundred twenty-two point  
215 thirteen (422.13), subsections one (1) and two (2),  
216 Code 1971, are amended as follows:

217 1. Every resident of Iowa who is required to file  
218 a federal income tax return under the Internal Revenue  
219 Code of 1954, or who has a [net] *base* income of one  
220 thousand dollars or more for the tax year from sources  
221 taxable under this division, shall make [and sign],  
222 *sign, and file a return.*

223 2. Every nonresident who is required to file a  
224 federal income tax return under the Internal Revenue  
225 Code of 1954 and who has a [net] *base* income of one  
226 thousand dollars or more for the tax year from sources  
227 taxable under this division, shall make [and sign],  
228 *sign, and file a return.*

229 Sec. .... Section four hundred twenty-two point  
230 fourteen (422.14), subsection one (1), Code 1971,  
231 is amended as follows:

232 1. Every fiduciary subject to taxation under the  
233 provisions of this division, as provided in section  
234 422.6, shall make [and sign], *sign, and file* a return  
235 for the individual, estate or trust for whom or for  
236 which he acts, if the [taxable] *base* income thereof  
237 amounts to [six hundred] *one thousand* dollars or more.  
238 A nonresident fiduciary shall file a copy of the  
239 federal income tax return for the current tax year  
240 with the return required by this section.

241 Sec. .... Section four hundred twenty-two point  
242 twenty-one (422.21), unnumbered paragraph one (1),  
243 Code 1971, is amended as follows:

244 422.21 FORM AND TIME OF RETURN. Returns shall  
245 be in such form as the director may, from time to  
246 time, prescribe, and shall be filed with the department  
247 on or before the last day of the fourth month after  
248 the expiration of the tax year. In case of sickness,  
249 absence, or other disability, or whenever good cause  
250 exists, the director may allow further time for filing  
251 returns. The director shall cause to be prepared  
252 blank forms for said returns and shall cause them  
253 to be distributed throughout the state and to be  
254 furnished upon application, but failure to receive  
255 or secure the form shall not relieve the taxpayer  
256 from the obligations of making any return herein  
257 required. The department may as far as consistent  
258 with the provisions of the Code so draft income tax  
259 forms as to conform to the income tax forms of the  
260 internal revenue department of the United States  
261 government. Each return by a taxpayer upon whom a  
262 tax is imposed by [subsection 7 of] section 422.5 shall  
263 show the county of the residence of the taxpayer.

264 Sec. .... Section four hundred twenty-two point  
265 thirty-two (422.32), Code 1971, is amended by striking  
266 the section and inserting in lieu thereof the  
267 following:

268 422.32 DEFINITIONS. As used in this division,  
269 unless otherwise required by the context:

270 1. "Corporation" includes joint stock companies,  
271 and associations organized for pecuniary profit,  
272 except limited partnerships organized under chapter  
273 five hundred forty-five (545) of the Code.

274 2. "Domestic corporation" means any corporation  
275 organized under the laws of this state.

276 3. "Foreign corporation" means any corporation  
277 other than a domestic corporation.

278 4. "Internal Revenue Code of 1954" means the  
279 Internal Revenue Code of 1954, as amended to and  
280 including January 1, 1970.

281 5. "Income year" means the calendar year or the  
282 fiscal year upon the basis of which the net income  
283 is computed under this division.

284 6. "Tax year" means the calendar year, or the  
285 fiscal year ending during such calendar year, upon



286 the basis of which the net income is computed under  
287 this division.

288 7. "Paid" means "paid or accrued" or "paid or  
289 incurred", and "received" means "received or accrued",  
290 which shall be construed according to the method of  
291 accounting upon the basis of which the net income  
292 is computed under this division.

293 8. The terms defined in section four hundred  
294 twenty-two point four (422.4), subsections five (5),  
295 six (6), eight (8), nine (9), and ten (10), of the  
296 Code, shall have the same meanings in this division  
297 unless the context clearly indicates a different  
298 meaning.

299 Sec. .... Section four hundred twenty-two point  
300 sixty-nine (422.69), subsection two (2), Code 1971,  
301 is amended as follows:

302 2. The amount of [the proceeds of the additional  
303 tax imposed by section 422.5, subsection 6,] *four*  
304 *million dollars annually* shall be certified by the  
305 director to the state treasurer and the amount thereof  
306 withdrawn and credited to a permanent fund hereby  
307 created in the office of the state treasurer to be  
308 known as the "moneys and credits tax replacement  
309 fund".

310 Sec. .... Chapter four hundred twenty-two (422),  
311 Code 1971, is amended by adding the following new  
312 section:

313 "The director of revenue shall prepare bills  
314 reflecting any amendments to the Code that are  
315 necessary because of future amendments to the Internal  
316 Revenue Code of 1954. These bills shall be filed  
317 with the clerk of the house of representatives and  
318 the secretary of the senate in the name of the  
319 committee on ways and means. If the legislature is  
320 in session, the bills shall be immediately placed  
321 on the calendar in both houses. If the legislature  
322 is not in session, the bills shall be a first order  
323 of business when the legislature next convenes. The  
324 legislature shall commence legislative action on the  
325 bills within not more than ten days after the bills  
326 are placed on the calendar or designated as a first  
327 order of business."

328 Sec. .... Section one hundred thirty-five D point  
329 twenty-two (135D.22), subsection one (1), Code 1971,  
330 is amended as follows:

331 1. Multiply the number of square feet of floor  
332 space each mobile home contains when parked and in  
333 use by ten cents, except that if the owner of a mobile  
334 home is sixty-five years of age or older and his [net  
335 income as defined in section 422.7] *adjusted gross*  
336 *income as determined for federal income tax purposes*,  
337 plus interest and dividends from federal securities  
338 and income from social security and other tax-exempt  
339 retirement or pension plans, when included with that

340 of his spouse is less than thirty-five hundred dollars  
341 per year, the semiannual tax shall be computed by  
342 multiplying the number of square feet of floor space  
343 the mobile home contains when parked and in use by  
344 seven and one-half cents. In computing floor space  
345 the exterior measurements of the mobile home shall  
346 be used as shown on the certificate of registration  
347 and title, but not including any area occupied by  
348 any hitching device.

349 Sec. .... Section one hundred thirty-five D point  
350 twenty-eight (135D.28), unnumbered paragraph one (1),  
351 Code 1971, is amended as follows:

352 135D.28 OWNERS OVER SIXTY-FIVE YEARS OF AGE.

353 If the owner of a mobile home is sixty-five years  
354 of age or older and his [net income as defined in  
355 section 422.7] *adjusted gross income as determined*  
356 *for federal income tax purposes*, plus interest and  
357 dividends from federal securities and income from  
358 social security and other tax-exempt retirement or  
359 pension plans, when included with that of his spouse  
360 is less than thirty-five hundred dollars per year,  
361 the owner may apply for the lower tax rate.

362 Sec. .... Section four hundred point three (400.3),  
363 unnumbered paragraph two (2), Code 1971, is amended  
364 as follows:

365 Such plan for group insurance may include insurance  
366 coverage for an employee's dependents. The term  
367 "dependent" shall have the same meaning as in section  
368 [422.12, subsection 3] *152, Internal Revenue Code of*  
369 *1954.*

370 Sec. .... Section four hundred twenty-five point  
371 one (425.1), subsection five (5), Code 1971, is amended  
372 as follows:

373 5. In addition to the homestead credit of twenty-  
374 five mills on twenty-five hundred dollars of assessed  
375 valuation allowable under this chapter, in the event  
376 the owner, as defined in this chapter, is over sixty-  
377 five years of age, or is totally disabled, and provided  
378 that his [Iowa net income, as defined in section 422.7]  
379 *adjusted gross income as determined for federal income*  
380 *tax purposes*, plus interest and dividends from federal  
381 securities and income from social security and other  
382 tax-exempt retirement or pension plans, when included  
383 with that of the spouse, brother, sister, son,  
384 daughter, if any, living with the claimant, is less  
385 than three thousand five hundred dollars for the last  
386 twelve-month income tax accounting period, there shall  
387 be credited by the county auditor on such owner's  
388 eligible homestead, an amount equal to but not  
389 exceeding the amount calculated as provided in this  
390 section.

391 Sec. .... Section four hundred fifty point four  
392 (450.4), subsection five (5), Code 1971, is amended  
393 as follows:

394 5. On the value of that portion of installment  
 395 payments which will be includable [as net income as  
 396 defined in section 422.7 as] *in adjusted gross income*  
 397 *as determined for federal income tax purposes*, received  
 398 by a beneficiary under an annuity which was purchased  
 399 under an employee's pension or retirement plan.  
 400 Sec. .... Sections twenty-eight (28) through forty-  
 401 seven (47), inclusive, of this Act shall take effect  
 402 on January 1, 1972, but shall apply to tax years  
 403 beginning on or after January 1, 1971.

COCHRAN of Webster, District 29  
 GLUBA of Scott, District 76  
 SMALL of Johnson, District 69

1 Amend Senate File 296, as passed by the Senate  
 2 and reprinted, as follows:

3 1. Page 6, line 3, by adding after the word  
 4 "receive" the following: "thirty dollars per day  
 5 and".

6 2. Page 6, lines 17 and 18, by striking the  
 7 words "twice thirty" and inserting in lieu thereof  
 8 the word "ten".

COCHRAN of Webster, District 29

1 Amend Senate File 326, as passed by the Senate,  
 2 page 1, line 18 by striking the word "shall" and  
 3 inserting in lieu thereof the word "may".

DOUGHERTY of Monroe, District 94  
 DRAKE of Muscatine, District 71

On motion by Varley of Adair, District 84, the House adjourned  
 until 8:30 a.m., Tuesday, May 11, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-first Calendar Day—Eightieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MAY 11, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Captain Tom Sillanpa, Salvation Army, Keokuk, Iowa.

The Journal of Monday, May 10, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Siglin of Lucas, District 86, on request of Stokes of Plymouth, District 2.

## SPECIAL PRESENTATION

The Speaker of the House presented the Wahlert High School Concert Choir of Dubuque, Iowa, who were present in the balcony. Immediately following the opening prayer, the sixty-member choir sang "America the Beautiful," directed by John E. Harris.

## PRESENTATION OF VISITORS

Hansen of Black Hawk, District 37, presented to the House Miss Terry Lauterbach, the Outstanding Teenager of Iowa, and her parents, Mr. and Mrs. Kenneth Lauterbach, from Cedar Falls, Iowa.

The Speaker announced that the following visitors were present in the House chamber :

Forty-six junior class students from Swea City High School, Swea City, Iowa, accompanied by their teachers, Charles Miller and Cliff Van Berkam. By Edelen of Emmet, District 5.

Twenty-nine students from St. Benedict School, Decorah, Iowa, accompanied by their teacher, Sister Marilyn Whitty. By Mendenhall of Allamakee, District 13.

Twenty-four eighth grade students from St. Patrick's Junior High School, Perry, Iowa, accompanied by their teacher, Mr. Barnett. By Rodgers of Dallas, District 85.

Twenty-three seventh and eighth grade students from Trinity-St. Paul's Lutheran School, Boone, Iowa, accompanied by their teacher, Ivan Hirsch. By Nystrom of Boone, District 55.

Thirty-five eighth grade students from Plainfield Community School, Plainfield, Iowa, accompanied by their teachers, Mrs. Dietz and Mr. Schaeffer. By Kehe of Bremer, District 12.

Thirty-four seventh grade students from Van Meter Community School, Van Meter, Iowa, accompanied by their teachers, Kenneth Pashek and Edna Coxen. By Rodgers of Dallas, District 85.

Five students from Amos Hiatt Junior High School, Des Moines, Iowa, accompanied by their teacher, Mr. Tindrel. By Franklin of Polk, District 64.

Six students from Calhoun County representing Junior Statesmen, accompanied by their sponsors, Mr. and Mrs. Robert Burley and Joyce McClintock. By Winkelman of Calhoun, District 26.

Thirty-four fifth grade students from Central Dallas Community School, Minburn, Iowa, accompanied by their teachers, Mrs. Shomberg and Miss Schimmelpfennig. By Rodgers of Dallas, District 85.

Forty-nine students from West Bend High School, West Bend, Iowa, accompanied by their teachers, Mr. Dodd, Mr. Holland and Mr. Bunchy. By Wirtz of Palo Alto, District 16.

A group of handicapped students from Burt, Iowa, who attended an Iowa Special Olympics at Drake. By Priebe of Kossuth, District 6.

Seven students from Solon School, Solon, Iowa, accompanied by their teacher, Colleen Sehr. By Johnston of Johnson, District 70.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Sargisson of Woodbury, District 24, from eighteen soybean growers of Woodbury and Monona Counties favoring the one-half cent checkoff on soybeans.

By Edelen of Emmet, District 5, from fourteen residents of Emmet County favoring a cost of living raise for county officers.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 144 and 373, Senate Files 487 and 526 and Senate Joint Resolution 10, under Rule 35.

## SENATE MESSAGES CONSIDERED

**Senate File 259**, a bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes and providing penalties for violations.

Read first time and referred to committee on **ways and means**.

**Senate File 507**, a bill for an act relating to the Iowa crime commission.

Read first time and referred to **sifting committee**.

**Senate File 527**, a bill for an act relating to reports of treasurers of political subdivisions.

Read first time and referred to committee on **appropriations**.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 129, a bill for an act relating to creating a department of general services.

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

House File 215, a bill for an act relating to the notice of compensation commission appraisal.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 420, a bill for an act relating to the reduction of sentence for prisoners.

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

House File 515, a bill for an act legalizing the proceedings of the board of township trustees of Delaware Township of Polk County, Iowa.

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

House File 587, a bill for an act relating to rules of statutory construction.

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

Senate File 518, a bill for an act relating to condemnation of property by the county.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 129

1 Amend House File 129, as amended, passed and reprinted by the  
2 House as follows:

3 1. Page 2, line 25, by inserting after the period the follow-  
4 ing sentences:

5 "The director shall be employed on a permanent basis.  
6 He shall not hold any other office, engage in any political  
7 activity, accept or solicit, directly or indirectly, any  
8 political contributions, and shall not use his office to  
9 support the candidacy of anyone for elective or appointive  
10 office."

11 2. Page 2, by striking in lines 27 and 28 the words "within  
12 the limits of the funds appropriated by the general assembly",  
13 and inserting in lieu thereof the following: "not to exceed  
14 twenty-five thousand dollars per annum".

15 3. Page 2, by striking lines 33 through 35, inclusive, and  
16 inserting in lieu thereof the following:

17 "The director shall be a qualified administrator."

18 4. Page 3A, by striking lines 7 through 9, and inserting in  
19 lieu thereof the following:

20 "except items used by the highway commission, institutions  
21 under the control of the board of regents, and any other  
22 agencies exempted by law.

23 The director may purchase items through the highway  
24 commission, institutions under the control of the board of  
25 regents and any other agency exempted by law from centralized  
26 purchasing. These state agencies shall upon request furnish  
27 the director with a list of and specifications for all items  
28 of office equipment, furniture, fixtures, motor vehicles,  
29 heavy equipment and other related items to be purchased  
30 during the next quarter and the date by which the director  
31 must file with the agency the quantity of items to be pur-  
32 chased by the state agency for the department of general  
33 services. The department of general services shall be liable  
34 to the state agency for the proportionate costs the items  
35 purchased for it bear to the total purchase price. When  
36 items purchased have been delivered, the state agency shall  
37 notify the director and after receipt of the purchase price  
38 shall release the items to the director or upon his order."

39 5. Page 3A, by striking lines 10 through 15, inclusive, and  
40 inserting in lieu thereof the following:

41 "2. Administrating the provisions of chapter twenty-one  
42 (21) of the Code."

43 6. Page 3A, by adding after line 25 the following paragraph:

44 "This subsection shall not apply to electronic data pro-  
45 cessing equipment, personnel, and services operated and  
46 maintained by the state highway commission and institutions  
47 under the control of the board of regents. However, these  
48 agencies shall cooperate with the director to benefit other  
49 state agencies by joint use where possible."

50 7. Page 3A, by striking lines 31 through 33 and renumbering  
51 the following subsection.

52 8. Page 4, line 10, by inserting after the word "dollars"  
53 the words "and removed from office".

- 54 9. Page 4, by inserting after the period in line 17 the  
55 following new sentence: "Preference shall be given to pur-  
56 chasing Iowa products and purchases from Iowa based businesses  
57 if the bids submitted therefor are comparable in price to bids  
58 submitted by out-of-state businesses and otherwise meet the  
59 required specifications."
- 60 10. Page 5, line 19, by striking the word "may" and inserting  
61 in lieu thereof the word "shall".
- 62 11. Page 5, line 24, by striking the word "may" and inserting  
63 in lieu thereof the word "shall".
- 64 12. Page 6A, line 10, by inserting after the word "days" the  
65 following: ", exclusive of Saturdays, Sundays and legal  
66 holidays".
- 67 13. Page 6A, line 21, by inserting after the word "award"  
68 the following: ", exclusive of Saturdays, Sundays, and legal  
69 holidays".
- 70 14. Page 6A, by adding after line 34 the following sentence:  
71 "The director shall allow a department to seal, meter or stamp,  
72 and post mail directly from such department if it would be  
73 more efficient and economical."
- 74 15. Page 6A, by striking line 35.
- 75 16. Page 6B, by striking line 36.
- 76 17. Page 7A, by striking lines 15 through 35.
- 77 18. Page 7B, by striking lines 36 through 38.
- 78 19. Page 8, by striking lines 1 through 12.
- 79 20. Page 8, line 16, by inserting after the first comma the  
80 word "and", and by striking the second comma and inserting  
81 in lieu thereof a period.
- 82 21. Page 8, by striking line 17.
- 83 22. Page 8, by striking lines 21 through 23, inclusive, and  
84 inserting in lieu thereof the following: "and postage used  
85 by the agency. The monthly statement shall also include a  
86 fair pro-".
- 87 23. Page 9, by striking in lines 13 and 14 the following:  
88 "or by both such fine and imprisonment".
- 89 24. Page 10A, line 5, by striking the words "said grounds  
90 and through said" and inserting in lieu thereof the words  
91 "capitol grounds and capitol".
- 92 25. Page 10A, line 8, by striking the word "police" and  
93 inserting in lieu thereof the words "capitol security force".
- 94 26. Page 10A, line 12, by striking the word "police" and  
95 inserting in lieu thereof the words "capitol security force".
- 96 27. Page 10A, lines 27 and 28, by striking the words  
97 "located at 2900 Grand Avenue, Des Moines, Polk County, Iowa".
- 98 28. Page 10A, line 30, by striking the word "biennial" and  
99 inserting in lieu thereof the words "annual, fiscal or  
100 calendar".
- 101 29. Page 12, by striking lines 3 through 15.
- 102 30. Page 14, line 22, by striking the word "biennial" and  
103 inserting in lieu thereof the words "[biennial] *annual, fiscal*  
104 *or calendar*".
- 105 31. Page 15, by striking lines 19 through 25, and inserting  
106 in lieu thereof the following:
- 107 15.11 ADVERTISEMENTS FOR BIDS. The [secretary of the



108 board] *director* shall[, from time to time as directed by the  
109 board,] advertise for bids for the doing of the public print-  
110 ing. [Such advertisements shall be published once each week  
111 for three consecutive weeks in seven newspapers in seven  
112 different cities of the state; one of which newspapers shall  
113 be published in Des Moines.]

114 32. Page 22, lines 14, 15 and 16 by striking the words  
115 “[, with the approval of the printing board and the executive  
116 council,]” and inserting in lieu thereof the following:  
117 “, with the approval of the [printing board and the] executive  
118 council,”.

119 33. Page 23, line 21, by striking the words “[executive council]”  
120 and inserting in lieu thereof the words “*with the approval of the*  
121 *executive council*”.

122 34. Page 24, line 24, by striking the word “biennial” and  
123 inserting in lieu thereof the words “[biennial] *annual, fiscal*  
124 *or calendar*”.

125 35. Page 25, by adding the following after line 9:

126 “*The budget and financial control committee may direct*  
127 *the director to establish a central library and depository*  
128 *from which shall be distributed all books, pamphlets, docu-*  
129 *ments, reports and publications not required by law to be*  
130 *otherwise distributed. The director shall from time to*  
131 *time establish the cost of printing and mailing each book,*  
132 *pamphlet, report, document and publication. The director*  
133 *shall, thereafter, cause to be delivered, sent, or mailed*  
134 *to anyone requesting a book, pamphlet, report, document, or*  
135 *publication upon receipt of the cost thereof plus mailing*  
136 *charges. Anyone may examine a copy of any book, pamphlet,*  
137 *document, report or publication at the central library and*  
138 *depository. The committee may exempt from the provisions*  
139 *of this section any pamphlet or publication which only lists*  
140 *the services available from a state department or agency.”*

141 36. Page 25, line 16, by inserting before the period the  
142 following: “without being subject to the provisions of  
143 chapter nineteen A (19A) of the Code”.

144 38. Page 26, by striking line 35 and inserting the following  
145 section in lieu thereof:

146 “Sec. .... Section sixteen point eight (16.8), Code 1971,  
147 as amended by Senate File one hundred eighty-three (183),  
148 Acts of the Sixty-fourth General Assembly, First Session, is  
149 amended as follows:

150 16.8 UNUSED DOCUMENTS. The superintendent shall from  
151 time to time [make] report to the [printing board of]  
152 *director* any documents in his custody deemed not needed  
153 and which have been printed five years or more, and if  
154 [such] *the* report has the written approval of the head of  
155 the department from which the documents were issued, the  
156 [printing board] *director* may condemn and order [such] *the*  
157 documents sold, and the proceeds turned into the unappro-  
158 priated funds of the state. If a department no longer  
159 exists, approval by the head of the department shall not  
160 be required. *If the condemned documents cannot be sold*  
161 *the director may order them destroyed.”*

162 39. Page 27A, by striking lines 1 through 9.

163 40. Page 28A, by inserting after line 16, the following

164 new section:

165 "Sec. .... Section seventeen point twenty-seven (17.27),  
166 unnumbered paragraph two (2), Code 1971, is amended as  
167 follows:

168 When such publications paid for by public funds furnished  
169 by the state, contain reprints of statutes or departmental  
170 rules, or both, they shall be sold and distributed at cost by  
171 the department ordering same if the cost per publication is  
172 one dollar or more, *unless a central library or depository is*  
173 *established by the budget and financial control committee.* Such  
174 publications shall be obtained from the superintendent of  
175 printing on requisition by the department and the selling price,  
176 if any, shall be determined by the printing board by  
177 dividing the total cost of printing, paper and binding by  
178 the number printed. Said price shall be set at the nearest  
179 multiple of ten to the quotient thus obtained. Distribution  
180 of such publications shall be made by the superintendent of  
181 printing gratis to public officers, purchasers of licenses  
182 from state departments required by statute, and department.  
183 Funds from the sale of such publications shall be deposited  
184 monthly in the general fund of the state."

185 42. Page 28A, line 31, by striking the words "[executive  
186 council]" and inserting in lieu thereof the words "executive  
187 council *and*".

188 43. Page 29A, line 1, by adding after the word "*services*"  
189 the words "*or his designee*".

190 44. Page 29A, by adding the following new sections after  
191 line 8:

192 1. "Sec. .... Section twenty-one point one (21.1),  
193 Code 1971, is amended as follows:

194 21.1 AUTHORITY IN GOVERNOR. Upon the taking effect of  
195 this chapter, the authority to assign all state-owned motor  
196 vehicles to state officers and employees, or to state offices,  
197 departments, bureaus, and commissions, shall be transferred  
198 and vested in the [governor] *department of general services.*"

199 2. "Sec. .... Section twenty-one point two (21.2),  
200 Code 1971, as amended by Senate File one hundred forty-six  
201 (146), Acts of the Sixty-fourth General Assembly, First  
202 Session, is amended as follows:

203 21.2 [CAR] *VEHICLE DISPATCHER — EMPLOYEES — DU-*  
TIES.

204 In order to carry out the powers vested in him by this  
205 chapter, the [governor] *director of the department of general*  
206 *services* shall appoint a state [car] *vehicle* dispatcher and  
207 such other employees as may be necessary[, their compensation  
208 to be fixed by the governor and comptroller, but said  
209 compensation of the state car dispatcher shall be as fixed  
210 by the general assembly,] to carry out the provisions of this  
211 chapter. [The secretary of the executive council may be  
212 appointed by the governor as the state car dispatcher, without  
213 additional compensation.] *The state vehicle dispatcher shall*  
214 *serve at the pleasure of the director and shall not be governed*

215 *by the provisions of chapter nineteen A (19A) of the Code.*

216 Subject to the approval of the [governor] *director*, the [said]  
217 state [car] *vehicle* dispatcher shall have the following duties:

218 1. He shall assign to a state officer or employee or  
219 to a state office, department, bureau, or commission, one  
220 or more motor vehicles which may be required by [said] *the*  
221 officer or department, after [said] *the* officer or department  
222 has shown the necessity for such transportation. The state  
223 [car] *vehicle* dispatcher shall have the power to assign [said] *a*  
224 motor vehicle either for part time or full time. He shall  
225 have the right to revoke [said] *the* assignment at any time.

226 2. The state [car] *vehicle* dispatcher may cause all state-  
227 owned motor vehicles to be inspected periodically. Whenever  
228 [such] *the* inspection reveals that repairs have been improperly  
229 made on [said] *the* motor vehicle or that the operator [of same] is  
230 not giving it the proper care, he shall report [such] *this* fact  
231 to the head of the department to which [such] *the* motor vehicle  
232 has been assigned, together with recommendation for improvement.

233 3. The state [car] *vehicle* dispatcher shall install a record  
234 system for the keeping of records of the total number of miles  
235 state-owned motor vehicles are driven and the per-mile cost of  
236 operation of each motor vehicle. Every state officer or  
237 employee shall keep a record book to be furnished by the  
238 state [car] *vehicle* dispatcher in which [such] *the* officer or  
239 employee shall enter all purchases of gasoline, lubricating  
240 oil, grease, and other incidental expense in the operation of  
241 the motor vehicle assigned to him, giving the quantity and  
242 price of each purchase, including the cost and nature of all  
243 repairs on [such] *the* motor vehicle. Each operator of a state-  
244 owned motor vehicle shall promptly prepare a report at the  
245 end of each month on forms furnished by the state [car] *vehicle*  
246 dispatcher and forward the same to him at the statehouse,  
247 giving [such] *the* information [as] the state [car] *vehicle* dispatcher  
248 may request in [such] *the* report. The state [car] *vehicle* dispatcher  
249 shall each month compile the costs and mileage of state-owned  
250 motor vehicle from [such] *the* reports and keep a cost history  
251 card [of] *on* each motor vehicle and [such] *the* costs shall be  
252 reduced to a cost-per-mile basis for each motor vehicle. It  
253 shall be the duty of the state [car] *vehicle* dispatcher to call  
254 to the attention of the head of any department to which a  
255 motor vehicle has been assigned any evidence of the mishandling  
256 or misuse of any state-owned motor vehicle which is called to  
257 his attention.

258 4. The state [car] *vehicle* dispatcher shall purchase all  
259 new motor vehicles for all branches of the state government  
260 *including agencies exempted from centralized purchasing by*  
261 *section three (3) of this Act.* Before purchasing any motor  
262 vehicle he shall make requests for public bids by advertisement  
263 and he shall purchase the vehicles from the lowest responsible  
264 bidder for the type and make of motor vehicle designated. No  
265 passenger motor vehicle except the motor vehicle provided by  
266 the state for the use of the governor, ambulances, buses, trucks,  
267 or station wagons shall be purchased for an amount in excess  
268 of the sum of two thousand five hundred dollars; provided that  
269 if the passenger motor vehicle is to be used by the highway patrol  
270 or the narcotics division of the bureau of criminal investigation

271 for actual law enforcement, the maximum amount shall be two  
272 thousand eight hundred dollars. Provided further, that for  
273 station wagons the maximum amount shall be two thousand eight  
274 hundred dollars.

275 5. All used motor vehicles turned in to the state [car]  
276 *vehicle* dispatcher shall be disposed of by public auction,  
277 and [such] *the* sales shall be advertised in a newspaper of  
278 general circulation one week in advance of sale, and the  
279 receipts from [such] *the* sale shall be deposited in the  
280 depreciation fund to the credit of that unit within the  
281 department or agency turning in the vehicle; except that,  
282 in the case of a used motor vehicle of special design,  
283 the state [car] *vehicle* dispatcher may, with the approval of  
284 the executive council instead of selling it at public auction,  
285 authorize the motor vehicle to be traded for another vehicle  
286 of similar design.

287 6. The state [car] *vehicle* dispatcher may authorize the  
288 establishment of motor pools consisting of a number of state-  
289 owned [cars] *motor vehicles* under his supervision and which he  
290 may cause to be stored in a public or private garage. In the  
291 event that [such] *a* pool is established in the state [car] *vehicle*  
292 dispatcher, any state officer or employee shall not use state-  
293 owned [cars] *motor vehicles* except when he shall find it  
294 necessary to use a state-owned motor vehicle to make a trip  
295 outside of the city of Des Moines on state business, and he  
296 shall notify the state [car] *vehicle* dispatcher of [such] *his*  
297 intention, if possible, within a reasonable length of time  
298 before the [said] trip is to be made. The [said] state [car]  
299 *vehicle* dispatcher may assign one of the motor vehicles from  
300 the motor pool to [said] *the* state officer or employee for  
301 [such] *the* trip. If two or more state officers or employees are  
302 required to make a trip to the same destination and return to  
303 Des Moines at the same time, the state [car] *vehicle* dispatcher  
304 may assign one [car] *motor vehicle* to these state officers or  
305 employees to make [such] *the* trip.

306 7. The state [car] *vehicle* dispatcher shall cause to be  
307 marked on every state-owned motor vehicle a sign in a  
308 conspicuous place which indicates its ownership by the state  
309 except cars [necessary for use in police work] *requested to*  
310 *be exempt by the commissioner of public safety or the director*  
311 *of the department of general services.* All state-owned motor  
312 vehicles shall display registration plates bearing the word  
313 "official" except cars [assigned for use in police work for  
314 which ordinary plates may be used when necessary but only  
315 upon order of] *requested to be furnished with ordinary plates*  
316 *by the commissioner of public safety or the director.* [the]  
317 *The* state [car] *vehicle* dispatcher [who] shall keep an accurate  
318 record of the registration plates used on all state cars.

319 8. The state [car] *vehicle* dispatcher shall have the  
320 authority to make such other rules regarding the operation  
321 of state-owned motor vehicles, with the approval of the  
322 [governor] *director of the department of general services,* as  
323 may be necessary to carry out the purpose of this chapter.

324 All rules and regulations adopted by the [car] *vehicle*  
325 dispatcher shall be approved by the [executive council] *director*

326 before becoming effective.”

327 3. “Sec. .... Section twenty-one point three (21.3),

328 Code 1971, is amended as follows:

329 21.3 VIOLATIONS—WITHDRAWING USE OF CAR. If any  
state

330 officer or employee violates any of the provisions of this  
331 chapter, the state [car] *vehicle* dispatcher shall have the  
332 authority to withdraw the assignment of any state-owned motor  
333 vehicle to any such state officer or employee. An appeal from  
334 such order by the state [car] *vehicle* dispatcher may be taken to  
335 the [governor] *executive council* whose decision shall be final.”

336 4. “Sec. .... Section twenty-one point four (21.4),

337 Code 1971, is amended as follows:

338 21.4 PRIVATE USE—RATE FOR STATE BUSINESS. No state  
339 officer or employee shall use any state-owned [car] *motor*  
340 *vehicle* for his own personal private use, nor shall he be  
341 compensated for driving his own motor vehicle except if such  
342 is done on state business and in such case he shall not receive  
343 more than ten cents per mile.”

344 5. “Sec. .... Section twenty-one point five (21.5),

345 Code 1971, is amended as follows:

346 21.5 PENALTY FOR PRIVATE USE. Any state officer or  
347 employee found guilty of [using any state owned motor vehicle  
348 for his own private business or pleasure] *violating the rules*  
349 *and regulations of the state vehicle dispatcher* shall, upon  
350 conviction, be fined not to exceed one hundred dollars or  
351 imprisoned not to exceed thirty days in the county jail.”

352 6. “Sec. .... Section twenty-one point six (21.6),

353 Code 1971, is amended as follows:

354 21.6 REVOLVING FUND—REPLENISHMENT. There is hereby  
355 appropriated out of any money in the state treasury not  
356 otherwise appropriated the sum of twenty-five thousand  
357 dollars, which shall be known as the [car] *vehicle* dispatcher  
358 revolving fund. From this fund shall be paid all purchases  
359 of gasoline, oil, tires, repairs, and all other general  
360 expenses incurred in the operation of state-owned motor  
361 vehicles, and all salaries and expenses of the [car] *vehicle*  
362 dispatcher's [department] *office* shall be paid from said fund.

363 At the end of each month the state [car] *vehicle* dispatcher  
364 shall render a statement to each state department or agency  
365 thereof for the actual cost of operation of all motor  
366 vehicles assigned to such department or agency, together  
367 with a fair proportion of the cost of administration of  
368 the state [car] *vehicle* dispatcher's [department] *office* during  
369 such month, as shall be determined by him, all subject to  
370 review by the executive council upon complaint of any state  
371 department or agency adversely affected. Such expense shall  
372 be paid by the state departments or agencies in the same  
373 manner as other expenses of such department are paid, and  
374 when such cost of operation and administration is paid by  
375 the department, such sum shall be credited to the [car] *vehicle*  
376 dispatcher revolving fund. If any surplus accrues to said  
377 revolving fund in excess of twenty-five thousand dollars  
378 for which there is no anticipated need or use, the governor  
379 may order such surplus turned over to the general fund of  
380 the state.”

381 7. "Sec. .... Section twenty-one point seven (21.7),  
382 Code 1971, is amended as follows:

383 21.7 REPLACEMENT FUND. The [car] *vehicle* dispatcher shall  
384 maintain a depreciation fund for the purchase of replacement  
385 motor vehicles and additions to the fleet. The dispatcher's  
386 records shall show the total funds deposited by and credited  
387 to each department or agency thereof. At the end of each  
388 month, the state [car] *vehicle* dispatcher shall render a state-  
389 ment to each state department or agency thereof for additions  
390 to the fleet and depreciation on each motor vehicle assigned  
391 to and owned by such department or agency. Such depreciation  
392 expense shall be paid by the state departments or agencies  
393 in the same manner as other expenses of such department are  
394 paid, and shall be deposited in the depreciation fund to the  
395 credit of the individual motor vehicle within the department  
396 or agency thereof. The funds credited to each department  
397 or agency thereof shall remain the property of the department  
398 or agency. However, at the end of each biennium, the state  
399 [car] *vehicle* dispatcher shall cause to revert to the fund from  
400 which it accumulated any unassigned depreciation."

401 8. "Sec. .... Chapter twenty-one (21), Code 1971, is  
402 amended by adding the following new section:

403 ASSISTANTS. The director of the department of general  
404 services may at various points in the state, outside the  
405 city of Des Moines, where state institutions or departments  
406 are located, appoint and empower assistants to administer  
407 in the name of the state vehicle dispatcher."

408 45. Page 29A, lines 28 and 29, by striking the words "[with  
409 the approval of the executive council]" and inserting in lieu  
410 thereof the words "with the approval of the executive council".

411 46. Page 30, by striking lines 32 through 35 and inserting  
412 in lieu thereof the following:

413 "Sec. .... Section ninety-one point four (91.4), Code 1971,  
414 is amended as follows:

415 91.4 INDUSTRIAL STATISTICS AND INFORMATION. The  
duties

of the commissioner shall be:

417 1. To safely keep all records, papers, documents,  
418 correspondence, and other property pertaining to or coming  
419 into his hands by virtue of his office, and deliver the same  
420 to his successor, except as otherwise provided.

421 2. To collect, assort, and systematize statistical  
422 details relating to all departments of labor in the state[,  
423 especially in its relation to the commercial, social,  
424 educational, and sanitary conditions surrounding the labor-  
425 ing classes, the means of escape from, and the protection of  
426 life and health in factories, the employment of children,  
427 the number of hours of labor exacted from them and from  
428 women, and to the permanent prosperity of the mechanical,  
429 manufacturing, and productive industries of the state.]

430 [3. To collect as fully as practicable such information  
431 and reliable reports from each county in the state, the  
432 amount and condition of the mechanical and manufacturing  
433 interests, the value and location of the various manufactur-

434 ing and coal productions of the state, also sites offering  
 435 natural or acquired advantages for the profitable location  
 436 and operation of different branches of industry, he shall  
 437 by correspondence with interested parties in other parts  
 438 of the United States, impart to them such information as may  
 439 tend to induce the location of mechanical and producing plants  
 440 within the state, together with such other information as  
 441 shall tend to increase the productions, and consequent  
 442 employment of producers.]

443 [4. To submit the foregoing statistics and information  
 444 to the governor in biennial reports in which he shall give  
 445 a statement of the business of the bureau since the last  
 446 regular report, and shall compile therein such information  
 447 as may be considered of value to the industrial interests  
 448 of the state, the number of laborers and mechanics employed,  
 449 the number of apprentices in each trade, with the nativity  
 450 of such laborers, mechanics, and apprentices, wages earned,  
 451 the savings from the same, with age and sex of laborers  
 452 employed, the number and character of accidents, the  
 453 sanitary condition of institutions where labor is employed,  
 454 the proportion of married laborers and mechanics who live  
 455 in rented houses, with the average annual rental, and  
 456 the value of property owned by laborers and mechanics,  
 457 to include in such report what progress has been made  
 458 with schools new in operation for the instruction of  
 459 students in the mechanic arts, and what systems have been  
 460 found most practical, with details thereof.]

461 [5] 3. To issue from time to time[, with the consent of  
 462 the executive council,] bulletins containing information  
 463 of importance to the industries of the state and to the  
 464 safety of wage earners.

465 [6] 4. To conduct and to co-operate with other interested  
 466 persons and organizations in conducting educational programs  
 467 and projects on employment safety.

468 5. *Report to the governor biennially on all matters*  
 469 *pertaining to the bureau of labor."*

470 47. Page 31, by striking line 1.

471 48. Page 31, by striking in lines 25 through 28 the  
 472 words "[Such power shall include the power to spend such  
 473 moneys as may be appropriated to the commission by the state  
 474 for the purpose of carrying out the provisions of this chapter.]"  
 475 and inserting in lieu thereof the following: "Such power shall  
 476 include the power to spend such moneys as may be appropriated  
 477 to the commission by the state for the purpose of carrying  
 478 out the provisions of this chapter."

479 49. Page 32, by striking lines 9 through 16.

480 50. Page 33, by striking lines 20 through 27.

481 51. Page 34, by inserting after line 3 the following new  
 482 section:

483 "Sec. .... Section one hundred forty-seven point twenty-  
 484 seven (147.27), Code 1971, is amended as follows:

485 147.27 QUARTERS. The [executive council] *director of the*  
 486 *department of general services* shall furnish each examining  
 487 board with suitable quarters in which to conduct the

488 examinations held by said board at the seat of government.  
 489 [When examinations are held at the state university, the  
 490 superintendent of buildings and grounds shall furnish such  
 491 quarters.]”

492 52. Page 35, by striking lines 1 through 5.

493 53. Page 35, line 27, by inserting after the word “[council]”  
 494 the words “*with the approval of the director of the department*  
 495 *of general services*”.

496 54. Page 36, by striking lines 13 through 21.

497 55. Page 36, lines 27 and 28, by striking the words “[, at  
 498 his option upon authority of the executive council,]” and  
 499 inserting in lieu thereof the words “, at his option upon  
 500 authority of the [executive council,] *director of the department*  
 501 *of general services*”.

502 56. Page 36, by adding after line 30 the following new section:

503 “Sec. .... Neither the provisions of this Act nor  
 504 regulations adopted pursuant thereto shall apply in any  
 505 situation where such provision or regulation is in conflict  
 506 with governing federal regulation or where the provision or  
 507 regulation would jeopardize the receipt of federal funds.”

508 57. Page 37, line 6, by striking the words “chapter  
 509 twenty-one (21),”.

510 58. Page 37, by striking line 9 and inserting in lieu thereof  
 511 the following: “six (91.6), ninety-one point seven (91.7),  
 512 one hundred seven”.

513 59. Page 37, line 14, by striking the words “one hundred  
 514 forty-seven point twenty-seven (147.27),”.

515 60. By renumbering the sections and internal references in  
 516 conformity with this amendment.

#### SENATE AMENDMENT TO HOUSE FILE 420

1 Amend House File 420, page 1, by inserting after line 14 the  
 2 following new section:

3 “Sec. 2. Chapter three hundred fifty-six (356), Code  
 4 1971, is further amended by adding the following new section  
 5 thereto:

6 A judge who sentences a person to the county jail or other  
 7 detention facility pursuant to this chapter, may suspend any  
 8 part of such sentence and place such person on probation,  
 9 upon such terms and conditions as the sentencing judge may  
 10 direct, after such person has served that part of his  
 11 sentence which was not suspended.”

#### CONSIDERATION OF BILLS

##### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax.



Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend the report of the committee of the whole on House File 654 by striking all of lines 143 through 146 and inserting in lieu thereof the following:

“Dual enrollees and part-time students of school age shall be counted in the proportion that the time for which they were enrolled and received instruction during the school year bears to the time that full-time enrollees carrying a normal course schedule, at the same grade level, in the same school district, for the same school year, received instruction.”

The amendment was adopted.

Holden of Scott, District 75, offered the following amendment filed by Holden, et al.:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, as follows:

1. Strike line 339.
2. Strike lines 383 through 410, inclusive, and insert in lieu thereof the following section:

“Section four hundred twenty-two point five (422.5), Code 1971, is amended by striking subsections four (4) through seven (7), inclusive, and inserting in lieu thereof the following:

4. On the fourth thousand dollars of taxable income, or any part thereof, three and one-quarter percent.
  5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, four and six-tenths percent.
  6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
  7. On all taxable income over nine thousand dollars and not exceeding twenty-five thousand dollars, seven percent.
  8. On all taxable income over twenty-five thousand dollars and not exceeding fifty thousand dollars, eight percent.
  9. On all taxable income over fifty thousand dollars, nine percent.”
3. Renumber sections and correct internal references in accordance with this amendment.
  4. Line 644, insert after the word “penalties” the words “, increasing the state sales and use tax.”

Division of the amendment was requested.

Division 1 to be lines 1 through 4, and division 2 to be lines 5 through 29.

Holden of Scott, District 75, moved the adoption of division 1, lines 1 through 4 of his amendment.

Roll call was requested by Holden of Scott, District 75, and Varley of Adair, District 84.

On the question "Shall division 1 of the amendment be adopted?"

The ayes were, 37:

Alt	Kruse	Pierson	Strothman
Camp	Logemann	Rex	Taylor
Christensen	McElroy	Roorda	Tieden
Den Herder	Mendenhall	Schwieger	Trowbridge
Drake	Menefee	Sorg	Waugh
Goode	Millen	Stanley	Welden
Grassley	Miller	Stokes	Winkelman
Holden	Moffitt	Strand	Mr. Speaker
Kehe	Nielsen	Stromer	
Kreamer	Pellett		

The nays were, 55:

Andersen	Ellsworth	Knoke	Schmeiser
Bennett	Ellwell	Larson	Schroeder
Bergman	Fisher, C. R.	Lipsky	Schwartz
Blouin	Franklin	Mayberry	Scott
Bray	Gluba	McCormick	Shaw
Campbell	Hansen	Mollett	Skinner
Clark	Hill	Monroe	Small
Cochran	Husak	Norpel	Uban
Curtis	Jesse	Nystrom	Varley
Dougherty	Johnston	Patton	Wells
Doyle	Kelly	Pelton	Willits
Dunton	Kennedy	Priebe	Wirtz
Edelen	Kinley	Radl	Wyckoff
Egenes	Knoblauch	Sargisson	

Absent or not voting, 8:

Anania	Freeman	Lawson	Rodgers
Fischer, H. O.	Hamilton	Middleswart	Siglin

Division 1 of the amendment lost.

Holden of Scott, District 75, moved the adoption of division 2, lines 5 through 29 of his amendment.

Roll call was requested by Holden of Scott, District 75, and Varley of Adair, District 84.

On the question "Shall division 2 of the amendment be adopted?"

The ayes were, 33:

Camp	Holden	Menefee	Shaw
Christensen	Kehe	Millen	Sorg
Curtis	Kelly	Miller	Stanley
Doyle	Kreamer	Moffitt	Stokes
Drake	Kruse	Nystrom	Stromer
Goode	Lipsky	Pellett	Taylor
Grassley	Logemann	Roorda	Welden
Hansen	Mendenhall	Schwieger	Winkelman
Hill			

## The nays were, 57:

Anania	Fisher, C. R.	Monroe	Scott
Andersen	Franklin	Nielsen	Skinner
Bennett	Gluba	Norpel	Small
Bergman	Husak	Patton	Strand
Blouin	Jesse	Pelton	Strothman
Campbell	Johnston	Pierson	Tieden
Clark	Kinley	Priebe	Uban
Cochran	Knoblauch	Radl	Varley
Den Herder	Knoke	Rex	Waugh
Dougherty	Larson	Rodgers	Wells
Dunton	Mayberry	Sargisson	Willits
Edelen	McCormick	Schmeiser	Wirtz
Egenes	McElroy	Schroeder	Wyckoff
Ellsworth	Mollett	Schwartz	Mr. Speaker
Ewell			

## Absent or not voting, 10:

Alt	Freeman	Lawson	Siglin
Bray	Hamilton	Middleswart	Trowbridge
Fischer, H. O.	Kennedy		

Division 2 of the amendment lost.

Den Herder of Sioux, District 1, offered the following amendment filed by him and Scott of Franklin, District 18, from the floor and moved its adoption:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, as follows:

1. Lines 148 and 149, strike the words and figures "and all of pages 5, 6, 7, 8 and lines 1 through 30 on page 9,".
2. Strike lines 151, 152, and 153.
3. Line 173, insert after the word "levy" the words "and the school district income tax".
4. Line 186, insert after the word "tax" the words ", the additional school district property tax on industrial and utility property,".
5. Line 188, insert after the word "levy" the words "on other than industrial and utility property, and the school district income tax".
6. Strike lines 189 through 194, inclusive.
7. Line 213, strike the words "by imposing a school district income tax,".
8. Insert after line 213 the following: "In determining the maximum millage under this section, the additional property tax on industrial and utility property shall not be included."
9. Line 222, insert after the word "of" the words "additional school district property tax on other than industrial and utility property, and a specific rate of".
10. Line 223, strike the words "for two years".

11. Line 231, insert after the word "by" the words "an additional school district property tax on industrial and utility property, an additional school district property tax on other than industrial and utility property, and".

12. Strike lines 234 through 262, inclusive, and insert in lieu thereof the following:

"4. Page 6, strike from lines 8 and 9 the words "based on the foundation formula".

5. Page 7, line 12, strike the word "The" and insert in lieu thereof the words "Subject to the maximum millage provided by this Act or approved by the voters as provided in this Act, the".

6. Page 7, lines 21 and 22, strike the words "under the school foundation formula".

7. Page 8, line 20, insert after the word "levy" the words "on other than industrial and utility property".

8. Page 8, line 27, insert after the word "tax" the words "on other than industrial and utility property".

9. Page 9, line 11, insert the word "district" the words "other than industrial and utility property".

10. Page 9, line 16, strike the word "next".

11. Page 9, strike lines 22, 23, and 24, and insert in lieu thereof the words "director of revenue".

13. Renumber parts of the report of the committee of the whole, and renumber sections and internal references as necessary in accordance with this amendment.

Speaker pro tempore Millen in the chair at 11:30 a.m.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Freeman of Buena Vista, District 15, by the Speaker from 1:30 to 4:30; McElroy of Fremont, District 82, by the Speaker from 1:30 to 4:30; Harbor of Mills, District 81, on request of Varley of Adair, District 84, from 1:30 to 4:30.

The House resumed consideration of the Den Herder-Scott amendment.

Den Herder of Sioux, District 1, moved the adoption of the Den Herder-Scott amendment.

Roll call was requested by Den Herder of Sioux, District 1, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 47:

Bergman	Holden	Nielsen	Scott
Camp	Husak	Norpel	Siglin
Campbell	Kehe	Patton	Sorg
Cochran	Knoblauch	Pellett	Stokes
Curtis	Kruse	Pierson	Strand
Den Herder	Logemann	Priebe	Strothman
Dougherty	McCormick	Radl	Taylor
Dunton	Mendenhall	Rex	Tieden
Edelen	Menefee	Rodgers	Winkelman
Ellsworth	Middleswart	Roorda	Wirtz
Fisher, C. R.	Miller	Schmeiser	Wyckoff
Goode	Moffitt	Schroeder	

The nays were, 42:

Alt	Gluba	Larson	Small
Andersen	Grassley	Lipsky	Stanley
Bennett	Hansen	Mayberry	Uban
Blouin	Hill	Mollett	Varley
Bray	Jesse	Nystrom	Waugh
Christensen	Johnston	Pelton	Welden
Clark	Kelly	Sargisson	Wells
Doyle	Kennedy	Schwartz	Willits
Egenes	Kinley	Schwieger	Mr. Speaker
Ewell	Knoke	Shaw	(Millen)
Franklin	Kreamer	Skinner	

Absent or not voting, 11:

Anania	Freeman	Lawson	Stromer
Drake	Hamilton	McElroy	Trowbridge
Fischer, H. O.	Harbor	Monroe	

The amendment was adopted.

Cochran of Webster, District 29, offered the following amendment from the floor and moved its adoption:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, by striking all of lines 127 through 134.

The amendment was adopted.

Winkelman of Calhoun, District 26, offered the following amendment filed by him and Tieden of Clayton, District 14, and moved its adoption:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, by inserting after the period in line 163 the following:

"For the purpose of determining an increase in taxable property in a district under this subsection, in order to limit the allowable growth of a district based upon property, only the increase which results from property constructed or improved since the last assessment shall be included."

Roll call was requested by Winkelman of Calhoun and Pierson of Mahaska, District 87.

On the question "Shall the amendment be adopted?"

The ayes were, 40:

Bergman	Husak	Pellett	Sorg
Camp	Knoblauch	Pierson	Strand
Christensen	Kruse	Priebe	Stromer
Cochran	Logemann	Radl	Strothman
Curtis	McCormick	Rex	Taylor
Den Herder	Mendenhall	Rodgers	Tieden
Dougherty	Moffitt	Roorda	Waugh
Doyle	Nielsen	Schmeiser	Winkelman
Edelen	Norpel	Schroeder	Wirtz
Grassley	Patton	Scott	Wyckoff

The nays were, 49:

Alt	Gluba	Larson	Siglin
Andersen	Goode	Lipsky	Skinner
Bennett	Hansen	Mayberry	Small
Blouin	Hill	Menefee	Stanley
Bray	Holden	Miller	Stokes
Campbell	Jesse	Mollett	Uban
Clark	Johnston	Nystrom	Varley
Drake	Kehe	Pelton	Welden
Dunton	Kelly	Sargisson	Wells
Egenes	Kennedy	Schwartz	Willits
Ellsworth	Kinley	Schwieger	Mr. Speaker
Ewell	Knoke	Shaw	(Millen)
Franklin	Kreamer		

Absent or not voting, 11:

Anania	Freeman	Lawson	Monroe
Fischer, H. O.	Hamilton	McElroy	Trowbridge
Fisher, C. R.	Harbor	Middleswart	

The amendment lost.

Fisher of Greene, District 56, offered the following amendment from the floor:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, by inserting after the period in line 103 the following:

"However, in determining whether a levy of thirty mills within a district will raise a per pupil amount equal to the property tax component of the school foundation base, the state comptroller shall determine the assessed valuation of the district by including the value of all municipally-owned utilities in the district as if they were assessed in the same manner as investor-owned utilities are assessed under sections four hundred twenty-eight twenty-four (428.24) through four hundred twenty-eight point twenty-nine (428.29) of the Code. The director of revenue shall so determine and certify to the state comptroller the value of all municipally-owned utilities. The state comptroller shall

determine and certify to the director of revenue the amount by which the state aid of any school district will be reduced as a result of including the value of municipally-owned utilities. This amount by which state aid is reduced for each district is hereby imposed as a charge in lieu of taxes, levied against the municipally-owned utilities in the district in proportion to the value of each, and the director of revenue shall determine the amount due from each municipally-owned utility and shall bill each utility for the amount due. Payment of the charge in lieu of taxes is due on or before December thirty-first of each year, and is delinquent after that date. All powers of the director to administer and enforce payment of taxes, including the power to impose interest and penalties, under chapter four hundred twenty-two (422) of the Code, are applicable to his power to collect the charges in lieu of taxes imposed in this section.

Upon receiving payment of the charges in lieu of taxes imposed by this section, the director of revenue shall certify the amounts received to the state comptroller, who shall pay the amounts to each school district from which payments are received, in the same manner as state aid payments are made."

Drake of Muscatine, District 71, moved the previous question on House File 654 and all amendments and motions filed thereto.

The ayes were 50, nays 37.

The motion having failed to receive a three-fifths majority, lost.

Fisher of Greene, District 56, moved the adoption of his amendment.

Roll call was requested by Fisher of Greene, District 56, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 42:

Andersen	Husak	Radl	Strand
Bergman	Kehe	Rex	Stromer
Camp	Kreamer	Sargisson	Strothman
Campbell	Kruse	Schmeiser	Taylor
Curtis	Logemann	Schroeder	Tieden
Doyle	Mendenhall	Schwieger	Trowbridge
Edelen	Menefee	Scott	Uban
Ellsworth	Middleswart	Shaw	Varley
Fisher, C. R.	Miller	Sorg	Welden
Grassley	Nystrom	Stokes	Winkelman
Holden	Pierson		

The nays were, 42:

Alt	Cochran	Dunton	Goode
Blouin	Den Herder	Egenes	Hansen
Bray	Dougherty	Franklin	Hill
Clark	Drake	Gluba	Jesse

Kennedy	Moffitt	Roorda	Wells
Kinley	Mollett	Schwartz	Willits
Knoblauch	Monroe	Siglin	Wirtz
Knoke	Norpel	Skinner	Wyckoff
Larson	Patton	Small	Mr. Speaker
Lipsky	Pellett	Stanley	(Millen)
McCormick	Pelton	Waugh	

Absent or not voting, 16:

Anania	Fischer, H. O.	Johnston	McElroy
Bennett	Freeman	Kelly	Nielsen
Christensen	Hamilton	Lawson	Priebe
Ewell	Harbor	Mayberry	Rodgers

The amendment lost.

Scott of Cerro Gordo, District 18, offered the following amendment filed by Scott, et al., and moved its adoption:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, and contained in the House Journal, as follows:

By striking lines 345 through 359, inclusive, and inserting in lieu thereof the following:

A 'municipal assistance fund' is created in the office of the treasurer of state. Annually, prior to December thirty-first, 1971, and each year thereafter, the treasurer of state shall transfer an amount equal to one-fourth of the net receipts of one cent of the sales tax collected under division four (IV) of this chapter during the last preceding fiscal year into the municipal assistance fund for distribution to cities, towns, and counties. On or before December thirty-first, the state comptroller shall distribute the moneys in the municipal assistance fund to each city, town, and county as follows:

a. Divide the total population of the state into the total amount of funds available under this subsection in order to determine a per capita distribution rate of the funds available.

b. Determine the total population of each city and town in this state and the total population of each area outside the incorporated limits of the cities and towns in each county in this state.

c. Distribute to each city and town in this state an amount equal to the per capita rate multiplied by the number of residents of the city or town. Distribute to each county in this state an amount equal to the per capita rate multiplied by the number of residents of the county residing outside the incorporated limits of the cities and towns in the county.

The amendment was adopted.

Bray of Scott, District 77, offered the following amendment from the floor and moved its adoption:



Amend the report of the committee of the whole on House File 654 by striking lines 362 through 382.

A non-record roll call was requested.

The ayes were 60, nays 14.

The amendment was adopted.

Priebe of Kossuth, District 6, offered the following amendment from the floor and moved its adoption :

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, by striking lines 94 through 103, inclusive, and inserting in lieu thereof the following :

“The state comptroller shall compute the foundation property tax levy for each district, as provided in this section, and shall certify the correct levy to each school board and county auditor. He shall then determine the amount which will be raised by the foundation property tax levy in each district, on a per pupil basis determined by adding to the fall enrollment the number of pupils residing in the district and enrolled in nonpublic schools in grades kindergarten through twelve. If the per pupil amount so determined is less than the property tax component of the school foundation base for the budget year, the school district is entitled to receive state foundation property tax supplement. The difference between the per pupil amount so determined and the property tax component of the school foundation base, multiplied by the number of pupils in fall enrollment in public schools only, determines the total amount of state foundation property tax supplement to which the district is entitled.

Roll call was requested by Priebe of Kossuth, District 6, and Blouin of Dubuque, District 49.

On the question “Shall the amendment be adopted?”

The ayes were, 46:

Andersen	Hansen	Nielsen	Siglin
Blouin	Husak	Norpel	Skinner
Cochran	Jesse	Nystrom	Small
Curtis	Kelly	Patton	Stokes
Dougherty	Kennedy	Pierson	Taylor
Doyle	Kinley	Priebe	Tieden
Dunton	Knoblauch	Rex	Trowbridge
Edelen	Mayberry	Sargisson	Uban
Ellsworth	McCormick	Schwartz	Wells
Ewell	Mendenhall	Schwieger	Winkelman
Franklin	Middleswart	Scott	Wyckoff
Gluba	Monroe		

The nays were, 39:

Alt	Bray	Christensen	Egenes
Bergman	Campbell	Clark	Fisher, C. R.

Goode	Larson	Radl	Strothman
Grassley	Lipsky	Roorda	Varley
Hill	Logemann	Schroeder	Waugh
Holden	Menefee	Shaw	Welden
Kehe	Miller	Sorg	Willits
Knoke	Moffitt	Stanley	Wirtz
Kreamer	Pellett	Strand	Mr. Speaker
Kruse	Pelton	Stromer	(Millen)

**Absent or not voting, 15:**

Anania	Drake	Harbor	Mollett
Bennett	Fischer, H. O.	Johnston	Rodgers
Camp	Freeman	Lawson	Schmeiser
Den Herder	Hamilton	McElroy	

The amendment was adopted.

Cochran of Webster, District 29, offered the amendment filed by Cochran, et al., on May 10, 1971, and found on pages 1403 through 1411 of the House Journal.

Varley of Adair, District 84, moved the previous question on House File 654, and all amendments and motions filed thereto.

Roll call was requested by Varley of Adair, District 84, and Drake of Muscatine, District 71.

Rule 70 was invoked.

On the question "Shall the motion prevail?"

**The ayes were, 55:**

Alt	Goode	Miller	Stanley
Andersen	Grassley	Moffitt	Stokes
Bergman	Hansen	Nielsen	Strand
Camp	Hill	Nystrom	Stromer
Campbell	Holden	Pellett	Taylor
Christensen	Kehe	Pelton	Tieden
Clark	Kelly	Pierson	Trowbridge
Curtis	Knoke	Rex	Varley
Den Herder	Kreamer	Roorda	Waugh
Drake	Kruse	Schroeder	Welden
Edelen	Lipsky	Schwieger	Winkelman
Egenes	Logemann	Shaw	Wirtz
Ellsworth	Mendenhall	Siglin	Mr. Speaker
Fisher, C. R.	Menefee	Sorg	(Millen)

**The nays were, 34:**

Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Skinner
Cochran	Kennedy	Patton	Small
Dougherty	Kinley	Priebe	Strothman
Doyle	Knoblauch	Radl	Uban
Dunton	Larson	Sargisson	Wells
Ewell	Mayberry	Schmeiser	Willits
Franklin	McCormick	Schwartz	Wyckoff
Gluba	Middleswart		

## Absent or not voting, 11:

Anania	Freeman	Johnston	Mollett
Bennett	Harbor	Lawson	Rodgers
Fischer, H. O.	Hamilton	McElroy	

The motion having received a three-fifths majority prevailed.

Cochran of Webster, District 29, moved the adoption of the Cochran, et al., amendment.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the Cochran, et al., amendment be adopted?"

## The ayes were, 33:

Blouin	Gluba	McCormick	Schmeiser
Bray	Husak	Middleswart	Scott
Christensen	Jesse	Monroe	Skinner
Cochran	Kennedy	Norpel	Small
Dougherty	Kinley	Patton	Uban
Doyle	Knoblauch	Priebe	Wells
Dunton	Larson	Radl	Willits
Ewell	Mayberry	Sargisson	Wyckoff
Franklin			

## The nays were, 57:

Alt	Grassley	Nielsen	Stokes
Andersen	Hansen	Nystrom	Strand
Bergman	Hill	Pellett	Stromer
Camp	Holden	Pelton	Strothman
Campbell	Kehe	Pierson	Taylor
Clark	Kelly	Rex	Tieden
Curtis	Knoke	Roorda	Trowbridge
Den Herder	Kreamer	Schroeder	Varley
Edelen	Kruse	Schwartz	Waugh
Egenes	Lipsky	Schwieger	Welden
Ellsworth	McElroy	Shaw	Winkelman
Fisher, C. R.	Mendenhall	Siglin	Wirtz
Freeman	Menefee	Sorg	Mr. Speaker
Goode	Miller	Stanley	(Millen)
Harbor	Moffitt		

## Absent or not voting, 10:

Anania	Fischer, H. O.	Lawson	Mollett
Bennett	Hamilton	Logemann	Rodgers
Drake	Johnston		

The amendment lost.

Speaker Harbor in the chair at 4:45 p.m.

Pierson of Mahaska, District 87, moved to reconsider the vote by which the Priebe amendment to the committee report on House File 654 was adopted on May 11, 1971.

A non-record roll call was requested.

The ayes were 72, nays 3.

The motion prevailed.

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw his amendment.

Priebe of Kossuth, District 6, offered the following amendment from the floor and moved its adoption :

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, by inserting after line 93 the following:

“The state comptroller shall compute the foundation property tax levy for each district, as provided in this section, and shall certify the correct levy to each school board and county auditor. He shall then determine the amount which will be raised by the foundation property tax levy in each district, on a per pupil basis determined by adding to the fall enrollment the number of pupils residing in the district and enrolled in nonpublic schools in grades kindergarten through twelve. If the per pupil amount so determined is less than the property tax component of the school foundation base for the budget year, the school district is entitled to receive state foundation property tax supplement. The difference between the per pupil amount so determined and the property tax component of the school foundation base, multiplied by the number of pupils in fall enrollment in public schools only, determines the total amount of state foundation property tax supplement to which the district is entitled.

A non-record roll call was requested.

The ayes were 44, nays 41.

The amendment was adopted.

Roorda of Jasper, District 67, offered the following amendment filed by Roorda, et al., and moved its adoption :

Amend the committee of the whole amendments proposed to House File 654 and found on pages 1362 through 1374 of the House Journal of May 7, by striking all of lines 421 through 638, both inclusive.

Roll call was requested by Roorda of Jasper, District 67, and Den Herder of Sioux, District 1.

On the question “Shall the amendment be adopted?”

The ayes were, 50:

Alt	Curtis	Goode	Kehe
Andersen	Den Herder	Grassley	Kelly
Camp	Drake	Hansen	Knoke
Campbell	Ellsworth	Hill	Kreamer
Clark	Freeman	Holden	Kruse

Lipsky	Nielsen	Sorg	Tieden
Logemann	Pellett	Stanley	Trowbridge
McElroy	Pelton	Stokes	Varley
Mendenhall	Pierson	Strand	Waugh
Millen	Rex	Stromer	Welden
Miller	Roorda	Strothman	Winkelman
Moffitt	Schwieger	Taylor	Mr. Speaker
Mollett	Siglin		

The nays were, 39:

Bergman	Fisher, C. R.	Menefee	Schwartz
Blouin	Franklin	Middleswart	Scott
Bray	Gluba	Monroe	Skinner
Christensen	Husak	Norpel	Small
Cochran	Jesse	Nystrom	Uban
Dougherty	Kennedy	Patton	Wells
Doyle	Knoblauch	Priebe	Willits
Dunton	Larson	Radl	Wirtz
Egenes	Mayberry	Sargisson	Wyckoff
Ewell	McCormick	Schmeiser	

Absent or not voting, 11:

Anania	Fischer, H. O.	Kinley	Schroeder
Bennett	Hamilton	Lawson	Shaw
Edelen	Johnston	Rodgers	

The amendment was adopted.

Andersen of Woodbury, District 23, offered the following amendment filed by Andersen, et al., from the floor and moved its adoption:

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, as follows:

1. Strike lines 342 through 359, inclusive, and insert in lieu thereof the following sections:

Section 1. Sections two (2) through nine (9) of this amendment may be cited as the "Uniform Local Sales Tax Law".

Sec. 2. Any city or town may impose a sales, services and use tax, hereinafter referred to as a "local sales tax", in accordance with the provisions of this Act by adoption of any ordinance by its council after published notice not less than ten days nor more than twenty-five days before the date of hearing thereon. Within thirty days of adoption of the ordinance, upon receipt of a petition signed by voters within the city or town equal in number to at least ten percent of the number of votes cast for mayor at the last preceding regular municipal election at which a mayor was elected, requesting that an election be held, the city or town council shall submit the question of imposing the tax to the voters of the city or town at a special election. If a majority of those voting favors the imposition of the tax, the ordinance shall become effective, according to the provisions of this Act.

If a majority of those voting does not favor the imposition of the tax, the ordinance shall not become

effective, and the council shall not submit the same question within one year following the election.

The special election may not be held within thirty days of a general election. Prior to the special election, the city or town council shall publish notice of the election once each week for two consecutive weeks in a newspaper of general circulation serving the city or town.

The collection of a local sales tax so imposed shall commence on January first following passage of the ordinance imposing it.

Sec. 3. The council of a city or town may agree with the council of one or more cities or towns to jointly impose a local sales tax as authorized for cities and towns.

Within thirty days of the last date that an ordinance imposing the tax is adopted by any of the cities or towns involved in the agreement, upon receipt of a petition signed by voters from each city or town equal in number to ten percent of the number of votes cast for mayor in that city or town at the last preceding regular municipal election at which a mayor was elected, requesting that an election be held, each city or town council shall submit the question as provided for a single city or town.

If a majority of those voting in each of the cities and towns favors the imposition of the tax, the ordinances of each city and town shall become effective, according to the provisions of this Act. If a majority of the total of those voting in each of the cities and towns does not favor the joint imposition of the tax, the ordinances shall not become effective, and the councils shall not submit the same question within one year following the election.

Sec. 4. A county may levy a local sales tax by resolution of the board of supervisors, if passed not later than July first of the year prior to the commencement of collection of the tax following notice and hearing as required for cities. Within thirty days of passage of the resolution, upon receipt of a petition signed by voters within the county equal in number to ten percent of the number of votes cast in the county for governor at the last preceding general election, requesting that an election be held, the board of supervisors shall submit to the voters of the county, at a special election called for that purpose and subject to the same requirements as the special election provided for a single city or town, the question of imposing countywide the tax authorized for cities and towns by this Act. If a majority of those voting in the entire county favors the imposition of the tax, the resolution shall become effective, according to the provisions of this Act. If a majority of those voting in the entire county does not favor the countywide imposition

of the tax, the resolution shall not become effective, and the board of supervisors shall not submit the same question within one year following the election. If a county levy is made, cities and towns within the county shall not levy the tax, or if the county levies the tax in a year subsequent to the levy by a city or town in that county, the city or town levies shall be suspended for the period of the county levy. Also, if a city or town imposes a local sales tax after July first, the board of supervisors of any county in which a part of the city is located may, within ten days of passage of the ordinance imposing the tax, proceed as provided for imposition of a countywide tax. The collection of a local sales tax so imposed by a county shall commence on January first following passage of the resolution imposing it.

Sec. 5. A local sales tax at a rate of not more than one percent may be imposed by a city or town on the gross receipts from the sale or use of tangible personal property subject to the state sales tax and from the services subject to the state tax. A local sales tax shall be imposed on the same basis as the state sales, services and use tax and may not be imposed on the sale or use of any tangible personal property not taxed by the state. A local sales tax is applicable only within the territorial limits of the city or town imposing it and shall be collected by all persons required to collect state sales, services and use taxes.

The amount of the sale, for purposes of determining the amount of the local sales and use tax, does not include the amount of the state sales and use tax.

No sales and use tax permit, other than the state sales and use tax permits, may be required.

Sec. 6. The director of revenue shall administer the provisions of a local sales tax as nearly as possible in conjunction with the administration of state tax laws. He shall provide appropriate forms, or provide on the regular state tax forms, for reporting local sales tax liability.

An ordinance or resolution imposing a local sales tax shall adopt by reference the applicable provisions of the appropriate sections of chapters four hundred twenty-two (422) and four hundred twenty-three (423) of the Code, and all powers of the director to administer the state sales and use tax law are applicable to his administration of a local sales tax ordinance or resolution. Local officials shall confer with the director of revenue and obtain his assistance in drafting the ordinance or resolution imposing a local sales tax. A certified copy of the ordinance or resolution imposing a local sales tax shall be filed with the director as soon as possible after passage.

The director, in consultation with local officials, shall collect and account for a local sales tax. The

director shall retain for the use of the department one percent of all local sales tax receipts, to cover administrative expense, and shall credit remaining net local sales tax receipts to a local sales tax fund hereby established in the office of the treasurer of state.

Sec. 7. The treasurer of state shall remit quarterly to the qualified cities and towns which have imposed a local sales tax their share of the balance in the local sales tax fund.

The city or town treasurer, or another city official designated by the council, shall apply three-fourths of all local sales tax money estimated to be received for property tax relief. Before the levies authorized under section four hundred four point two (404.2) of the Code are certified to the county auditor, they shall comply with legal mill limits and the certifying official shall subtract from the total amount computed in dollars, as provided in section four hundred forty-four point two (444.2) of the Code, an amount equal to the amount estimated for property tax relief during the next twelve month period, and shall certify only the net amount to the county auditor and board of supervisors. The county auditor shall base the millage levies authorized under section four hundred forty-four point three (444.3) of the Code upon the net amount so computed. In order for a city or town to be qualified to receive remittances from the treasurer of state the city or town clerk shall certify to the treasurer of state before January first of each year that the required reduction in the amount certified to the county auditor and board of supervisors for city or town taxes has been made. All local sales and use tax moneys received by a city or town may be expended for any lawful municipal purpose.

Sec. 8. If two or more cities and towns impose an authorized local tax jointly, the treasurer of state shall credit the receipts to a joint account, and shall remit to each qualified city or town a pro rata share of the joint account, according to population figures determined by the last federal census. The share remitted to each city and town shall be applied and expended as provided for local taxes imposed by a single city or town.

If an authorized local tax is imposed countywide, the treasurer of state shall credit the receipts to a joint account, and shall remit to each qualified city or town in the county a pro rata share of the joint account, based upon the percentage of its population to the total population of the county, and to the board of supervisors, when the county is qualified, a pro rata share of the joint account based upon the percentage of population in the county outside of cities and towns, the rural portion according to the population determined by the last federal decennial census.



The share remitted to each city and town shall be applied and expended as provided for local taxes imposed by a single city or town.

The share remitted to the board of supervisors may be used for any lawful county government purpose. However, the county treasurer shall credit one-half of all local sales tax moneys estimated to be received for property tax relief. Before the levies authorized under section four hundred forty-four point nine (444.9) of the Code are made, they shall comply with legal mill limits and the board of supervisors shall subtract from the total amount computed in dollars, as provided in section four hundred forty-four point two (444.2) of the Code, an amount equal to the amount estimated for property tax relief during the next twelve month period, and shall base the millage levies authorized under section four hundred forty-four point nine (444.9) of the Code upon the net amount so computed. In order for a county to be qualified to receive remittances from the treasurer of state, the board of supervisors shall certify to the treasurer of state before January first of each year, that the required reduction has been made.

Sec. 9. Upon receipt of a petition signed by voters within the city or town, or county in case of a county tax, equal in number to at least ten percent of the number of votes cast for governor at the last preceding general election within the local taxing jurisdiction, requesting that an election be held, the city or town council, or board of supervisors in the case of a county tax, shall not less than twenty nor more than forty-five days after receipt of the petition submit to the voters of the city or town or of the county at a special election called for that purpose, the question of approval or disapproval of the tax. Such a petition may be received only during the sixty days prior to the last certifying date of a budget in the second or any subsequent year following the beginning of collection of the tax. Prior to the special election the governing body shall publish notice of the election once each week for two consecutive weeks in a newspaper of general circulation serving the city or town, or in two newspapers of general circulation in the county in the case of a county tax.

If a majority of those voting favors the tax, the governing body may continue to impose the tax. If a majority of those voting thereon vote to discontinue the tax, it shall cease to be collected at the end of the calendar year in which the election is held, the ordinance or resolution shall stand repealed as of December thirty-first following the election, and the governing body may not impose the tax under the authority of this Act for collection within one year following

discontinuance of collection caused by the election, and then only if a new resolution or ordinance is passed. The governing body at any time may discontinue the tax, but an election may not be held oftener than once a year.

Sec. 10. Section twenty-six point six (26.6), Code 1971, is amended as follows:

**26.6 POPULATION OF COUNTIES, TOWNSHIPS, CITIES, AND TOWNS.**

Whenever the population of any county, township, city, or town is referred to in any law of this state, it shall be determined by the last certified, or certified and published, official census unless otherwise provided. However, the population figure disclosed for any city or town as the result of a special federal census as modified as the result of consolidation or annexation in the manner provided in sections 312.3, and 123.50, shall be considered for no other purposes than the application of sections 123.50 [and], 312.3 and the provisions of this Act. Whenever a special federal census is hereafter taken by any city or town, the mayor and council shall certify the said census as soon as possible to the secretary of state and to the treasurer of state as otherwise herein provided, and failing to do so, the treasurer of state shall, after six months from the date of said special census, turn over such moneys as authorized by sections 123.50 and 312.3 to the general fund of the state, and continue to do so until such time as certification by said mayor and council is made, or until the next decennial federal census. If there be a difference between the original certified record in the office of the secretary of state and the published census the former shall prevail.

Sec. 11. Section four hundred twenty-two point seventy-two (422.72), subsection one (1), Code 1971, is amended as follows:

1. It shall be unlawful for the director, or any person having an administrative duty under this chapter, to divulge or to make known in any manner whatever, the business affairs, operations, or information obtained by an investigation of records and equipment of any person or corporation visited or examined in the discharge of official duty, or the amount or source of income, profits, losses, expenditures or any particular thereof, set forth or disclosed in any return, or to permit any return or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person except as provided by law; provided, however, that the director may authorize examination of such returns by other state officers, *by Iowa city and county officials*, or, if a reciprocal arrangement exists, by tax officers of another state, or the federal government. This subsection shall prevail over the provisions of any general law of this

state relating to public records.

2. Strike lines 646 and 647 and insert in lieu thereof the words "providing for imposition of a local sales tax."

3. Renumber sections and correct internal references as required by this amendment.

Roll call was requested by Andersen of Woodbury, District 23, and Rex of Hamilton, District 31.

On the question "Shall the amendment be adopted?"

The ayes were, 37:

Andersen	Kehe	Mollett	Strothman
Bergman	Kelly	Nielsen	Taylor
Christensen	Knoblauch	Pierson	Tieden
Clark	Kruse	Rex	Trowbridge
Doyle	Logemann	Sargisson	Varley
Egenes	McCormick	Schwartz	Waugh
Fisher, C. R.	Mendenhall	Schwieger	Welden
Freeman	Menefee	Shaw	Winkelman
Goode	Millen	Stokes	Wirtz
Grassley			

The nays were, 49:

Alt	Hansen	Miller	Schroeder
Blouin	Hill	Moffitt	Scott
Bray	Holden	Monroe	Siglin
Camp	Husak	Norpel	Skinner
Campbell	Jesse	Nystrom	Small
Cochran	Kennedy	Patton	Sorg
Curtis	Knoke	Pellett	Stanley
Den Herder	Kreamer	Pelton	Strand
Dougherty	Larson	Priebe	Wells
Drake	Lipsky	Radl	Willits
Ellsworth	McElroy	Roorda	Wyckoff
Franklin	Middleswart	Schmeiser	Mr. Speaker
Gluba			

Absent or not voting, 14:

Anania	Ewell	Kinley	Rodgers
Bennett	Fischer, H. O.	Lawson	Stromer
Dunton	Hamilton	Mayberry	Uban
Edelen	Johnston		

The amendment lost.

Small of Johnson, District 69, offered the following amendment filed by Small, et al., from the floor and moved its adoption:

Amend the report of the committee of the whole to House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House as follows:

1. By inserting after line 410 the following new section:

"Section four hundred twenty-two point nine (422.9), subsection two (2), Code 1971, is amended by striking paragraph 'b'."

2. Renumber sections and correct internal references as necessary in accordance with this amendment.

The amendment lost.

Small of Johnson, District 69, offered the following amendment filed by Small, et al., from the floor:

Amend the report of the committee of the whole to House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House as follows:

1. By inserting after line 410 the following new section:

"Section four hundred twenty-two point nine (422.9), Code 1971, is amended by adding the following new subsection:

"The deductions otherwise allowable under this section are subject to one of the following limitations, at the taxpayer's option:

a. A maximum amount equal to twenty-five percent of the taxpayer's net income for all deductions otherwise allowable other than the medical expense deduction and nonreimbursable casualty loss, plus the total medical expense deduction and non-reimbursable casualty losses otherwise allowable.

b. A maximum amount equal to fifty percent of the taxpayer's net income for all deductions otherwise allowable."

2. Renumber sections and correct internal references as necessary in accordance with this amendment.

Skinner of Polk, District 6, moved that the House adjourn until 8:30 a.m. Wednesday, May 12, 1971.

Roll call was requested by Skinner of Polk, District 60, and Jesse of Polk, District 58.

On the question "Shall the motion prevail?"

The ayes were, 25:

Blouin	Jesse	Norpel	Scott
Bray	Kennedy	Patton	Skinner
Cochran	Knoblauch	Priebe	Small
Doyle	Larson	Radi	Wells
Franklin	Middleswart	Sargisson	Willits
Gluba	Monroe	Schwartz	Wyckoff
Husak			

The nays were, 59:

Alt	Campbell	Den Herder	Ellsworth
Andersen	Christensen	Dougherty	Freeman
Bergman	Clark	Drake	Goode
Camp	Curtis	Egenes	Grassley

Hansen	Mendenhall	Rex	Strothman
Hill	Menefee	Roorda	Taylor
Holden	Millen	Schroeder	Tieden
Kehe	Miller	Schwieger	Trowbridge
Kelly	Moffitt	Shaw	Varley
Knoke	Mollett	Siglin	Waugh
Kreamer	Nielsen	Sorg	Welden
Kruse	Nystrom	Stanley	Winkelman
Lipsky	Pellett	Stokes	Wirtz
Logemann	Pelton	Strand	Mr. Speaker
McElroy	Pierson	Stromer	

## Absent or not voting, 16:

Anania	Ewell	Johnston	McCormick
Bennett	Fischer, H. O.	Kinley	Rodgers
Dunton	Fisher, C. R.	Lawson	Schmeiser
Edelen	Hamilton	Mayberry	Uban

The motion lost.

Small of Johnson, District 69, moved the adoption of the Small, et al., amendment.

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

## The ayes were, 29:

Andersen	Gluba	Moffitt	Schwartz
Bergman	Husak	Monroe	Scott
Blouin	Jesse	Norpel	Skinner
Bray	Kennedy	Patton	Small
Cochran	Knoblauch	Pelton	Wells
Dougherty	Larson	Priebe	Willits
Egenes	Lipsky	Sargisson	Wyckoff
Franklin			

## The nays were, 50:

Alt	Hill	Miller	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Kehe	Nystrom	Stromer
Christensen	Kelly	Pellett	Strothman
Clark	Knoke	Pierson	Tieden
Curtis	Kreamer	Roorda	Trowbridge
Den Herder	Kruse	Schroeder	Varley
Drake	Logemann	Schwieger	Waugh
Ellsworth	Mayberry	Shaw	Welden
Freeman	McElroy	Siglin	Winkelman
Goode	Mendenhall	Sorg	Wirtz
Grassley	Menefee	Stanley	Mr. Speaker
Hansen	Millen		

## Absent or not voting, 21:

Anania	Fischer, H. O.	Lawson	Rex
Bennett	Fisher, C. R.	McCormick	Rodgers
Doyle	Hamilton	Middleswart	Schmeiser
Dunton	Johnston	Mollett	Taylor
Edelen	Kinley	Radl	Uban
Ewell			

The amendment lost.

Shaw of Scott, District 78, offered the following amendment from the floor, filed by Shaw, et al.:

Amend the committee of the whole amendments proposed to House File 654 and found on pages 1362 through 1374 of the House Journal of May 7, by striking lines 383 through 647, inclusive, and inserting in lieu thereof the following:

(1) Section four hundred twenty-two point five (422.5), subsections one (1) through seven (7), Code 1971, are amended as follows:

1. On the first one thousand dollars of taxable income, or any part thereof, [three-fourths of] one percent.
2. On the second thousand dollars of taxable income, or any part thereof, [one and one-half] *two* percent.
3. On the third thousand dollars of taxable income, or any part thereof, [two and one-fourth] *three* percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, [three] *four* percent.
5. On the fifth, sixth and seventh thousand dollars of taxable income, or any part thereof, [three and three-fourths] *five* percent.
6. On the eighth thousand dollars of taxable income, or any part thereof, [four and one-half] *six* percent, and on all taxable income in excess of seven thousand dollars, [four and one-half] *six* percent.
7. In addition to the tax imposed in the above subsections of this section, on all taxable income in excess of nine thousand dollars, [three-fourths] *one* percent. [This additional tax shall be effective for all taxable years ending after January 1, 1965, except that for taxable years beginning before January 1, 1965, and ending thereafter, shall be collected on the basis of the proportion which the number of months in any such fiscal year, commencing with the month of January 1965, bears to the total year. This additional tax shall be in lieu of all taxes imposed by section 429.2 on the property therein described of individuals, administrators, executors, guardians, conservators, trustees or an agent or nominee thereof.]

(2) Section four hundred twenty-two point thirty-three (422.33), unnumbered paragraphs two (2), three (3) and four (4), Code 1971, are amended as follows:

On the first twenty-five thousand dollars of taxable income, or any part thereof, the rate of [four] *six* percent.

On taxable income between twenty-five thousand dollars and one hundred thousand dollars or any part thereof, the rate of [six] *eight* percent.

On taxable income of one hundred thousand dollars or more, the rate of [eight] *ten* percent.

(3) The provisions of sections (1) and (2) of this amendment shall become effective for all taxable years ending after January 1, 1971, except that for taxable years beginning before January 1, 1971, and ending thereafter, the tax collected shall be collected on the basis of the proportion which the number of months in any such fiscal year commencing with the month of January 1971, bears to the total year.

Division of the amendment was requested.

Shaw of Scott, District 78, moved the adoption of lines 1 through 38 of the Shaw, et al., amendment.

Roll call was requested by Shaw of Scott, District 78, and Lipsky of Linn, District 46.

On the question "Shall lines 1 through 38 of the amendment be adopted?"

**The ayes were, 28:**

Andersen	Egenes	Mayberry	Shaw
Bray	Hill	Mollett	Siglin
Camp	Kehe	Nystrom	Skinner
Campbell	Kelly	Pelton	Sorg
Christensen	Kreamer	Pierson	Stanley
Clark	Lawson	Schroeder	Taylor
Drake	Lipsky	Schwieger	Welden

**The nays were, 59:**

Alt	Grassley	Moffitt	Stokes
Bennett	Husak	Monroe	Strand
Bergman	Jesse	Nielsen	Stromer
Blouin	Kennedy	Norpel	Strothman
Cochran	Knoblauch	Patton	Tieden
Curtis	Knoke	Pellett	Trowbridge
Den Herder	Kruse	Priebe	Varley
Dougherty	Larson	Radl	Waugh
Doyle	Logemann	Rex	Wells
Ellsworth	McElroy	Roorda	Willits
Fisher, C. R.	Mendenhall	Sargisson	Winkelman
Franklin	Menefee	Schmeiser	Wirtz
Freeman	Middleswart	Schwartz	Wyckoff
Gluba	Miller	Scott	Mr. Speaker
Goode	Miller	Small	

**Absent or not voting, 13:**

Anania	Fischer, H. O.	Holden	McCormick
Dunton	Hamilton	Johnston	Rodgers
Edelen	Hansen	Kinley	Uban
Ewell			

Division 1 of the amendment lost.

Shaw of Scott, District 78, asked for unanimous consent that the remainder of her amendment be withdrawn.

Objection was raised.

Goode of Davis, District 98, moved that the remainder of the Shaw, et al., amendment be withdrawn.

The motion prevailed.

Gluba of Scott, District 76, offered the following amendment from the floor and moved its adoption :

Amend the report of the committee of the whole on House File 654, filed May 7, 1971, commencing on page 1362 of the Journal of the House, as follows:

1. By inserting after line 635 the following new sections:

Sec. .... DEFINITIONS. For the purposes of this Act, unless the context otherwise requires:

1. "Income" means the net income as defined in section four hundred twenty-two point seven (422.7) of the Code of the person claiming the credit, plus the amount of capital gains excluded from the adjusted gross income, interest and dividends from federal securities, social security benefits, and income from other tax-exempt retirement or pension plans and includes any income of the spouse, brother, sister, son, and daughter of the person claiming the credit, if living with the person claiming the credit.

2. "Homestead" means homestead as defined in section four hundred twenty-five point eleven (425.11) of the Code, and in addition, includes a dwelling or part of a multi-dwelling which is owned or rented and in which the person claiming the credit actually resides and a mobile home which is owned or rented by the person claiming the credit and in which the person claiming the credit actually resides.

3. "Property taxes accrued" means property taxes levied on the homestead in the preceding year, exclusive of special assessments, delinquent interest and charges, and collectible during the same year in which the credit is claimed.

4. "Gross rent" means rental paid solely for the right of occupancy of a homestead, exclusive of charges for any utilities, services, furnishings, or personal property appliances furnished by the landlord as a part of the rental agreement.

5. "Rent constituting property taxes accrued" means twenty percent of the gross rent actually paid on the homestead during the preceding calendar year by the person claiming the credit.

Sec. .... CLAIM FOR PROPERTY TAXES ACCRUED. Any person sixty-five years of age or older or totally disabled shall be entitled to a credit against his state income taxes for property taxes accrued based upon his income. The



amount of any credit shall be computed in accordance with the following table:

<p>If the person's income is:</p>	<p>He shall be entitled to a credit against his state income taxes equal to the amount by which the property taxes accrued on his homestead exceeds the following percentage of his income:</p>
Less than \$1,000	2%
\$1,000 or over and less than \$2,000	3%
\$2,000 or over and less than \$3,000	4%
\$3,000 or over and less than \$4,000	5%
\$4,000 or over and less than \$5,000	6%

Any person sixty-five years of age or older or totally disabled with an income of five thousand dollars or more shall receive no credit against his income taxes for property taxes accrued.

When a homestead is owned by two or more persons as joint tenants or tenants in common and one or more of these persons does not reside in the homestead, the property tax is the same proportion of the property tax levied as the proportion of ownership of the homestead by the person claiming the credit.

When a person owns his homestead for part of the preceding year and rents it or a different homestead for a part of that year, property tax means only the property tax on the homestead multiplied by the percentage of twelve months that the property was owned and occupied by the person claiming the credit.

In no event shall the credit exceed the amount of the property tax accrued.

**Sec. .... CLAIM FOR RENT CONSTITUTING PROPERTY TAXES ACCRUED.** Any person who is not eligible for the credit provided in the prior section of this Act and who is sixty-five years of age or older or is totally disabled shall be entitled to a credit against his state income taxes for rent constituting property taxes accrued based upon his income. The amount of any credit shall be computed in accordance with the following table:

<p>If the person's income is:</p>	<p>He shall be entitled to a credit against his state income taxes equal to the amount by which the rent constituting property taxes accrued on his homestead exceeds the following percentage of his income:</p>
Less than \$1,000	2%
\$1,000 or over and less than \$2,000	3%
\$2,000 or over and less than \$3,000	4%
\$3,000 or over and less than \$4,000	5%
\$4,000 or over and less than \$5,000	6%

Any person sixty-five years of age or older or totally disabled with an income of five thousand dollars or more shall receive no credit against his income taxes for rent constituting property taxes accrued.

If a claim is based on rent constituting property taxes accrued, the person filing the claim shall have rented property during the entire preceding calendar year for which he has filed a claim.

If two or more persons are qualified to file a claim for the same homestead, the persons shall determine which person shall file the claim.

Sec. .... CLAIM AS INCOME TAX CREDIT OR REBATE. If the allowable amount of a claim filed pursuant to this Act exceeds the income tax due on the person's income, or if there is no income tax due, the amount of the claim not used as a credit against state income taxes shall be paid to the person making the claim from the state general fund.

No interest shall be paid on any payment made to any person under the provisions of this Act.

Sec. .... LIMITATIONS. The credit allowed under the provisions of this Act shall be subject to the following limitations:

1. Only one person shall be entitled to the credit for a homestead for each taxable year.
2. The amount of the credit which shall be allowed in any taxable year for property taxes accrued or rent constituting property taxes accrued shall not exceed three hundred dollars.

Sec. .... SATISFACTION OF OUTSTANDING TAX LIABILITIES. The amount of any claim payable under the provisions of this Act may be applied by the director of revenue against any outstanding tax liability in the name of the state against the person filing the claim.

Sec. .... FILING DATE. No credit for property taxes accrued or rent constituting property taxes accrued shall be allowed or paid unless the claim is filed with the director of revenue on or before April thirtieth of each year.

In the case of illness, absence, or disability, or when in the judgment of the director of revenue good cause exists, he may extend the time for filing a claim under the provisions of this Act for a period not to exceed six months.

Sec. .... PROOF OF CLAIM. Every person filing a claim for a credit for property taxes accrued or rent constituting property taxes accrued shall submit the following proof to the director of revenue to support his claim:

1. That he was sixty-five years of age or totally disabled before midnight on December thirty-first of the year immediately preceding the year the tax was levied or the rent was paid.

2. Statement of income.
3. Receipts for rent paid.
4. Name and address of the owner or manager of property rented.
5. Property taxes accrued.
6. Description of the property claimed as a homestead.
7. A statement that the property taxes accrued have been or will be paid.
8. A statement that there are no delinquent property taxes on the homestead.

Sec. .... ADMINISTRATION—RULES AND REGULATIONS. The director of revenue shall prescribe and make available the necessary forms with instructions for persons filing a claim for property taxes accrued or rent constituting property taxes accrued, including forms which may be filed as a part of the individual state income tax return.

The director may promulgate rules and regulations necessary to carry out the provisions of this Act.

Sec. .... AUDIT OF CLAIM. The department of revenue shall audit each claim and if the director of revenue determines that the amount of the credit has been incorrectly determined, he shall redetermine the claim and give notice, in writing, to the person filing the claim of the redetermination and his reasons for it. The redetermination shall be final unless appealed to the district court within thirty days of receipt of the notice.

Sec. .... DENIAL OF CLAIM. Any person who files a claim for a credit which is excessive and was filed with fraudulent intent shall be guilty of a misdemeanor. Upon conviction of the person filing the excessive and fraudulent claim, the director of revenue shall disallow the credit in full. If the claim has been paid or the credit allowed against income tax, the credit allowed against the income tax shall be canceled and the amount paid shall be recovered in the same manner as delinquent income taxes.

Sec. .... RENTAL DETERMINATION. If a homestead is rented by a person from another person under circumstances deemed by the director of revenue not to be at arm's length, the director may determine the rent constituting property taxes accrued at arm's length, and the determination shall be final.

Sec. .... PUBLIC WELFARE RECIPIENTS EXCLUDED. Any person who is a recipient of public funds for the payment of the taxes or rent during the period for which the claim is filed shall not be entitled to benefits provided in sections twenty-three (23) through thirty-six (36), inclusive, of this Act.

Sec. .... APPEALS. If a claim for property taxes accrued or rent constituting property taxes accrued is filed and is disallowed in whole or in part, the person making such claim may appeal the disallowance by filing a petition in the district court within thirty days from the date the claim was disallowed.

Sec. .... Any person sixty-five years of age or older or totally disabled shall receive the credit provided in sections twenty-eight (28) through forty-one (41), inclusive, of this Act, in addition to any credits received pursuant to chapter four hundred twenty-five (425) of the Code.

2. Line 644, by inserting after the word "penalties" the words " , providing property tax relief for persons sixty-five years of age or older or totally disabled,".

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the amendment be adopted?"

The ayes were, 31:

Bennett	Gluba	Middleswart	Schwartz
Blouin	Husak	Monroe	Scott
Bray	Jesse	Norpel	Skinner
Cochran	Kelly	Patton	Small
Dougherty	Kennedy	Priebe	Wells
Doyle	Knoblauch	Radi	Willits
Drake	Larson	Sargisson	Wyckoff
Franklin	McCormick	Schmeiser	

The nays were, 59:

Alt	Hansen	Miller	Stanley
Andersen	Hill	Moffitt	Stokes
Bergman	Holden	Mollett	Strand
Camp	Kehe	Nielsen	Stromer
Campbell	Knoke	Nystrom	Strothman
Christensen	Kreamer	Pellett	Taylor
Clark	Kruse	Pelton	Tieden
Curtis	Lawson	Pierson	Trowbridge
Den Herder	Lipsky	Rex	Varley
Egenes	Logemann	Roorda	Waugh
Ellsworth	Mayberry	Schroeder	Welden
Fisher, C. R.	McElroy	Schwieger	Winkelman
Freeman	Mendenhall	Shaw	Wirtz
Goode	Menefee	Siglin	Mr. Speaker
Grassley	Millen	Sorg	

Absent or not voting, 10:

Anania	Ewell	Johnston	Rodgers
Dunton	Fischer, H. O.	Kinley	Uban
Edelen	Hamilton		

The amendment lost.

Clark of Lee, District 100, offered the following amendment filed by him and Millen of Van Buren, District 99, and moved its adoption:

Amend the report of the committee of the whole on House File 654 by inserting after line 635 the following new section:

"Notwithstanding any provisions of the Code, interstate bridges owned by a city or a town shall be subject to assessment and taxation; however, the levies imposed

shall only be those levies which a city or a town is authorized to levy by law. No other political subdivision of this state may impose a levy on interstate bridges."

The amendment was adopted.

Stromer of Hancock, District 8, asked for unanimous consent that he be permitted to offer corrective amendments.

Objection was raised.

Pierson of Mahaska, District 87, moved that the rules be suspended for the consideration of corrective amendments.

The Speaker ruled the motion out of order.

Den Herder of Sioux, District 1, moved the adoption of the report of the committee of the whole as amended.

Roll call was requested by Den Herder of Sioux, District 1, and Varley of Adair, District 84.

On the question "Shall the committee amendment as amended be adopted?"

The ayes were, 56:

Bergman	Knoke	Norpel	Stokes
Blouin	Kruse	Nystrom	Strand
Clark	Larson	Pierson	Stromer
Cochran	Logemann	Priebe	Strothman
Curtis	McCormick	Rex	Taylor
Den Herder	McElroy	Roorda	Tieden
Dougherty	Mendenhall	Sargisson	Trowbridge
Ellsworth	Menefee	Schmeiser	Varley
Fisher, C. R.	Middleswart	Schroeder	Waugh
Franklin	Miller	Schwartz	Welden
Grassley	Moffitt	Scott	Wells
Holden	Mollett	Siglin	Winkelman
Kehe	Monroe	Skinner	Wyckoff
Knoblauch	Nielsen	Sorg	Mr. Speaker

The nays were, 32:

Alt	Egenes	Kelly	Pelton
Andersen	Freeman	Kennedy	Radl
Bray	Gluba	Kreamer	Schwieger
Camp	Goode	Lawson	Shaw
Campbell	Hansen	Lipsky	Small
Christensen	Hill	Mayberry	Stanley
Doyle	Husak	Patton	Willits
Drake	Jesse	Pellett	Wirtz

Absent or not voting, 12:

Anania	Edelen	Hamilton	Millen
Bennett	Ewell	Johnston	Rodgers
Dunton	Fischer, H. O.	Kinley	Uban

The committee of the whole amendment as amended was adopted.

Den Herder of Sioux, District 1, offered the following amendment from the floor and moved its adoption :

Amend House File 654 by adding thereto the following section:

Section four hundred twenty-two point thirty-three (422.33), subsection one (1), paragraph b, unnumbered paragraph four (4), is amended as follows:

The gross sales of the corporation within the state shall be taken to be the gross sales from goods [sold and] delivered within the state. [, excluding deliveries for transportation out of the state.]

Roll call was requested by Den Herder of Sioux, District 1, and Drake of Muscatine, District 71.

On the question "Shall the amendment be adopted?"

The ayes were, 81:

Alt	Gluba	Millen	Small
Andersen	Goode	Miller	Sorg
Bergman	Grassley	Moffitt	Stanley
Blouin	Hansen	Mollett	Stokes
Bray	Hill	Nielsen	Strand
Camp	Holden	Norpel	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Kehe	Patton	Taylor
Clark	Kelly	Pellet	Tieden
Cochran	Kennedy	Pelton	Trowbridge
Curtis	Knoblauch	Pierson	Uban
Den Herder	Knoke	Priebe	Varley
Dougherty	Kruse	Roorda	Waugh
Doyle	Logemann	Sargisson	Welden
Drake	Mayberry	Schroeder	Wells
Egenes	McCormick	Schwartz	Willits
Ellsworth	McElroy	Schwieger	Winkelman
Ewell	Mendenhall	Scott	Wirtz
Fisher, C. R.	Menefee	Siglin	Wyckoff
Franklin	Middleswart	Shaw	Mr. Speaker
Freeman			

The nays were, 5:

Lawson	Radl	Rex	Skinner
Monroe			

Absent or not voting, 14:

Anania	Fischer, H. O.	Kinley	Lipsky
Bennett	Hamilton	Kreamer	Rodgers
Dunton	Husak	Larson	Schmeiser
Edelen	Johnston		

The amendment was adopted.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 654)

## The ayes were, 47:

Bergman	Holden	Moffitt	Stokes
Campbell	Knoblauch	Mollett	Stromer
Christensen	Knoke	Norpel	Strand
Clark	Kruse	Nystrom	Strothman
Cochran	Larson	Pierson	Taylor
Curtis	Logemann	Priebe	Tieden
Den Herder	McCormick	Rex	Trowbridge
Dougherty	McElroy	Roorda	Uban
Ellsworth	Mendenhall	Schmeiser	Varley
Fisher, C. R.	Menefee	Schroeder	Winkelman
Freeman	Middleswart	Scott	Mr. Speaker
Grassley	Miller	Siglin	

## The nays were, 44:

Alt	Gluba	Mayberry	Shaw
Andersen	Goode	Millen	Skinner
Bennett	Hansen	Monroe	Small
Blouin	Hill	Nielsen	Sorg
Bray	Husak	Patton	Stanley
Camp	Jesse	Pellett	Waugh
Doyle	Kehe	Pelton	Welden
Drake	Kelly	Radl	Wells
Egenes	Kennedy	Sargisson	Willits
Ewell	Lawson	Schwartz	Wirtz
Franklin	Lipsky	Schwieger	Wyckoff

## Absent or not voting, 9:

Anania	Fischer, H. O.	Johnston	Kreamer
Dunton	Hamilton	Kinley	Rodgers
Edelen			

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## MOTION TO RECONSIDER

(House File 654)

MR. SPEAKER: I move to reconsider the vote by which House File 654 failed to pass the House, on May 11, 1971.

PELTON of Clinton, District 74

## REPORT OF SIFTING COMMITTEE

(Noncontroversial Calendar)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

- S. F. 76 Temporary registration of snowmobiles. By Ollenburg.
- S. F. 116 COMMITTEE BILL. Penalty for violation of snowmobile regulations. By conservation and recreation.
- S. F. 138 Establish a chiropractic examining board fund. By Miller.
- \* S. F. 308 Delegates to political party caucuses and conventions. By Griffin and Walsh.

- S. F. 325 Escheat of unclaimed postal savings system accounts. By Mowry.
- S. F. 386 COMMITTEE BILL. Assignment of group life insurance. By commerce.
- S. F. 461 COMMITTEE BILL. Supreme court officers and employees and their duties. By judiciary.
- S. F. 507 COMMITTEE BILL. Relating to the Iowa crime commission. By state government.
- H. F. 567 Relating to commission form cities. By Schwartz and Goode.

ANDREW VARLEY, Chairman

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 349, 361 and 462.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 349, 361 and 462.

#### AMENDMENT FILED

- 1 Amend the Senate amendment to House File 14,
- 2 line 19, by striking the word "fifty" and inserting
- 3 in lieu thereof the word "twenty".

BLOUIN of Dubuque, District 49

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Wednesday, May 11, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Twenty-second Calendar Day—Eighty-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MAY 12, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Hume Ward, pastor of the Windsor Presbyterian Church, Des Moines, Iowa.

The Journal of Tuesday, May 11, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Fischer of Grundy, District 35, by the Speaker.

## PRESENTATION OF VISITORS

Schroeder of Pottawattamie, District 54, presented to the House the Honorable Laurence E. Allen, former member of the House in the Sixty-second General Assembly, representing Pottawattamie County.

Dunton of Keokuk, District 88, presented to the House the Honorable Rayman D. Logue, former member of the House in the Sixty-third General Assembly, representing Iowa County.

The Speaker announced that the following visitors were present in the House chamber:

Nineteen fifth grade students from Laurel School, Laurel, Iowa, accompanied by their teacher, Mrs. Patterson. By Miller of Marshall, District 36.

Thirty sixth grade students from Boone Valley Community School, Renwick, Iowa, accompanied by their teacher, Mrs. Gary Basler. By Stromer of Hancock, District 8, and Priebe of Kossuth, District 6.

Five senior government class students from Ames Senior High School, Ames, Iowa, accompanied by their teacher, Kenneth Page. By Egenes of Story, District 33, and Larson of Story, District 34.

Forty sixth grade students from Interstate 35 Community School,

St. Charles, Iowa, accompanied by their teachers, Mr. Shutz and Mrs. Williamson. By Siglin of Lucas, District 86.

Sixty fifth grade students from Whittier School, Indianola, Iowa, accompanied by Mrs. Augustine and Miss Ott. By Middleswart of Warren, District 93.

Forty-two fifth grade students from West Marshall School, Melbourne, Iowa, accompanied by their teachers, Mrs. Pickard and Mrs. McIntosh. By Miller of Marshall, District 36.

Forty-four senior students from Hiland Community School, Riverside, Iowa, accompanied by their teachers, Mr. McCracken, Mr. Scott and Mr. Anderson. By Campbell of Washington, District 89.

Thirty students from Hoover High School, Des Moines, Iowa, accompanied by their teacher, Mrs. Carol Axtele. By Willits of Polk, District 57.

Twenty-six eighth grade students from St. Joseph's School, Mason City, Iowa, accompanied by their teachers, Sister Mary Katherine, Sister Corine, Mrs. Don Patton and Mike Rothamel. By Lawson of Cerro Gordo, District 17.

Fifty sixth grade students from Prairie Community School, Gowrie, Iowa, accompanied by their teachers, Mrs. Moustgard and Mrs. Isom. By Cochran of Webster, District 29.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Varley of Adair, District 84, from eighteen residents of Taylor and Ringgold Counties opposing the repeal of the Iowa meat and poultry inspection law.

By Bergman of Osceola, District 3, from ten students and their supervisor of Melvin High School favoring eighteen years of age as the legal age for purchasing and drinking beer.

By Wells of Linn, District 44, from one hundred fifty-two students of Mount Mercy College, Cedar Rapids, Iowa, favoring the increase of one million dollars to the Iowa tuition grant program.

By Bergman of Osceola, District 3, from twenty-eight residents of Dickinson County favoring a funding for state meat inspection.

By Nielsen of Shelby, District 53, from thirty residents of Shelby County opposing House File 530 relating to collection of premium taxes on insurance premiums collected by non-profit hospital medical service corporations.

## INTRODUCTION OF BILLS

**House File 688**, by committee on appropriations, a bill for an act making an appropriation to the department of public instruction to provide school lunch assistance.

Read first time and placed on the appropriations calendar.

**House File 689**, by Taylor, Bennett, Logemann, Mendenhall, Scott, Priebe and Nielsen, a bill for an act to establish a county law enforcement unit and to transfer the duties of the constables, marshals, city policemen, and sheriffs' deputies to the county law enforcement unit.

Read first time and referred to sifting committee.

**House File 690**, by Ewell (Doderer), a bill for an act relating to campaign expenses, and providing penalties.

Read first time and referred to sifting committee.

**House File 691**, by committee on appropriations, a bill for an act to make an appropriation to the department of history and archives.

Read first time and placed on the appropriations calendar.

**House File 692**, by committee on appropriations, a bill for an act to appropriate administration and educational and training aid funds from the general fund of the state to the department of public instruction.

Read first time and placed on the appropriations calendar.

**House File 693**, by committee on appropriations, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission.

Read first time and placed on the appropriations calendar.

**House File 694**, by committee on appropriations, a bill for an act to appropriate from the motor vehicle fuel tax fund to the department of revenue.

Read first time and placed on the appropriations calendar.

**House File 695**, by committee on appropriations, a bill for an act to appropriate from the motor vehicle fuel tax fund for the biennium beginning July 1, 1971, and ending June 30, 1973, to the state comptroller.

Read first time and placed on the appropriations calendar.

**House File 696**, by committee on appropriations, a bill for an act to appropriate from the Iowa public employees' retirement system

fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system.

Read first time and placed on the appropriations calendar.

#### SENATE MESSAGE CONSIDERED

**Senate File 518**, a bill for an act relating to the condemnation of property by the county for flood and erosion control projects.

Read first time and referred to sifting committee.

#### CONSIDERATION OF BILLS

##### APPROPRIATIONS CALENDAR

**Senate File 526**, a bill for an act to make appropriations to the appointive members of the capitol planning commission for per diem compensation for services rendered, with report of committee recommending passage, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 526)

The ayes were, 90:

Anania	Freeman	Menefee	Scott
Andersen	Gluba	Millen	Shaw
Bennett	Goode	Miller	Siglin
Bergman	Grassley	Moffitt	Small
Elouin	Hansen	Mollett	Sorg
Bray	Hill	Monroe	Stanley
Camp	Holden	Nielsen	Stokes
Campbell	Husak	Norpel	Strand
Christensen	Jesse	Patton	Stromer
Clark	Kehe	Pellett	Strothman
Cochran	Kinley	Pelton	Taylor
Curtis	Knoblauch	Pierson	Tieden
Den Herder	Knoke	Priebe	Uban
Dougherty	Kreamer	Radl	Varely
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lawson	Roorda	Wells
Edelen	Lipsky	Sargisson	Willits
Egenes	Logemann	Schmeiser	Winkelman
Ellsworth	Mayberry	Schroeder	Wirtz
Ewell	McCormick	Schwartz	Wyckoff
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker
Franklin	Mendenhall		

The nays were, none.

Absent or not voting, 10:

Alt	Johnston	Middleswart	Skinner
Fischer, H. O.	Kelly	Nystrom	Trowbridge
Hamilton	Kennedy		

The bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

**MOTION TO RECONSIDER PREVAILS**  
(House File 654)

Pelton of Clinton, District 74, called up for consideration his motion to reconsider, and moved to reconsider the vote by which **House File 654** failed to pass the House on May 11, 1971.

A non-record roll call was requested.

The ayes were 73, nays 15.

The motion prevailed.

The House resumed consideration of House File 654, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax including withholding tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, including penalties, and increasing the state sales and use tax.

Varley of Adair, District 84, moved the previous question on House File 654 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 58, nays 31.

The motion having received a three-fifths majority prevailed.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 654)

The ayes were, 52:

Bergman	Dougherty	Husak	Millen
Camp	Drake	Knoke	Miller
Campbell	Edelen	Kruse	Moffitt
Christensen	Ellsworth	Logemann	Mollett
Clark	Fisher, C. R.	McElroy	Nielsen
Cochran	Freeman	Mendenhall	Norpel
Curtis	Grassley	Menefee	Pellett
Den Herder	Holden	Middleswart	Pelton

Pierson	Schmeiser	Strand	Trowbridge
Priebe	Schroeder	Stromer	Varley
Rex	Scott	Strothman	Welden
Rodgers	Siglin	Taylor	Winkelman
Roorda	Stokes	Tieden	Mr. Speaker

**The nays were, 41:**

Alt	Gluba	Kreamer	Schwieger
Anania	Goode	Larson	Shaw
Andersen	Hansen	Lawson	Small
Bennett	Hill	Mayberry	Sorg
Blouin	Jesse	McCormick	Stanley
Bray	Kehe	Monroe	Waugh
Doyle	Kelly	Patton	Wells
Dunton	Kennedy	Radl	Willits
Egenes	Kinley	Sargisson	Wirtz
Ewell	Knoblauch	Schwartz	Wyckoff
Franklin			

**Absent or not voting, 7:**

Fischer, H. O.	Johnston	Nystrom	Uban
Hamilton	Lipsky	Skinner	

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

**CONSIDERATION OF BILLS****APPROPRIATIONS CALENDAR**

**Senate Joint Resolution 10**, a joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the Senate membership, with report of committee recommending passage, was taken up for consideration.

Camp of Clinton, District 73, moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted?" (S.J.R. 10)

**The ayes were, 90:**

Alt	Cochran	Franklin	Kennedy
Anania	Curtis	Freeman	Kinley
Andersen	Den Herder	Gluba	Knoblauch
Bennett	Dougherty	Goode	Knoke
Bergman	Doyle	Grassley	Kreamer
Blouin	Drake	Hansen	Kruse
Bray	Dunton	Hill	Larson
Camp	Edelen	Holden	Logemann
Campbell	Egenes	Husak	Mayberry
Christensen	Ellsworth	Kehe	McCormick
Clark	Fisher, C. R.	Kelly	McElroy

Mendenhall	Pellett	Shaw	Trowbridge
Menefee	Pelton	Siglin	Uban
Middleswart	Pierson	Small	Varley
Millen	Priebe	Sorg	Waugh
Miller	Radl	Stanley	Welden
Moffitt	Rex	Stokes	Wells
Mollett	Rodgers	Strand	Willits
Monroe	Roorda	Stromer	Winkelman
Nielsen	Sargisson	Strothman	Wirtz
Norpel	Schmeiser	Taylor	Wyckoff
Nystrom	Schwieger	Tieden	Mr. Speaker
Patton	Scott		

The nays were, none.

Absent or not voting, 10:

Ewell	Jesse	Lipsky	Schwartz
Fischer, H. O.	Johnston	Schroeder	Skinner
Hamilton	Lawson		

The joint resolution having received a constitutional majority was declared to have been passed by the House and the title was agreed to.

**Senate File 487**, a bill for an act making appropriations to certain state agencies, with report of committee recommending passage, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 487)

The ayes were, 88:

Alt	Franklin	Menefee	Scott
Anania	Freeman	Middleswart	Shaw
Andersen	Gluba	Millen	Siglin
Bennett	Goode	Miller	Small
Bergman	Grassley	Moffitt	Sorg
Blouin	Hansen	Mollett	Stanley
Bray	Hill	Nielsen	Stokes
Camp	Holden	Nornel	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Kehe	Patton	Strothman
Clark	Kelly	Pellett	Taylor
Cochran	Kinley	Pelton	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Priebe	Uban
Dougherty	Kreamer	Radl	Varley
Doyle	Kruse	Rodgers	Waugh
Drake	Larson	Roorda	Wells
Dunton	Iogemann	Sargisson	Willits
Edelen	Mavberry	Schmeiser	Winkelman
Eenes	McCormick	Schroeder	Wirtz
Ellsworth	McElroy	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Ewell	Jesse	Lawson	Rex
Fischer, H. O.	Johnston	Lipsky	Skinner
Hamilton	Kennedy	Monroe	Welden

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

**House File 373**, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor:

Amend House File 373, page 2, by striking all of lines 9 through 13.

Ewell of Black Hawk, District 39, moved the previous question on House File 373 and all amendments filed thereto.

A non-record roll call was requested.

The ayes were 33, nays 51.

The motion having failed to receive a three-fifths majority, lost.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw his amendment.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 373)

The ayes were, 83:

Alt	Ewell	McCormick	Scott
Anania	Fisher, C. R.	McElroy	Shaw
Andersen	Franklin	Menefee	Siglin
Bennett	Gluba	Middleswart	Small
Bergman	Goode	Miller	Sorg
Blouin	Grassley	Moffitt	Stanley
Bray	Hansen	Mollett	Stokes
Camp	Hill	Nielsen	Strand
Campbell	Holden	Norpel	Stromer
Christensen	Husak	Nystrom	Strothman
Clark	Jesse	Patton	Taylor
Cochran	Kehe	Pellett	Trowbridge
Curtis	Kelly	Pelton	Varley
Den Herder	Kinley	Pierson	Waugh
Dougherty	Knoblauch	Priebe	Welden
Doyle	Knoke	Raddl	Wells
Drake	Kreamer	Rex	Willits
Dunton	Kruse	Sargisson	Winkelman
Edelen	Lawson	Schroeder	Wyckoff
Egenes	Logemann	Schwartz	Mr. Speaker
Ellsworth	Mayberry	Schwieger	



## The nays were, 5:

Freeman	Millen	Rodgers	Uban
Mendenhall			

## Absent or not voting, 12:

Fischer, H. O.	Kennedy	Monroe	Skinner
Hamilton	Larson	Roorda	Tieden
Johnston	Lipsky	Schmeiser	Wirtz

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

## WAYS AND MEANS CALENDAR

**House File 686**, a bill for an act relating to the review of school budgets for the school year commencing July 1, 1971 by the school budget review committee, and the filing of tentative budgets by individual school districts, was taken up for consideration.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (H.F. 686)

## The ayes were, 78:

Anania	Franklin	Middleswart	Shaw
Andersen	Freeman	Millen	Siglin
Bennett	Gluba	Miller	Small
Bergman	Goode	Moffitt	Stanley
Blouin	Grassley	Mollett	Stokes
Bray	Hansen	Nielsen	Strand
Camp	Hill	Norpel	Stromer
Campbell	Husak	Nystrom	Strothman
Christensen	Jesse	Patton	Taylor
Cochran	Kehe	Pellett	Trowbridge
Curtis	Kennedy	Pelton	Uban
Den Herder	Kinley	Pierson	Waugh
Dougherty	Knoke	Radl	Welden
Doyle	Kruse	Rodgers	Wells
Drake	Larson	Sargisson	Willits
Dunton	Logemann	Schroeder	Winkelman
Edelen	McCormick	Schwartz	Wirtz
Egenes	McElroy	Schwieger	Wyckoff
Ellsworth	Mendenhall	Scott	Mr. Speaker
Fisher, C. R.	Menefee		

## The nays were, 1:

Kelly

## Absent or not voting, 21:

Alt	Johnston	Mayberry	Schmeiser
Clark	Knoblauch	Monroe	Skinner
Ewell	Kreamer	Priebe	Sorg
Fischer, H. O.	Lawson	Rex	Tieden
Hamilton	Lipsky	Roorda	Varley
Holden			

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

#### SIFTING COMMITTEE CALENDAR

**Senate File 502**, a bill for an act relating to the establishment of water effluent standards, with report of committee recommending passage, was taken up for consideration.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 502)

The ayes were, 87:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Middleswart	Sielin
Bennett	Goode	Millen	Small
Bergman	Grassley	Miller	Sorg
Blouin	Hansen	Moffitt	Stanley
Bray	Hill	Mollett	Stokes
Camp	Holden	Nielsen	Stromer
Campbell	Husak	Norpel	Strothman
Christensen	Jesse	Nystrom	Taylor
Clark	Kehe	Patton	Tieden
Cochran	Kelly	Pellett	Trowbridge
Curtis	Kennedy	Pierson	Uban
Den Herder	Kinley	Priebe	Waugh
Dougherty	Knoblauch	Radl	Welden
Doyle	Knoke	Rex	Wells
Drake	Kruse	Rodgers	Willits
Dunton	Larson	Roorda	Winkelman
Edelen	Logemann	Sargisson	Wirtz
Ellsworth	Mayberry	Schroeder	Wyckoff
Ewell	McCormick	Schwartz	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, none.

Absent or not voting, 13:

Egenes	Kreamer	Monroe	Skinner
Fischer, H. O.	Lawson	Pelton	Strand
Hamilton	Lipsky	Schmeiser	Varley
Johnston			

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

**Senate File 326**, a bill for an act relating to the authority of the chemical technology review board, with report of committee recommending passage, was taken up for consideration.

Dougherty of Monroe, District 94, offered the following amendment filed by him and Drake of Muscatine, District 71, and moved its adoption:

Amend Senate File 326, as passed by the Senate, page 1, line 18, by striking the word "shall" and inserting in lieu thereof the word "may".

The amendment lost.

Campbell of Washington, District 89, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 326)

The ayes were, 84:

Alt	Gluba	Middleswart	Shaw
Anania	Goode	Miller	Siglin
Bergman	Grassley	Moffitt	Small
Blouin	Hansen	Mollett	Sorg
Bray	Holden	Nielsen	Stanley
Camp	Hill	Norpel	Strand
Campbell	Kehe	Nystrom	Stromer
Clark	Kelly	Patton	Strothman
Cochran	Kennedy	Pellett	Taylor
Curtis	Knoblauch	Pelton	Tieden
Den Herder	Knoke	Pierson	Trowbridge
Dougherty	Kreamer	Priebe	Uban
Doyle	Kruse	Radl	Varley
Drake	Larson	Rex	Waugh
Dunton	Lawson	Rodgers	Welden
Edelen	Logemann	Roorda	Wells
Egenes	Mayberry	Sargisson	Willits
Ellsworth	McCormick	Schroeder	Winkelman
Fisher, C. R.	McElroy	Schwartz	Wirtz
Franklin	Mendenhall	Schwieger	Wyckoff
Freeman	Menefee	Scott	Mr. Speaker

The nays were, 4:

Christensen	Husak	Schmeiser	Stokes
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Absent or not voting, 12:

Andersen	Fischer, H. O.	Johnston	Millen
Bennett	Hamilton	Kinley	Monroe
Ewell	Jesse	Lipsky	Skinner

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

**House File 666**, a bill for an act relating to salaries, vacation and sick leave for state employees, was taken up for consideration.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 666)

The ayes were, 88:

Alt	Freeman	McElroy	Schroeder
Anania	Gluba	Mendenhall	Schwartz
Bennett	Goode	Menefee	Scott
Bergman	Grassley	Middleswart	Siglin
Blouin	Hansen	Millen	Skinner
Bray	Hill	Miller	Small
Camp	Holden	Moffitt	Stokes
Campbell	Husak	Mollett	Strand
Christensen	Jesse	Monroe	Stromer
Clark	Kelly	Nielsen	Strothman
Cochran	Kennedy	Norpel	Taylor
Curtis	Kinley	Nystrom	Tieden
Den Herder	Knoblauch	Patton	Trowbridge
Dougherty	Knoke	Pellett	Varley
Doyle	Kreamer	Pelton	Waugh
Drake	Kruse	Pierson	Welden
Dunton	Larson	Priebe	Wells
Edelen	Lawson	Rex	Willits
Egenes	Lipsky	Rodgers	Winkelman
Ellsworth	Logemann	Roorda	Wirtz
Fisher, C. R.	Mayberry	Sargisson	Wyckoff
Franklin	McCormick	Schmeiser	Mr. Speaker

The nays were, 5:

Kehe	Sorg	Stanley	Uban
Radl			

Absent or not voting, 7:

Andersen	Fischer, H. O.	Johnston	Shaw
Ewell	Hamilton	Schwieger	

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

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

Drake of Muscatine, District 71, asked and received unanimous consent to consider bills on the noncontroversial calendar.

#### NONCONTROVERSIAL CALENDAR

**House File 567**, a bill for an act relating to commission form cities, with report of committee recommending passage, was taken up for consideration.

Schwartz of Wapello, District 97, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 567)

The ayes were, 78:

Alt	Freeman	Middleswart	Siglin
Anania	Gluba	Miller	Small
Andersen	Goode	Moffitt	Sorg
Bergman	Grassley	Monroe	Stanley
Blouin	Hansen	Nystrom	Stokes
Bray	Hill	Patton	Stromer
Camp	Holden	Pellett	Strothman
Campbell	Husak	Pelton	Taylor
Christensen	Kehe	Priebe	Tieden
Clark	Knoke	Radl	Trowbridge
Cochran	Kreamer	Rex	Uban
Curtis	Kruse	Rodgers	Varley
Dougherty	Larson	Roorda	Waugh
Doyle	Lawson	Sargisson	Wells
Drake	Lipsky	Schmeiser	Willits
Dunton	Mayberry	Schroeder	Winkelman
Edelen	McCormick	Schwartz	Wirtz
Egenes	McElroy	Schwieger	Wyckoff
Ellsworth	Mendenhall	Scott	Mr. Speaker
Ewell	Menefee		

The nays were, 1:

Millen

Absent or not voting, 21:

Bennett	Jesse	Knoblauch	Pierson
Den Herder	Johnston	Logemann	Shaw
Fischer, H. O.	Kelly	Mollett	Skinner
Fisher, C. R.	Kennedy	Nielsen	Strand
Franklin	Kinley	Norpel	Welden
Hamilton			

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

**Senate File 308**, a bill for an act relating to delegates to political party caucuses and conventions, with report of committee recommending passage, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 308)

The ayes were, 86:

Alt	Cochran	Ewell	Kehe
Anania	Curtis	Fisher, C. R.	Kelly
Andersen	Den Herder	Freeman	Knoke
Bergman	Dougherty	Gluba	Kreamer
Blouin	Doyle	Goode	Kruse
Bray	Drake	Grassley	Larson
Camp	Dunton	Hansen	Lawson
Campbell	Edelen	Hill	Lipsky
Christensen	Egenes	Holden	Logemann
Clark	Ellsworth	Husak	Mayberry

McCormick	Patton	Schwartz	Tieden
McElroy	Pellett	Schwieger	Trowbridge
Mendenhall	Pelton	Scott	Uban
Menefee	Pierson	Siglin	Varley
Middleswart	Priebe	Small	Waugh
Millen	Radl	Stanley	Wells
Miller	Rex	Stokes	Willits
Moffitt	Rodgers	Strand	Winkelman
Monroe	Roorda	Stromer	Wirtz
Nielsen	Sargisson	Strothman	Wyckoff
Norpel	Schmieser	Taylor	Mr. Speaker
Nystrom	Schroeder		

The nays were, none.

Absent or not voting, 14:

Bennett	Jesse	Knoblauch	Skinner
Fischer, H. O.	Johnston	Mollett	Sorg
Franklin	Kennedy	Shaw	Welden
Hamilton	Kinley		

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

**Senate File 325**, a bill for an act relating to escheat of unclaimed postal savings system accounts, with report of committee recommending passage, was taken up for consideration.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 325)

The ayes were, 86:

Alt	Freeman	Miller	Siglin
Anania	Gluba	Moffitt	Small
Andersen	Goode	Monroe	Sorg
Bergman	Grassley	Nielsen	Stanley
Blouin	Hansen	Norpel	Stokes
Bray	Hill	Nystrom	Strand
Camp	Holden	Patton	Stromer
Campbell	Husak	Pellett	Strothman
Christensen	Jesse	Pelton	Taylor
Clark	Kehe	Pierson	Tieden
Cochran	Kelly	Priebe	Trowbridge
Curtis	Knoke	Radl	Uban
Den Herder	Kreamer	Rex	Varley
Dougherty	Kruse	Rodgers	Waugh
Doyle	Larson	Roorda	Welden
Drake	Logemann	Sargisson	Wells
Dunton	Mayberry	Schmeiser	Willits
Edelen	McCormick	Schroeder	Winkelman
Egenes	McElroy	Schwartz	Wirtz
Ellsworth	Mendenhall	Schwieger	Wyckoff
Ewell	Menefee	Scott	Mr. Speaker
Fisher, C. R.	Middleswart		

The nays were, 1:

Lipsky

## Absent or not voting, 13:

Bennett	Johnston	Knoblauch	Mollett
Fischer, H. O.	Kennedy	Lawson	Shaw
Franklin	Kinley	Millen	Skinner
Hamilton			

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

## HOUSE FILE 397 WITHDRAWN

Pelton of Clinton, District 74, asked and received unanimous consent to withdraw **House File 397** from further consideration by the House.

**Senate File 507**, a bill for an act relating to the Iowa crime commission, with report of committee recommending passage, was taken up for consideration.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 507)

## The ayes were, 80:

Alt	Fisher, C. R.	Miller	Scott
Anania	Freeman	Moffitt	Siglin
Andersen	Goode	Monroe	Small
Bergman	Grassley	Nielsen	Sorg
Blouin	Hansen	Norpel	Stanley
Bray	Hill	Nystrom	Stokes
Camp	Holden	Patton	Strand
Campbell	Kehe	Pellett	Stromer
Christensen	Knoke	Pelton	Strothman
Clark	Kreamer	Pierson	Taylor
Cochran	Kruse	Priebe	Tieden
Curtis	Lawson	Radl	Trowbridge
Den Herder	Lipsky	Rex	Varley
Dougherty	Logemann	Rodgers	Waugh
Doyle	Mayberry	Roorda	Wells
Drake	McCormick	Sargisson	Willits
Dunton	McElroy	Schmeiser	Winkelman
Edelen	Mendenhall	Schroeder	Wirtz
Ellsworth	Menefee	Schwartz	Wyckoff
Ewell	Middleswart	Schwieger	Mr. Speaker

## The nays were, 3:

Husak	Kelly	Larson
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## Absent or not voting, 17:

Bennett	Hamilton	Kinley	Shaw
Egenes	Jesse	Knoblauch	Skinner
Fischer, H. O.	Johnston	Millen	Uban
Franklin	Kennedy	Mollett	Welden
Gluba			

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

#### HOUSE FILE 649 WITHDRAWN

Fisher of Greene, District 56, asked and received unanimous consent to withdraw **House File 649** from further consideration by the House.

#### SENATE FILE 296 PENDING

#### SENATE FILE 296 SUBSTITUTED FOR HOUSE FILE 349

Strothman of Henry, District 90, asked and received unanimous consent to substitute Senate File 296 for House File 349.

**Senate File 296**, a bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties, with report of committee recommending passage, was taken up for consideration.

Fisher of Greene, District 56, offered the following amendment filed by him and moved its adoption:

Amend Senate File 296, as passed by the Senate and reprinted, page 10, by inserting after line 3 the following new section:

"Sec. 34. The Iowa soybean promotion board shall not be a state agency."

The amendment was adopted.

Fisher of Greene, District 56, offered the following amendment filed by him and moved its adoption:

Amend Senate File 296, as passed by the Senate and reprinted, as follows:

Page 7A, by striking from lines 18 and 19 the following: "Odd lot purchases of less than one hundred bushels are exempted from this Act."

The amendment was adopted.

Winkelman of Calhoun, District 26, offered the following amendment from the floor:

Amend Senate File 296, as passed by the Senate and reprinted, as follows:

1. Page 2, line 22, by inserting after the word "year" the words "who shall be entitled to only one vote as a production unit as defined in subsection 12 of this section".

2. Page 3, by adding after line 6, the following



new subsection: "12. 'Production unit' means any separate, individual soybean-producing entity consisting of an individual, individuals, firm, corporation, partnership, or association."

3. Page 3, line 12, by striking the word "Producers" and inserting in lieu thereof the words "Each producer representing a production unit".

4. Page 3, line 14, by striking the words "a majority" and inserting in lieu thereof the words "sixty percent".

5. Page 3, line 14, by striking the word "producers" and inserting in lieu the words "production units".

6. Page 6, line 30, by inserting after the word "ballots" the words " , subject to plurality requirements under section three (3) of this Act".

7. Page 6, line 32, by striking the words "producers are" and inserting in lieu thereof the words "one producer per production unit is".

8. Page 6, line 34, by striking the words "they reside. A" and inserting in lieu thereof the words "he resides. Such".

9. Page 7A, line 1, by striking the word "producer" and inserting in lieu thereof the words "production unit".

10. Page 7A, line 6, by inserting after the word "Act" the words " , except as otherwise provided in this Act".

11. Page 7A, line 6, by striking the word "one-half" and inserting in lieu thereof the word "one-fourth".

12. Page 7A, line 18, by inserting after the period the words "The first purchaser shall be entitled to a commission of five percent of the amount of assessments collected, not to exceed three hundred fifty dollars per year as compensation for collecting and remitting the assessments. The first purchaser shall compute, withhold, and report the amount of his commission at the time of remitting the assessments to the board".

13. Page 8A, line 3, by striking the words "a majority" and inserting in lieu thereof the words "sixty percent".

14. Page 8A, line 3, by striking the word "producers" and substituting therefor the words "production units".

15. Page 8A, lines 8 and 9, by inserting after the word "producers" the words "representing production units".

Division of the amendment was requested. Division 1 to be amendments 1, 2, 3, 5, 7, 8, 9, 14 and 15; division 2 to be amendments 4, 6 and 13; division 3 to be amendments 10 and 12, and division 4 to be amendment 11.

Winkelman of Calhoun, District 26, moved the adoption of division 1 amendments 1, 2, 3, 5, 7, 8, 9, 14 and 15 of his amendment.

A non-record roll call was requested.

The ayes were 23, nays 55.

Division 1 of the amendment lost.

Winkelman of Calhoun, District 26, moved the adoption of division 2, amendments 4, 6 and 13, of his amendment.

Roll call was requested by Winkelman of Calhoun, District 26, and Schroeder of Pottawattamie, District 54.

On the question "Shall division 2 of the amendment be adopted?"

The ayes were, 21:

Christensen	Knoke	Roorda	Strand
Freeman	Kreamer	Schroeder	Waugh
Goode	Monroe	Schwieger	Welden
Grassley	Nielsen	Stanley	Winkelman
Hill	Pellet	Stokes	Mr. Speaker
Kelly			

The nays were, 57:

Alt	Edelen	Logemann	Rodgers
Anania	Egenes	McCormick	Sargisson
Andersen	Ellsworth	McElroy	Schmeiser
Bennett	Fisher, C. R.	Mendenhall	Schwartz
Bergman	Franklin	Menefee	Scott
Blouin	Gluba	Middleswart	Shaw
Bray	Hansen	Millen	Small
Campbell	Husak	Miller	Strothman
Clark	Jesse	Moffitt	Taylor
Cochran	Kehe	Norpel	Uban
Curtis	Kinley	Patton	Wells
Dougherty	Knoblauch	Pierson	Willits
Doyle	Kruse	Priebe	Wirtz
Drake	Lipsky	Rex	Wyckoff
Dunton			

Absent or not voting, 22:

Camp	Johnston	Nystrom	Sorg
Den Herder	Kennedy	Pelton	Stromer
Ewell	Larson	Radl	Tieden
Fischer, H. O.	Lawson	Siglin	Trowbridge
Hamilton	Mayberry	Skinner	Varley
Holden	Mollett		

Division 2 of the amendment lost.

(Senate File 296 and divisions 3 and 4 of the Winkelman amendment pending.)

#### HOUSE FILE 349 WITHDRAWN

Strothman of Henry, District 90, asked and received unanimous consent to withdraw **House File 349** from further consideration by the House.

## REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- S. F. 468 COMMITTEE BILL. Relating to the control of certain drugs. By law enforcement.
- S. F. 449 COMMITTEE BILL. Purchase and use of state-owned automobiles. By state government.
- H. F. 454 Relating to motor vehicle registration cards. By Millen. (Filed 4-12-71) (Companion Bill S. F. 231)

ANDREW VARLEY, Chairman

REPORT OF SIFTING COMMITTEE  
(Noncontroversial Calendar)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

- H. F. 367 Relating to joint planning commissions. By Lawson.
- H. F. 514 Relating to county conservation boards. By Alt, et al.
- H. F. 687 Relating to the authority of the auditor of state. By county government.
- S. F. 289 Providing protective eyeglass lens. By Doderer and Conklin.
- S. F. 302 Reporting of motor vehicle accidents. By Conklin.
- S. F. 345 COMMITTEE BILL. Protection for officers at the Iowa security medical facility. By social services.
- S. F. 460 COMMITTEE BILL. Enactment of the uniform partnership act. By judiciary.

ANDREW VARLEY, Chairman

## AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 129 by
- 2 adding after the comma following the word "regents"
- 3 in line 21 the words "the commission for the blind".

FISHER of Greene, District 56  
 DRAKE of Muscatine, District 71  
 BENNETT of Polk, District 59  
 WELDEN of Hardin, District 32

- 1 Amend House File 454 by adding the following new
- 2 sections:
- 3 Sec. 2 Section three hundred twenty-one point
- 4 one hundred sixty-three (321.163), Code 1971, is hereby
- 5 amended as follows:
- 6 321.163 CONTRACTS FOR PLATES. The commissioner
- 7 shall, subject to the approval of the executive council,

8 purchase all number plates, [containers,] and other  
 9 supplies required by this chapter, except printing and  
 10 except expenditures of less than one hundred dollars,  
 11 after receiving competitive bids under open specifica-  
 12 tions. The bidders shall be required to furnish  
 13 samples of such supplies and in awarding the contract  
 14 the commissioner may consider the quality and suit-  
 15 ability of the samples submitted as well as the price  
 16 quoted. A record of all bids submitted shall be kept  
 17 and the samples submitted shall be preserved until the  
 18 next subsequent letting.

19 Sec. 3 Section three hundred twenty-one point one  
 20 hundred sixty-seven (321.167), Code 1971, is hereby  
 21 amended as follows:

22 321.167 DELIVERY OF PLATES OR EMBLEMS. On or  
 23 before the first day of December of each year, the  
 24 department shall deliver or cause to be delivered to  
 25 the county treasurer of each county, approximately as  
 26 many duplicate number plates [and certificate containers]  
 27 as there are motor vehicles registered in such county  
 28 during the preceding year, the plates so delivered to  
 29 each county treasurer to be in numerical sequence.

30 In lieu of plates, the department may furnish  
 31 the county treasurers appropriate distinguishing em-  
 32 blems as provided in section 321.34.

33 Sec. 4 Section three hundred twenty-one point  
 34 one hundred sixty-eight (321.168), Code 1971, is  
 35 hereby amended as follows:

36 321.168 ADDITIONAL DELIVERIES. Thereafter, during  
 37 the year, the department, upon requisition of the county  
 38 treasurer, shall deliver additional number plates [and  
 39 certificate containers].

KREAMER of Polk, District 63  
 MILLEN of Floyd, District 99  
 STANLEY of Linn, District 45  
 GRASSLEY of Butler, District 10  
 WELDEN of Hardin, District 32

1 Amend House File 466 as follows:

2 1. Page 2, line 3, by inserting after the word  
 3 "county" the words "of twenty thousand or more in pop-  
 4 ulation and".

5 2. Page 5, by adding the following new section after  
 6 line 3:

7 "Sec. .... Chapter three hundred forty-seven (347),  
 8 Code 1971, is amended by adding the following new sec-  
 9 tion:

10 Any county of less than twenty thousand in population  
 11 may issue revenue bonds of the same type and for the same  
 12 purposes as provided in section one (1) of this Act only  
 13 if a proposition to issue the bonds is submitted at an  
 14 election throughout the county and approved by not less  
 15 than sixty percent of the votes for and against the  
 16 proposition. The election shall be called and conducted  
 17 in the manner provided by chapter three hundred forty-

18 five (345) of the Code on order of the board of super-  
 19 visors after a resolution authorizing the revenue bonds  
 20 has been adopted by the board of supervisors and notice  
 21 published by the county auditor in at least one news-  
 22 paper of general circulation in the county at least  
 23 once each week for two consecutive weeks. The notice  
 24 shall specify the amount of bonds proposed to be issued  
 25 and shall identify the resolution by the date of its  
 26 adoption."

TROWBRIDGE of Floyd, District 9

1 Amend Senate File 116 as passed and amended by  
 2 the Senate by strikng lines 11-15.

WIRTZ of Palo Alto, District 16

1 Amend Senate File 296 as follows:  
 2 Amend the title, lines 4 and 5 by striking the  
 3 words "to make an appropriation."

STROTHMAN of Henry, District 90

1 Amend Senate File 296 as passed by the Senate and  
 2 reprinted,  
 3 (1) page 8A, line 13, by striking the words "or state".  
 4 (2) page 8A, line 17, by striking the word  
 5 "appropriated".

EWELL of Black Hawk, District 39

On motion by Varley of Adair, District 84, the House adjourned  
 until 8:30 a.m., Thursday, May 13, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-third Calendar Day—Eighty-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MAY 13, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by Father Matthew Habinger, pastor of the St. Johns Catholic Church, Burlington, Iowa.

The Journal of Wednesday, May 12, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Drake of Muscatine, District 71, by the Speaker.

## POINT OF PERSONAL PRIVILEGE

Fischer of Grundy, District 35, rose on a point of personal privilege and expressed to the members of the House his sincere gratitude and thanks for House Resolution 7 and expressions of sympathy extended to him and members of his family.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty-eight students from the Assumption High School Student Council of Davenport, Iowa, accompanied by their teachers, Father Mann, Father Goetsch and Miss O'Connor. By Scott County delegation.

Twenty-five fifth grade students from Meeker School, Ames, Iowa, accompanied by their teacher, Mrs. Severson. By Egenes of Story, District 33.

Thirty-eight senior students from West Marshall Community School, State Center, Iowa, accompanied by their teacher, Tom Swartz. By Fischer of Grundy, District 35.

Forty students from Carson-Macedonia School, Carson, Iowa, ac-

accompanied by their teacher, Dick Graves. By Schroeder of Pottawattamie, District 54.

Sixty sixth grade students from Altoona Community School, Altoona, Iowa, accompanied by their teachers, Miss Ferris and Mrs. Richardson. By Skinner of Polk, District 60.

One hundred two ninth grade students from Eagle Grove School, Eagle Grove, Iowa, accompanied by their teachers, Jack Kelley, Ron Miller, Glen Cochran, Bob Sherman and Joe Ryan. By Rex of Hamilton, District 31.

Sixty-five sixth grade students from Story City School, Story City, Iowa, accompanied by their teachers, Mrs. Guthrie, Miss Peters and Mr. Bohning. By Egenes of Story, District 33.

One hundred five ninth grade students from Jefferson Junior High School, Jefferson, Iowa, accompanied by their teacher, John Perrin. By Fisher of Greene, District 56.

Sixty-five senior students from Ida Grove Community High School, Ida Grove, Iowa, accompanied by their teacher, David Johnston. By Curtis of Cherokee, District 25.

Sixty-five Camp Fire Girls from St. Jude's School, Hoover School and Grant School, Cedar Rapids, Iowa, accompanied by Mrs. Hess, Mrs. Dale, Mrs. Bial, Mrs. Neckaney and Mrs. Zacek. By Linn County delegation.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Andersen of Woodbury, District 23, from fourteen residents of Woodbury County opposing federal meat inspection.

By Miller of Marshall, District 36, from eighty-nine residents of Marshall County favoring a merit employment department wage adjustment and support for continuation of longevity pay for Iowa Highway Commission employees.

By Freeman of Buena Vista, District 15, from two hundred forty-eight students of Buena Vista College; Camp of Clinton, District 73, from ninety-two students of Mount St. Clare College; Norpel of Jackson, District 52, from fifty-five residents of Jackson County; and Blouin of Dubuque, District 49, Ellsworth of Dubuque, District 50, and Taylor of Dubuque, District 51, from fifty-eight residents of Dubuque County favoring the funding of the Tuition Grant Program for private colleges at the four million dollar level for each year of the biennium.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 181, a bill for an act relating to the liability of the commission of hospitalization.

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

Senate File 232, a bill for an act relating to the issuance of bonds by cities and towns.

CARROLL A. LANE, Secretary

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**Senate File 76**, a bill for an act relating to temporary registration of snowmobiles, with report of committee recommending passage, was taken up for consideration.

Tieden of Clayton, District 14, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 76)

The ayes were, 75:

Alt	Gluba	Moffitt	Siglin
Anania	Goode	Mollett	Small
Andersen	Husak	Monroe	Sorg
Bergman	Kehe	Nielsen	Stanley
Blouin	Kelly	Norpel	Stokes
Camp	Kennedy	Nystrom	Strand
Campbell	Knoblauch	Patton	Stromer
Christensen	Knoke	Pellett	Strothman
Clark	Kreamer	Pelton	Taylor
Cochran	Kruse	Pierson	Tieden
Curtis	Larson	Priebe	Trowbridge
Den Herder	Lipsky	Rex	Varley
Dougherty	McCormick	Rodgers	Waugh
Doyle	McElroy	Roorda	Welden
Dunton	Mendenhall	Sargisson	Wells
Ellsworth	Menefee	Schmeiser	Winkelman
Fischer, H. O.	Middleswart	Schroeder	Wyckoff
Fisher, C. R.	Millen	Scott	Mr. Speaker
Freeman	Miller	Shaw	

The nays were, none.

Absent or not voting, 25:

Bennett	Egenes	Hamilton	Jesse
Bray	Ewell	Hansen	Johnston
Drake	Franklin	Hill	Kinley
Edelen	Grassley	Holden	Lawson



Logemann	Schwartz	Skinner	Willits
Mayberry	Schwieger	Uban	Wirtz
Radl			

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

#### HOUSE FILE 106 WITHDRAWN

Tieden of Clayton, District 14, asked and received unanimous consent to withdraw **House File 106** from further consideration by the House.

**Senate File 461**, a bill for an act relating to supreme court officers and employees and their duties, including court administration, as directed by the supreme court, with report of committee recommending passage, was taken up for consideration.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 461)

The ayes were, 75:

Alt	Goode	Moffitt	Sorg
Anania	Hill	Monroe	Stanley
Andersen	Husak	Nielsen	Stokes
Bergman	Kehe	Norpel	Strand
Blouin	Kelly	Nystrom	Stromer
Camp	Kennedy	Patton	Strothman
Campbell	Knoblauch	Pellett	Taylor
Christensen	Knoke	Pelton	Tieden
Cochran	Kreamer	Pierson	Trowbridge
Curtis	Kruse	Priebe	Uban
Den Herder	Larson	Rex	Varley
Dougherty	Lipsky	Rodgers	Waugh
Doyle	McCormick	Roorda	Welden
Dunton	McElroy	Sargisson	Wells
Ellsworth	Mendenhall	Schmeiser	Willits
Fischer, H. O.	Menefee	Scott	Winkelman
Fisher, C. R.	Middleswart	Shaw	Wyckoff
Freeman	Millen	Siglin	Mr. Speaker
Gluba	Miller	Small	

The nays were, none.

Absent or not voting, 25:

Bennett	Franklin	Johnston	Radl
Bray	Grassley	Kinley	Schroeder
Clark	Hamilton	Lawson	Schwartz
Drake	Hansen	Logemann	Schwieger
Edelen	Holden	Mayberry	Skinner
Egenes	Jesse	Mollett	Wirtz
Ewell			

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

**Senate File 386**, a bill for an act relating to assignment of group life insurance, with report of committee recommending passage, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 386)

The ayes were, 76:

Alt	Johnston	Monroe	Sorg
Anania	Kehe	Nielsen	Stanley
Andersen	Kelly	Norpel	Stokes
Bergman	Knoblauch	Nystrom	Strand
Blouin	Knoke	Patton	Stromer
Bray	Kreamer	Pellett	Strothman
Camp	Kruse	Pelton	Taylor
Christensen	Larson	Pierson	Tieden
Cochran	Lipsky	Priebe	Trowbridge
Curtis	Logemann	Radl	Uban
Dougherty	Mayberry	Rex	Varley
Doyle	McCormick	Rodgers	Waugh
Dunton	McElroy	Roorda	Welden
Ellsworth	Mendenhall	Sargisson	Wells
Fisher, C. R.	Menefee	Schmeiser	Willits
Freeman	Middleswart	Scott	Winkelman
Gluba	Millen	Shaw	Wirtz
Goode	Miller	Siglin	Wyckoff
Husak	Moffitt	Small	Mr. Speaker

The nays were, 1:

Campbell

Absent or not voting, 23:

Bennett	Ewell	Hill	Mollett
Clark	Fischer, H. O.	Holden	Schroeder
Den Herder	Franklin	Jesse	Schwartz
Drake	Grassley	Kennedy	Schwieger
Edelen	Hamilton	Kinley	Skinner
Egenes	Hansen	Lawson	

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

#### HOUSE FILE 541 WITHDRAWN

Freeman of Buena Vista, District 15, asked and received unanimous consent to withdraw **House File 541** from further consideration by the House.

Kreamer of Polk, District 63, asked and received unanimous consent to take up for consideration **House File 514**, a bill for an act relating to county conservation boards, with report of committee recommending passage.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 514)

The ayes were, 83:

Alt	Goode	Moffitt	Siglin
Anania	Hill	Mollett	Small
Andersen	Husak	Monroe	Stanley
Bergman	Johnston	Nielsen	Stokes
Blouin	Kehe	Norpel	Strand
Bray	Kelly	Nystrom	Stromer
Camp	Kennedy	Patton	Strothman
Campbell	Knoblauch	Pellett	Taylor
Christensen	Knoke	Pelton	Tieden
Clark	Kreamer	Pierson	Trowbridge
Cochran	Kruse	Priebe	Uban
Curtis	Larson	Rex	Varley
Den Herder	Lawson	Rodgers	Waugh
Dougherty	Lipsky	Roorda	Welden
Doyle	Mayberry	Sargisson	Wells
Dunton	McCormick	Schmeiser	Willits
Ellsworth	McElroy	Schroeder	Winkelman
Fischer, H. O.	Mendenhall	Schwartz	Wirtz
Fisher, C. R.	Menefee	Schwieger	Wyckoff
Freeman	Middleswart	Scott	Mr. Speaker
Gluba	Miller	Shaw	

The nays were, none.

Absent or not voting, 17:

Bennett	Franklin	Holden	Millen
Drake	Grassley	Jesse	Radl
Edelen	Hamilton	Kinley	Skinner
Egenes	Hansen	Logemann	Sorg
Ewell			

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

Alt of Polk, District 61, asked and received unanimous consent to take up for consideration **House File 367**, a bill for an act relating to joint planning commissions, with report of committee recommending passage.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 367)

The ayes were, 82:

Alt	Bray	Curtis	Ellsworth
Anania	Camp	Den Herder	Fischer, H. O.
Andersen	Campbell	Dougherty	Fisher, C. R.
Bergman	Christensen	Doyle	Freeman
Blouin	Cochran	Dunton	Gluba

Goode	McCormick	Radl	Stokes
Grassley	McElroy	Rex	Strand
Hill	Mendenhall	Rodgers	Stromer
Husak	Menefee	Roorda	Strothman
Johnston	Middleswart	Sargisson	Tieden
Kehe	Miller	Schmeiser	Trowbridge
Kelly	Moffitt	Schroeder	Uban
Kennedy	Mollett	Schwartz	Waugh
Kinley	Monroe	Schwieger	Welden
Knoblauch	Nielsen	Scott	Wells
Knoke	Norpel	Shaw	Willits
Kreamer	Nystrom	Siglin	Winkelman
Kruse	Patton	Small	Wirtz
Larson	Pellett	Sorg	Wyckoff
Lawson	Pelton	Stanley	Mr. Speaker
Mayberry	Pierson		

The nays were, 2:

Lipsky	Taylor
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Absent or not voting, 16:

Bennett	Egenes	Hansen	Millen
Clark	Ewell	Holden	Priebe
Drake	Franklin	Jesse	Skinner
Edelen	Hamilton	Logemann	Varley

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

#### BUSINESS PENDING CALENDAR

The House resumed consideration of **Senate File 296**, a bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties.

The House resumed consideration of the following division 3, amendments 10 and 12, and division 4, amendment 11, of the Winkelman amendment filed on May 12, 1971:

10. Page 7A, line 6, by inserting after the word "Act" the words " , except as otherwise provided in this Act".

11. Page 7A, line 6, by striking the word "one-half" and inserting in lieu thereof the word "one-fourth".

12. Page 7A, line 18, by inserting after the period the words "The first purchaser shall be entitled to a commission of five percent of the amount of assessments collected, not to exceed three hundred fifty dollars per year as compensation for collecting and remitting the assessments. The first purchaser shall compute, withhold, and report the amount of his commission at the time of remitting the assessments to the board".

Winkelman of Calhoun, District 26, moved the adoption of division 3, amendments 10 and 12, of his amendment.

Roll call was requested by Winkelman of Calhoun, District 26, and Campbell of Washington, District 89.

Under the provisions of Rule 71, the Speaker refrained from voting.

On the question "Shall division 3 of the amendment be adopted?"

The ayes were, 26:

Bray	Kehe	Rex	Strand
Christensen	Kelly	Roorda	Taylor
Doyle	Knoke	Schroeder	Waugh
Fischer, H. O.	Mayberry	Schwartz	Welden
Freeman	Menefee	Stanley	Willits
Goode	Monroe	Stokes	Winkelman
Hill	Pellett		

The nays were, 61:

Alt	Grassley	Mendenhall	Sargisson
Anania	Hansen	Middleswart	Schmeiser
Bergman	Holden	Millen	Schwieger
Blouin	Husak	Miller	Scott
Campbell	Jesse	Moffitt	Shaw
Clark	Johnston	Mollett	Siglin
Cochran	Kinley	Nielsen	Small
Curtis	Knoblauch	Norpel	Sorg
Dougherty	Kreamer	Nystrom	Strothman
Dunton	Kruse	Patton	Trowbridge
Edelen	Lawson	Pelton	Urban
Egenes	Lipsky	Pierson	Varley
Ellsworth	Logemann	Priebe	Wells
Ewell	McCormick	Radl	Wirtz
Fisher, C. R.	McElroy	Rodgers	Wyckoff
Gluba			

Absent or not voting, 13:

Andersen	Drake	Kennedy	Stromer
Bennett	Franklin	Larson	Tieden
Camp	Hamilton	Skinner	Mr. Speaker
Den Herder			

Division 3 of the amendment lost.

Winkelman of Calhoun, District 26, moved the adoption of division 4, amendment 11, of his amendment.

A non-record roll call was requested.

The ayes were 38, nays 45.

Division 4 of the amendment lost.

Goode of Davis, District 98, offered the following amendment from the floor and moved its adoption:

Amend Senate File 296, as passed by the Senate,

page 3, line 6, by adding after the word "soybeans" "raised and".

A non-record roll call was requested.

The ayes were 40, nays 34.

The amendment was adopted.

Cochran of Webster, District 29, offered the following amendment filed by him and moved its adoption :

Amend Senate File 296, as passed by the Senate and reprinted, as follows:

1. Page 6, line 3, by adding after the word "receive" the following: "thirty dollars per day and".

2. Page 6, lines 17 and 18, by striking the words "twice thirty" and inserting in lieu thereof the word "ten".

A non-record roll call was requested.

The ayes were 53, nays 29.

The amendment was adopted.

Goode of Davis, District 98, offered the following amendment from the floor :

Amend Senate File 296, as passed by the Senate, by striking on page 5B line 40 and on page 6 lines 1 and 2.

Varley of Adair, District 84, moved the previous question on Senate File 296 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 55, nays 29.

The motion having received a three-fifths majority, prevailed.

Goode of Davis, District 98, moved the adoption of his amendment.

A non-record roll call was requested.

The ayes were 29, nays 41.

The amendment lost.

Campbell of Washington, District 89, offered the following amendment from the floor and moved its adoption :

Amend Senate File 296, as passed by the Senate and reprinted, page 6, line 5, by inserting after the

word "functions" the following: "not to exceed forty days per year".

The amendment was adopted.

Ewell of Black Hawk, District 39, offered the following amendment filed by him:

Amend Senate File 296, as passed by the Senate and reprinted,

(1) page 8A, line 13, by striking the words "or state".

(2) page 8A, line 17, by striking the word "appropriated".

Division of the amendment was requested.

Ewell of Black Hawk, District 39, moved the adoption of amendment 2, lines 4 and 5 of his amendment.

A non-record roll call was requested.

The ayes were 24, nays 55.

Amendment 2 of the amendment lost.

Ewell of Black Hawk, District 39, moved the adoption of amendment 1, lines 1, 2 and 3 of his amendment.

A non-record roll call was requested.

The ayes were 32, nays 48.

The amendment lost.

Strothman of Henry, District 90, offered the following amendment filed by him and moved its adoption:

Amend Senate File 296 as follows:

Amend the title, lines 4 and 5, by striking the words "to make an appropriation".

The amendment was adopted.

Strothman of Henry, District 90, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 296)

The ayes were, 69:

Alt	Christensen	Egenes	Hansen
Anania	Clark	Fillsworth	Holden
Bennett	Cochran	Fwell	Husak
Bergman	Curtis	Fisher. C. R.	Kehe
Blouin	Den Herder	Franklin	Kinley
Camp	Dougherty	Gluba	Knoblauch
Campbell	Dunton	Grassley	Kruse

Larson	Monroe	Schmeiser	Tieden
Logemann	Norpel	Schwartz	Trowbridge
Mavberry	Nystrom	Schwieger	Uban
McCormick	Patton	Scott	Varley
McElroy	Pierson	Siglin	Waugh
Mendenhall	Radl	Small	Wells
Menefee	Rex	Sorg	Willits
Middleswart	Rodgers	Strand	Winkelman
Millen	Roorda	Stromer	Wirtz
Miller	Sargisson	Strothman	Wyckoff
Moffitt			

The nays were, 27:

Andersen	Hill	Lipskv	Shaw
Bray	Jesse	Mollett	Skinner
Doyle	Johnston	Nielsen	Stanley
Edelen	Kelly	Pellett	Stokes
Fischer, H. O.	Kennedy	Pelton	Taylor
Freeman	Knoke	Priebe	Mr. Speaker
Goode	Kreamer	Schroeder	

Absent or not voting, 4:

Drake	Hamilton	Lawson	Welden
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The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

MOTION TO RECONSIDER

MR. SPEAKER: I move to reconsider the vote by which Senate File 296 passed the House on May 13, 1971.

JOHN CAMP

SENATE AMENDMENT CONSIDERED

Wells of Linn, District 44, called up for consideration **House File 262**, a bill for an act relating to traffic control signals, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 262, page 1, line 21, by inserting after the word "traffic" the following: " , but a vehicle turning right at such intersection shall yield the right of way to a pedestrian lawfully entering such intersection".

Motion prevailed and the House concurred in the Senate amendment.

Wells of Linn, District 44, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 262)



## The ayes were, 91:

Anania	Gluba	Menefee	Shaw
Andersen	Goode	Middleswart	Siglin
Bennett	Grassley	Millen	Skinner
Bergman	Hansen	Miller	Small
Blouin	Hill	Moffitt	Sorg
Bray	Holden	Mollett	Stanley
Camp	Husak	Monroe	Stokes
Campbell	Jesse	Nielsen	Strand
Christensen	Johnston	Norpel	Strothman
Clark	Kelly	Nystrom	Taylor
Cochran	Kennedy	Patton	Tieden
Curtis	Kinley	Pellett	Trowbridge
Den Herder	Knoblauch	Pelton	Uban
Dougherty	Knoke	Pierson	Varley
Doyle	Kreamer	Priebe	Waugh
Dunton	Kruse	Radl	Welden
Edelen	Larson	Rex	Wells
Ellsworth	Lawson	Rodgers	Willits
Ewell	Logemann	Roorda	Winkelman
Fischer, H. O.	Mayberry	Sargisson	Wirtz
Fisher, C. R.	McCormick	Schroeder	Wyckoff
Franklin	McElroy	Schwartz	Mr. Speaker
Freeman	Mendenhall	Scott	

## The nays were, none.

## Absent or not voting, 9:

Alt	Hamilton	Lipsky	Schwieger
Drake	Kehe	Schmeiser	Stromer
Egenes			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## HOUSE FILE 14 DEFERRED

Shaw of Scott, District 78, called up for consideration **House File 14**, a bill for an act relating to the leasing of property by the state conservation commission, amended by the Senate, as follows:

## Amend House File 14 as follows:

1. Page 1, line 6, by striking the words " , with the approval of the executive council," and inserting in lieu thereof the words "[ , with the approval of the executive council,] *recommend that the executive council*".
2. Page 1, line 8, by striking the word "its" and inserting in lieu thereof the words "[its] *the commission's*".
3. Page 1, line 11, by inserting after the word "purpose." the following:

*"The council may, if it approves the recommendation and the lease to be entered into is for five years or less, execute the lease in behalf of the state and commission. If the recommendation is for a lease in excess of five years, the council shall advertise for bids therefor as provided in section 19.20. If a bid is accepted, the lease shall be let or executed by the council as provided in section 19.21, except that the lease shall be let or*

*executed in accordance with the most desirable bid. The lease shall not be executed for a term longer than fifty years. Any such leaseholder interest, including any improvements placed thereon, shall be listed on the tax rolls as provided in chapters 428 and 443; assessed and valued as provided in chapter 441; taxes levied thereon as provided in chapter 444; collected as provided in chapter 445; and subject to tax sale, redemption, and apportionment of taxes as provided in chapters 446, 447, and 448. It shall be the duty of the lessee to discharge and pay all such taxes."*

Blouin of Dubuque, District 49, offered the following amendment to the Senate amendment:

Amend the Senate amendment to House File 14, line 19, by striking the word "fifty" and inserting in lieu thereof the word "twenty".

Shaw of Scott, District 78, asked and received unanimous consent that **House File 14** be deferred and retained on the calendar under **unfinished business**.

(House File 14 and Blouin amendment pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### SENATE AMENDMENT CONSIDERED

(House Concur in Part and Refuses to Concur in Part)  
(House File 522)

Edelen of Emmet, District 5, called up for consideration **House File 522**, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report, amended by the Senate, as follows:

Amend House File 522 as follows:

1. Page 2, line 31, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".
2. Page 2, line 33, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".
3. Page 3, lines 9 and 10, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".
4. Page 3, line 15, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public

safety”.

5. Page 3, lines 17 and 18, by striking the words “fire marshal’s” and inserting in lieu thereof the word “commissioner’s”.

6. Page 3, line 23, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

7. Page 3, line 29, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

8. Page 3, line 30, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

9. Page 4, line 7, by adding after the figure “(3)” the following: “, section eight (8), section nine (9), and section ten (10)”.

10. Page 4, line 9, by striking the word “detonate,”.

11. Page 4, by adding the following new subsection after line 11:

“4. Commercial dealers having a federal firearms license shall be exempt from the requirement or the commercial license requirement of this Act for importation, distribution, sale, transportation, storage and possession of smokeless powder propellents or black sporting powder propellents provided that such dealer must conform and comply to rules, regulations, or ordinances of federal, state, city or town authorities having jurisdiction of such powder.”

12. Page 4, line 30, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

13. Page 5, line 8, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

14. Page 5, line 21, by striking “store, or detonate” and inserting in lieu thereof “or store”.

15. Page 5, line 27, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

16. Page 5, line 27, by striking the words “fire marshal’s” and inserting in lieu thereof the word “commissioner’s”.

17. Page 5, by striking all of line 28 after the word “court” and by striking all of lines 29 through 32, inclusive, and inserting in lieu thereof the following: “. Such appeal shall be made as a trial de novo.”

18. Page 6, line 1, by striking all after the word “sought” and all of lines 2 and 3 and inserting in lieu thereof the following: “, and de novo to the district court.”

19. Page 6, line 4, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

20. Page 6, lines 10 and 11, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

21. Page 6, line 26, by inserting after the period the

following: "The prescribed procedure and method of inventory shall, in any event, provide for the taking of at least a weekly inventory of stored explosive materials."

22. Page 6, line 30, by inserting after the period the following: "The storage and security standards for a licensee shall, in any event, include, at least, the following:

a. The explosive storage facility shall be a solidly built structure with a floor which is secured to the ground. It shall contain no windows.

b. The outer wall covering shall be constructed in such a manner and of such material that entry cannot be accomplished by prying apart or separating portions of the outer wall covering.

c. The doors to the facility shall be fastened to the facility by hinges and hasps that cannot be readily removed or broken by the use of a pry bar or like tool. The hinges and hasps shall be attached to the doors by welding, riveting or bolting, with the nuts on the inside of the door. The rivets or bolts shall be installed in such a manner that the hinges and hasps cannot be removed when the doors are closed or locked.

d. Each door shall be equipped with two mortise locks; or with two padlocks fastened in separate hasps and staples; or with a combination of mortise lock and a padlock; or with a mortise lock that requires two keys to open; or a three-point lock. All padlocks shall be fine-tumbler proof. All padlocks shall be protected with one-quarter inch steel caps constructed so as to prevent sawing or lever action on the locks or hasps."

"The storage and security standards for a permittee shall, in any event, include, at least the requirements that explosives be placed in a container that cannot be readily opened or dismantled by the use of a pry bar or like tool; any lid or top thereto be secured to such container in like manner; such lid or top, when closed, be secured by a mortise lock or padlock that cannot be readily removed or broken by the use of a pry bar or like tool; and be securely anchored to the ground in some manner."

23. Page 6, line 33, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".

24. Page 7, by inserting after line 1 the following:

"6. Conduct such inspections of licensees and permittees as may be necessary to enforce the provisions of this Act."

25. Page 7, by adding after line 3 the following new subsection:

"Prescribe minimum distances which must be maintained between the point where explosive materials are proposed to be detonated and adjacent dwellings or other objects in order to minimize the danger of injury or damage to persons or property in the proximity of the blasting area. Such minimum distances shall be based upon the amount of explosive material proposed to be used in a single detonation, the nature of the adjacent property sought to be protected, and

other relevant factors.”

26. Page 7, by inserting after line 8 the following new section:

“The licensee’s or permittee’s explosive storage facility shall be inspected at least once every six months by either the sheriff of the county where the facility is located or by the local police authority if the facility is located within a city of over ten thousand population. The facility may be examined at other times by the sheriff if he considers it necessary.

If the sheriff or local police authority find the facility to be improperly secured, the licensee or permittee shall immediately correct the improper security and, if not so corrected, the sheriff or local police authority shall immediately confiscate the stored explosives. If the explosives are confiscated by the local police authority, they shall be delivered to the sheriff. The sheriff shall hold confiscated explosives for a period of thirty days under proper security unless the period of holding is shortened pursuant to this section.

If the licensee or permittee corrects the improper security within such thirty-day period, the explosives shall be returned to the licensee or permittee after he has made such correction and after he has paid into the county fund an amount equal to the expense incurred by the county in storing the explosives during the period of confiscation. The amount of such expense shall be determined by the sheriff.

If the improper security is not corrected during the thirty-day period, the sheriff shall deliver the explosives to the fire marshal for disposal and the license or permit shall be canceled. Such canceled license or permit shall not be reissued for a period of two years from the date of cancellation.

The licensee or permittee may obtain possession of the explosives from the sheriff during the thirty-day period for the purpose of disposing of them. The disposal procedure shall conform to the provisions of section eight (8) of this Act. The licensee or permittee shall first pay into the county fund an amount equal to the expense incurred by the county in storing the explosives during the period of confiscation. The amount of the expense shall be determined by the sheriff.”

27. Page 7, line 17, by striking the words “state fire marshal and to the division of” and all of lines 18 and 19 and inserting in lieu thereof the words “commissioner of public safety.”

28. Page 7, lines 26 and 27, by striking the words “state fire marshal” and inserting in lieu thereof the words “commissioner of public safety”.

29. Page 7, line 30, by inserting after the word “by” the following: “the regular military or naval forces of the United States, the duly organized militia of this state,”.

30. Page 8, by striking lines 10 through 18, inclusive, and inserting in lieu thereof the following:

“1. Smokeless powder is intended for handloading or

reloading of ammunition for small arms with bores equivalent to ten gauge or less.

"2. Black sporting powder is intended for hand loading or reloading ammunition for small arms with bores equivalent to ten gauge or less, loading black ammunition, loading cap and ball revolvers, loading muzzle loading arms, or loading muzzle loading cannon.

"3. All such powder is for private use and not for commercial resale, and in the case of black sporting powder or smokeless powder the sharing with or disposition to another person is permitted if otherwise lawful."

31. Page 8, lines 24 and 25, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".

32. Page 8, lines 25 and 26, by striking the words "fire marshal" and inserting in lieu thereof the word "commissioner".

33. Page 9, line 11, by striking the words "state fire marshal" and inserting in lieu thereof the words "commissioner of public safety".

34. Page 9, by striking lines 16 through 26, inclusive.

35. Page 9, by adding after line 26 the following new section: "Sec. .... Any person who has an existing and valid license or permit pursuant to the laws of the United States to manufacture, import, distribute, sell, possess, transport, store or detonate explosives shall be exempt from the provisions of this Act."

36. Page 1, by striking all of line 4 after the word "regulations" and by striking lines 5 and 6 and inserting in lieu thereof a period.

37. By renumbering the sections, subsections and internal references to conform with this amendment.

Priebe of Kossuth, District 6, moved that action on House File 522 be deferred.

A non-record roll call was requested.

The ayes were 13, nays 54.

The motion lost.

Blouin of Dubuque, District 49, moved that the House concur in amendment 34 of the Senate amendment.

A non-record roll call was requested.

The ayes were 23, nays 53.

The motion lost, and the House refused to concur in amendment 34.

Edelen of Emmet, District 5, moved that the House refuse to concur in amendments 10, 14, 21, 22, 25 and 35 of the Senate amendment.

A non-record roll call was requested.

The ayes were 78, nays 0.

The motion prevailed and the House refused to concur in amendments 10, 14, 21, 22, 25 and 35.

Edelen of Emmet, District 5, moved that the House concur in the remaining amendments of the Senate amendment to House File 522.

The motion prevailed, and the House concurred in the remaining amendments of the Senate amendment.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 39, 209, 274, 473 and 614 and Senate File 188.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House Files 39, 209, 274, 473 and 614 and Senate File 188.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 13th day of May, 1971, sent to the Governor for his approval: House Files 39, 209, 274, 473 and 614.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### COMMUNICATION FROM THE SECRETARY OF STATE

May 13, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I hereby certify that Senate File 78 was published in The Telegraph-

Herald, Dubuque, Iowa, May 3, 1971, and in the Eldora Herald-Ledger, Eldora, Iowa, May 4, 1971.

I further certify that House File 572 was published in the Eldora Herald-Ledger, Eldora, Iowa, May 4, 1971, and in The Clinton Herald, Clinton, Iowa, May 3, 1971.

Respectfully submitted,

MELVIN D. SYNHORST  
Secretary of State

#### AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 14,
- 2 line 14, by inserting after the comma, the words
- 3 "*with the exception of agricultural lands specifically*
- 4 *dealt with in Article I, section 24, of the Constitution*
- 5 *of Iowa.*"

SHAW of Scott, District 78

- 1 Amend the Senate amendment to House File 73 as
- 2 follows:
- 3 By striking from line 15 the numerals "21" and in-
- 4 serting in lieu thereof the numerals "24".

VARLEY of Adair, District 84

- 1 Amend the Senate amendment to House File 73 as
- 2 follows:
- 3 1. By inserting after line 24, the following:
- 4 "7. Page 44, by inserting in line 23, after the
- 5 word "practices", the words, "as defined in section
- 6 28, subsection 3 of this Act."
- 7 2. By renumbering the following sections.

UBAN of Black Hawk, District 38

- 1 Amend the Trowbridge amendment to House File 466
- 2 filed May 12, 1971, and found on page 1476 of the House
- 3 Journal, by inserting the word "first" after the word
- 4 "the" in line 2.

TROWBRIDGE of Floyd, District 9

- 1 Amend House File 684 as follows:
- 2 1. Page 2, by striking line 5, and inserting in lieu
- 3 thereof the following: "*chapter except sections three*
- 4 *hundred twenty-four point fourteen (324.14) and three*
- 5 *hundred twenty-four point fifty-two (324.52) of the*
- 6 *Code*".
- 7 2. Page 2, line 6, by striking the words "and em-
- 8 ployees" and inserting in lieu thereof the words "[and
- 9 employees]. *Employees*".
- 10 3. Page 2, line 9, by striking the word "*section*"
- 11 and inserting in lieu thereof the word "*sections*".
- 12 4. Page 2, by striking lines 10 through 12 and
- 13 inserting in lieu thereof the following: "*fourteen*
- 14 *(324.14) and three hundred twenty-four point fifty-two*
- 15 *(324.52) of the Code, is given to the state*".

FREEMAN of Buena Vista, District 15



- 1 Amend House File 687, line 10, by striking the  
2 word "shall" and inserting in lieu thereof the word  
3 "may".

SCHROEDER of Pottawattamie, District 54  
KNOKE of Pottawattamie, District 79  
KRUSE of O'Brien, District 4  
VARLEY of Adair, District 84  
COCHRAN of Webster, District 29

- 1 Amend Senate File 138, page 2, line 34, by  
2 adding after the word "comptroller" the words  
3 "under the provisions of chapter eight (8) of the  
4 Code".

LARSON of Story, District 34

- 1 Amend Senate File 302, page 1 as follows:  
2 1. Line 10 by inserting after the word "driver"  
3 the words "*if physically capable*".  
4 2. Line 13 by inserting after the word "driver"  
5 the words "*if physically capable*".

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 433 by striking all after the  
2 enacting clause and substituting in lieu thereof  
3 the following:  
4 Section 1. Section three hundred twenty-one point  
5 thirty-four (321.34), Code 1971, is amended as  
6 follows:  
7 321.34 The county treasurer upon receiving  
8 application, accompanied by proper fee, for  
9 registration of a vehicle shall issue to the  
10 owner one registration plate for [a motorcycle,  
11 truck tractor, trailer, or semi-trailer and  
12 two registration plates for] every [other] motor  
13 vehicle.  
14 The county treasurer shall also issue to  
15 applicants for registration of a truck or a  
16 truck tractor, not including in the lowest  
17 registration class, a decalomania emblem for  
18 each plate and which emblem designates the  
19 gross weight for which the vehicle is regis-  
20 tered by figures which show the gross weight  
21 in tons. Number plates and weight limitation  
22 emblems which are issued with registrations  
23 or registration increases are hereby declared  
24 to be integral parts of the registration of  
25 the vehicle for which issued.  
26 In lieu of issuing a new registration plate[s]  
27 each year for a vehicle renewing registration,  
28 the department may reassign the registration  
29 plate[s] previously issued to such vehicle and  
30 may adopt and prescribe [a distinctive type of  
31 emblem] *an annual validation sticker* indicating  
32 payment of registration fee, which [emblem shall  
33 be displayed in the upper right hand corner of  
34 the windshield of the vehicle for which it is

35 issued or it may prescribe corner plates to]  
36 *annual validation sticker shall* be attached to  
37 said registration plates bearing the numerals  
38 indicating the year for which the original  
39 plates are validated.

40 The owner of an automobile who holds an  
41 amateur radio license issued by the federal  
42 communications commission may, upon written  
43 application to the county treasurer accompanied  
44 by a fee of two dollars, order a special regis-  
45 tration plate[s] bearing the call letters author-  
46 ized the radio station covered by his amateur  
47 radio license. When received by the county  
48 treasurer, such special registration plate[s]  
49 shall be issued to the applicant in exchange  
50 for the registration plate[s] previously issued  
51 to him. Not more than one [set of] special  
52 registration plate[s] may be issued to an  
53 applicant. Said fee shall be in addition  
54 to and not in lieu of the fee for a regular  
55 registration plate[s].

56 Special registration plates must be surren-  
57 dered upon expiration of the owner's amateur  
58 radio license or upon transfer of title to the  
59 automobile for which such plate[s] have been] *was*  
60 issued; and the owner shall thereupon be en-  
61 titled to his regular registration plate[s].

62 The county treasurer shall furnish the de-  
63 partment of public safety an alphabetically  
64 arranged list of those to whom special plates  
65 have been issued.

66 Section 2. Section three hundred twenty-one point  
67 thirty-seven (321.37), Code 1971, is amended as  
68 follows:

69 321.37 [Registration plates issued for a motor  
70 vehicle other than a motorcycle or a truck  
71 tractor shall be attached thereto, one in front  
72 and the other in the rear]. The registration  
73 plate issued for a motor[cycle or other] vehicle  
74 required to be registered hereunder, *other than*  
75 *a truck tractor*, shall be attached to the rear  
76 thereof. The registration plate issued for a  
77 truck tractor shall be attached to the front  
78 thereof.

79 The registration plate issued for an auxiliary  
80 axle shall be attached to the rear thereof  
81 when directly visible from the rear, and in  
82 all other cases, shall be attached to the  
83 right frame of such axle so as to be visible  
84 from the right side of the vehicle utilizing  
85 such axle.

PELTON of Clinton, District 74

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, May 14, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-fourth Calendar Day—Eighty-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MAY 14, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Rupert E. Laphorn, pastor of the First Presbyterian Church, Marion, Iowa.

The Journal of Thursday, May 13, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Skinner of Polk, District 60, on request of Kennedy of Chickasaw, District 11; Nielsen of Shelby, District 53, on request of Fisher of Greene, District 56; Husak of Tama, District 41, on request of Wyckoff of Benton, District 42; Logemann of Worth, District 7, on request of Freeman of Buena Vista, District 15; Frankin of Polk, District 64, on request of Schwartz of Wapello, District 97.

Speaker pro tempore Millen in the chair at 9:15 a.m.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eleven Boy Scouts from Troop 165, Mount Ayr, Iowa, accompanied by their leader, Mrs. Irene Hood. By Christensen of Union, District 95.

The eighth grade class of Prairie City Christ School, Prairie City, Iowa, accompanied by their teacher, Rodney Comapanan. By Roorda of Jasper, District 67.

Thirty-four sixth grade students from Delta Elementary School, Delta, Iowa, accompanied by their teachers, Mrs. Lee, Mrs. Kluever and Mr. Cook. By Dunton of Keokuk, District 88.

Twenty-nine fourth grade students from St. Peter's School, Des Moines, Iowa, accompanied by their teacher, Kathy Letz. By Bennett of Polk, District 59.

Four students from Urbandale High School, Urbandale, Iowa—

Nonako Hanyu from Japan and Rubinka Uhle from Germany, who are foreign exchange students, and Connie Hoan and Paulette Glahn, their host students—accompanied by their teacher, Daryl Beall. By Willits of Polk, District 57.

Thirty eighth grade students from B.G.M. Community School, Brooklyn, Iowa, accompanied by their teachers, Mrs. Hotz and Mrs. Hall. By Strand of Poweshiek, District 68.

#### POINTS OF PERSONAL PRIVILEGE

Willits of Polk, District 57, rose on a point of personal privilege and presented to the House Douglas Freeman of Des Moines, his legislative intern for this session. Douglas is a student at Urbandale High School, Des Moines, Iowa, and is a member of the government class sponsoring the intern program.

Winkelman of Calhoun, District 26, rose on a point of personal privilege and presented to the House Mary Whitely, his legislative intern for this session. Mary is also a member of the government class from Urbandale High School in Des Moines.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Schmeiser of Des Moines, District 91, from six hundred thirty-one Highway Commission employees favoring a realistic pay scale for the merit pay plan.

By Shaw of Scott, District 78, from one hundred seventy-eight residents of Scott County and surrounding areas in eastern Iowa opposing the use of public funds for private schools.

By Den Herder of Sioux, District 1, from one hundred fifty-two students of Northwestern College, Orange City, Iowa, favoring the funding of the tuition grant program for private colleges at the four million dollar level for each year of the biennium.

#### INTRODUCTION OF BILLS

**House File 697**, by committee on appropriations, a bill for an act to appropriate from the general fund to the department of public instruction.

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

**House File 698**, by Hansen, a bill for an act relating to information concerning school district budgets and expenditures.

Read first time and referred to the **sifting committee**.

## HOUSE MESSAGES CONSIDERED

**Senate File 181**, a bill for an act relating to the liability of the commission of hospitalization and the clerk of the district court for certain acts.

Read first time and referred to the sifting committee.

**Senate File 282**, a bill for an act relating to the issuance of bonds by cities and towns.

Read first time and referred to the sifting committee.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 485, a bill for an act relating to elections to fill vacancies in the General Assembly.

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

Senate File 530, a bill for an act relating to conditions of withdrawal from a county library district.

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

Senate File 533, a bill for an act legalizing the purchase of real estate by the historical society.

CARROLL A. LANE, Secretary

## HOUSE CONCURRENT RESOLUTION 37

By Committee on Appropriations

*Whereas*, doubt has arisen under the provisions of section 25.7, Code 1971, that submission of claims to the joint claims committee of the Senate and House and rejection by the committee constitutes final action thereon by the General Assembly as provided in said section; and

*Whereas*, certain claims rejected by previous joint claims committees are sometimes reprocessed by the state appeal board for recurring submission; and

*Whereas*, it is deemed desirable that claims submitted to the joint claims committees of the Sixty-fourth General Assembly and rejected by the committees should be submitted to the Senate and House for final action and determination as the act of the General Assembly; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the claims hereinafter set forth, duly processed by the state appeal board and rejected by the joint claims committee, be considered by the

Senate and House, and the action of the joint committee rejecting these claims be approved.

Claimant	Claim No.	Nature of Claim	Amount
Dr. J. W. Stein Macomb, Illinois	1303-64-25	Unpaid salary	\$ 8,500.00
Geza Papp Denver, Colorado	1595-64-25	Mandatory retirement	12,244.10
Bill Nerland Oil Co. Aberdeen, S. D.	1474-64-25	Registration fee refund	89.26
Darold Drall Bristow, Iowa	1149-64-25	Gas tax refund	63.07
Matheson Scientific Milwaukee, Wisc.	1289-64-25	Outdated invoice	178.02
Melvin R. Flowers Decatur, Iowa	1134-64-25	Gas tax refund	45.29
G.B.C. Sales & Service Des Moines, Iowa	1310-64-25	Outdated invoice	29.88
Beckman Instruments, Inc. Chicago, Illinois	1380-64-25	Outdated invoice	114.80
Mercy Hospital Des Moines, Iowa	1446-64-25	Outdated claim	577.56
Wigman Company Sioux City, Iowa	1537-64-25	Construction materials furnished to state	610.37
Northwest Des Moines National Bank Des Moines, Iowa	1546-64-25	Forged warrant	125.95
The Art Store Des Moines, Iowa	1647-64-25	Outdated invoice	2.65
Fisher Scientific Co. St. Louis, Missouri	1687-64-25	Outdated invoice	181.50

Laid over under Rule 25.

#### CONSIDERATION OF BILLS NONCONTROVERSIAL CALENDAR

**House File 687**, a bill for an act relating to the authority of the auditor of state, was taken up for consideration.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend House File 687, line 10, by striking the word "shall" and inserting in lieu thereof the word "may".

The amendment was adopted.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 687)

The ayes were, 67:

Alt	Gluba	Menefee	Small
Anania	Goode	Middleswart	Stokes
Andersen	Grassley	Millen	Stromer
Bergman	Hansen	Miller	Strothman
Blouin	Holden	Moffitt	Taylor
Campbell	Kehe	Norpel	Tieden
Christensen	Kelly	Nystrom	Uban
Clark	Kennedy	Patton	Varley
Cochran	Knoblauch	Pellett	Waugh
Curtis	Kreamer	Priebe	Welden
Dougherty	Kruse	Rex	Wells
Doyle	Larson	Rodgers	Willits
Dunton	Lawson	Schmeiser	Winkleman
Edelen	Mayberry	Schroeder	Wirtz
Ellsworth	McCormick	Schwartz	Wyckoff
Fisher, C.R.	McElroy	Scott	Mr. Speaker
Freeman	Mendenhall	Siglin	

The nays were, none.

Absent or not voting, 33:

Bennett	Hamilton	Logemann	Sargisson
Bray	Hill	Mollett	Schwieger
Camp	Husak	Monroe	Shaw
Den Herder	Jesse	Nielsen	Skinner
Drake	Johnston	Pelton	Sorg
Egenes	Kinley	Pierson	Stanley
Ewell	Knoke	Radl	Strand
Fischer, H. O.	Lipsky	Roorda	Trowbridge
Franklin			

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

**Senate File 289**, a bill for an act relating to providing protective eyeglass lens and frames and providing a penalty, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 289)

The ayes were, 80:

Alt	Dougherty	Hansen	Lawson
Anania	Doyle	Holden	Mayberry
Andersen	Dunton	Jesse	McCormick
Bergman	Edelen	Johnston	McElroy
Blouin	Ellsworth	Kehe	Mendenhall
Campbell	Ewell	Kelly	Menefee
Christensen	Fisher, C. R.	Kennedy	Middleswart
Clark	Freeman	Knoblauch	Millen
Cochran	Gluba	Kreamer	Miller
Curtis	Goode	Kruse	Moffitt
Den Herder	Grassley	Larson	Mollett

Norpel	Roorda	Stanley	Varley
Nystrom	Schmeiser	Stokes	Waugh
Patton	Schroeder	Strand	Welden
Pellett	Schwartz	Stromer	Wells
Pierson	Scott	Strothman	Willits
Priebe	Shaw	Taylor	Winkelman
Radl	Siglin	Tieden	Wirtz
Rex	Small	Trowbridge	Wyckoff
Rodgers	Sorg	Uban	Mr. Speaker

The nays were, none.

Absent or not voting, 20:

Bennett	Fischer, H. O.	Kinley	Nielsen
Bray	Franklin	Knoke	Pelton
Camp	Hamilton	Lipsky	Sargisson
Drake	Hill	Logemann	Schwieger
Egenes	Husak	Monroe	Skinner

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

#### HOUSE FILE 578 WITHDRAWN

Ellsworth of Dubuque, District 50, asked and received unanimous consent to withdraw **House File 578** from further consideration by the House.

**Senate File 460**, a bill for an act providing for enactment of the uniform partnership act, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 460)

The ayes were, 79:

Alt	Gluba	Mendenhall	Scott
Anania	Goode	Menefee	Siglin
Andersen	Grassley	Middleswart	Small
Bergman	Hansen	Millen	Stanley
Blouin	Hill	Miller	Stokes
Campbell	Holden	Moffitt	Strand
Christensen	Jesse	Mollett	Strand
Clark	Johnston	Monroe	Stromer
Cochran	Kehe	Norpel	Taylor
Curtis	Kelly	Nystrom	Tieden
Den Herder	Kennedy	Patton	Trowbridge
Dougherty	Knoblauch	Pellett	Varley
Doyle	Kreamer	Pierson	Waugh
Dunton	Kruse	Priebe	Welden
Edelen	Larson	Radl	Wells
Ellsworth	Lawson	Rex	Willits
Ewell	Lipsky	Rodgers	Winkelman
Fischer, H.O.	Mayberry	Roorda	Wirtz
Fisher, C. R.	McCormick	Schmeiser	Wyckoff
Freeman	McElroy	Schroeder	Mr. Speaker



The nays were, 2:

Strothman            Uban

Absent or not voting, 19:

Bennett	Franklin	Logemann	Schwieger
Bray	Hamilton	Nielsen	Shaw
Camp	Husak	Pelton	Skinner
Drake	Kinley	Sargisson	Sorg
Egenes	Knoke	Schwartz	

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

**Senate File 138**, a bill for an act to establish a chiropractic examining board fund and to increase the fee for renewal of a license to practice chiropractic, with report of committee recommending passage, was taken up for consideration.

Larson of Story, District 34, offered the following amendment filed by him and moved its adoption:

Amend Senate File 138, page 2, line 34, by adding after the word "comptroller" the words "under the provisions of chapter eight (8) of the Code".

The amendment lost.

Monroe of Des Moines, District 92, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 138)

The ayes were, 81:

Alt	Gluba	Millen	Small
Anania	Goode	Miller	Sorg
Andersen	Grassley	Moffitt	Stanley
Bergman	Hansen	Mollett	Stokes
Blouin	Holden	Monroe	Strand
Campbell	Johnston	Norpel	Stromer
Christensen	Kehe	Nystrom	Strothman
Clark	Kelly	Patton	Taylor
Cochran	Kennedy	Pellet	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Kreamer	Priebe	Uban
Dougherty	Kruse	Rex	Varley
Doyle	Lawson	Rodgers	Waugh
Dunton	Lipsky	Roorda	Welden
Edelen	Mayberry	Schmeiser	Wells
Egenes	McCormick	Schroeder	Willits
Ellsworth	McElroy	Schwartz	Winkelman
Ewell	Mendenhall	Scott	Wirtz
Fischer, H. O.	Menefee	Shaw	Wyckoff
Fisher, C. R.	Middleswart	Siglin	Mr. Speaker
Freeman			

The nays were, 1:

Larson

**Absent or not voting, 18:**

Bennett	Hamilton	Knoke	Radl
Bray	Hill	Logemann	Sargisson
Camp	Husak	Nielsen	Schwieger
Drake	Jesse	Pelton	Skinner
Franklin	Kinley		

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

Speaker Harbor in the chair at 9:50 a.m.

**CONSIDERATION OF BILLS**

**Senate File 345**, a bill for an act to provide protection for the institutional officers at the Iowa security medical facility, with report of committee recommending passage, was taken up for consideration.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass" (S.F. 345)

**The ayes were, 78:**

Alt	Freeman	Mendenhall	Siglin
Anania	Gluba	Menefee	Small
Andersen	Goode	Middleswart	Stanley
Bergman	Grassley	Millen	Stokes
Blouin	Hansen	Miller	Stromer
Campbell	Hill	Moffitt	Strothman
Christensen	Holden	Norpel	Taylor
Clark	Johnston	Nystrom	Tieden
Cochran	Kehe	Pellett	Trowbridge
Curtis	Kelly	Priebe	Urban
Den Herder	Kennedy	Radl	Varley
Dougherty	Knoblauch	Rex	Waugh
Doyle	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Edelen	Larson	Schmeiser	Willits
Egenes	Lawson	Schroeder	Winkelman
Ellsworth	Lipsky	Schwartz	Wirtz
Ewell	Mayberry	Scott	Wyckoff
Fischer, H. O.	McCormick	Shaw	Mr. Speaker
Fisher, C. R.	McElroy		

The nays were, none.

**Absent or not voting, 22:**

Bennett	Husak	Monroe	Sargisson
Bray	Jesse	Nielsen	Schwieger
Camp	Kinley	Patton	Skinner
Drake	Knoke	Pelton	Sorg
Franklin	Logemann	Pierson	Strand
Hamilton	Mollett		

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

## SENATE AMENDMENTS CONSIDERED

Fisher of Greene, District 56, called up for consideration **House File 399**, a bill for an act relating to exemptions from the merit system and providing for work test appointments, amended by the Senate, as follows:

Amend Senate File 399, page 2, by inserting after line 4 the following new section and renumbering the remaining section:

Sec. 2. Section nineteen A point three (19A.3), subsection three (3), Code 1971, is amended as follows:

3. Three principal assistants or deputies for each elective official and one stenographer or secretary for each elective official and each principal assistant or deputy thereof *also all supervisory employees and their confidential assistants.*

Mendenhall of Allamakee, District 13, asked and received unanimous consent to withdraw the amendment filed by him on May 4, 1971, and found on page 1264 of the House Journal.

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw the amendment filed by him on April 29, 1971, and found on page 1189 of the House Journal.

Fisher of Greene, District 56, moved that the House concur in the Senate amendment.

Motion prevailed and the House concurred in the Senate amendment.

Fisher of Greene, District 56, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 399)

The ayes were, 66:

Alt	Goode	Moffitt	Sorg
Anania	Grassley	Mollett	Stanley
Andersen	Hansen	Monroe	Stokes
Bergman	Holden	Norpel	Strand
Campbell	Kehe	Nystrom	Strothman
Christensen	Kelly	Patton	Taylor
Curtis	Knoblauch	Pellett	Tieden
Den Herder	Kreamer	Pierson	Trowbridge
Dougherty	Kruse	Radl	Uban
Doyle	Lawson	Rex	Varley
Dunton	Mayberry	Rodgers	Waugh
Edelen	McCormick	Roorda	Welden
Egenes	McElroy	Schmeiser	Winkelman
Ellsworth	Mendenhall	Schreoder	Wirtz
Fischer, H. O.	Menefee	Shaw	Wyckoff
Fisher, C. R.	Millen	Siglin	Mr. Speaker
Freeman	Miller		

The nays were, 15:

Blouin	Hill	Middleswart	Small
Clark	Jesse	Priebe	Wells
Cochran	Kennedy	Schwartz	Willits
Gluba	Lipsky	Scott	

Absent or not voting, 19:

Bennett	Franklin	Knobe	Sargisson
Bray	Hamilton	Larson	Schwieger
Camp	Husak	Logemann	Skinner
Drake	Johnston	Nielsen	Stromer
Ewell	Kinley	Pelton	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Varley of Adair, District 84, called up for consideration **House File 73**, a bill for an act relating to conservation of soil and water resources of the state, and to control of water pollution, amended by the Senate, as follows:

Amend House File 73, as amended, passed and reprinted by the House, as follows:

1. Page 31, by striking all of lines 17 through 28 and renumbering the remaining subsections.
2. Page 37A, line 17, by adding after the period the following new sentence: "The remedy for any soil erosion which constitutes a nuisance under this section shall be limited to requiring that the owner or occupant of the land on which the erosion is occurring take such measures as are necessary to comply with the regulations of the soil conservation district in which the land is located, and the fine and jail sentence provided by section six hundred fifty-seven point three (657.3) of the Code shall not apply to any action arising under this section."
3. Page 38, by striking lines 21 through 31, inclusive, and renumbering the remaining subsections.
4. Page 40A, by striking in line 12 the words "The league of Iowa municipalities", and lines 13, 14, 15, 16 and in line 17 the word "position."
5. Page 41, line 12, by inserting after the word "*thereafter.*" the following: "*No members shall be appointed to serve more than two complete terms.*"
6. Page 41, line 20, by inserting after the word "state," the words "*or any political subdivision.*"
7. Page 44, by inserting after line 29 the following new paragraph:

"c. That any owner or operator of agricultural land refrain from fall plowing of land on which he intends to raise a crop during the next succeeding growing season, however on those lands which are prone to excessive wind erosion the commissioners may require that reasonable temporary measures be taken to minimize the likelihood of wind erosion so long as such measures do not unduly

increase the cost of operation of the farm on which the land is located."

8. Page 46A, line 29, by striking the word "fifty" and inserting in lieu thereof "seventy-five".

9. Page 46A, line 32, by inserting after the word "practice." the following: "Conservation practices performed under the requirements of this Act shall not be used by an assessor in determining actual or market value of farmland in accordance with section 441.21, Code 1971, for a period of ten years after the conservation practices have been completed."

10. Page 46A, by striking from line 33 the word "commission" and inserting in lieu thereof the word "committee".

11. Page 47A, by striking lines 16 through 22, inclusive.

Schroeder of Pottawattamie, District 73, offered the following amendment to the Senate amendment from the floor and moved its adoption:

Amend the Senate amendment to House File 73, line 35, by inserting after the period the following:

"However, fall plowing of soil which is commonly known as gumbo shall always be permitted."

A non-record roll call was requested.

The ayes were 41, nays 35.

The amendment to the Senate amendment was adopted.

Varley of Adair, District 84, offered the following amendment to the Senate amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 73 as follows:

By striking from line 15 the numerals "21" and inserting in lieu thereof the numerals "24".

The amendment to the Senate amendment was adopted.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 73 as follows:

1. By inserting after line 24, the following:

"7. Page 44, by inserting in line 23, after the word "practices", the words, "as defined in section 29, subsection 3 of this Act."

2. By renumbering the following sections.

The amendment to the Senate amendment was adopted.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on May 7, 1971, and found on page 1377 of the House Journal.

Varley of Adair, District 84, offered the following amendment from the floor and moved its adoption:

Amend the Senate amendment to House File 73 by striking Senate amendments 1 and 9.

The amendment to the Senate amendment was adopted.

Cochran of Webster, District 29, offered the following amendment filed by Cochran, et al., from the floor and moved its adoption:

Amend the Senate amendment to House File 73, filed May 3, 1971, line 22, by inserting after the word "complete" the words "six year".

The amendment to the Senate amendment was adopted.

Varley of Adair, District 84, moved that the House concur in the Senate amendment as amended by the House.

The motion prevailed and the House concurred in the Senate amendment as amended by the House.

Varley of Adair, District 84, moved that the bill, as amended by the Senate, further amended by the House, and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 73)

The ayes were, 81:

Alt	Freeman	McElroy	Siglin
Anania	Gluba	Mendenhall	Small
Andersen	Goode	Menefee	Stanley
Bennett	Grassley	Middleswart	Stokes
Bergman	Hansen	Miller	Strand
Blouin	Hill	Moffitt	Stromer
Campbell	Holden	Norpel	Strothman
Christensen	Jesse	Nystrom	Taylor
Clark	Johnston	Patton	Tieden
Cochran	Kehe	Pellett	Trowbridge
Curtis	Kelly	Pierson	Uban
Den Herder	Kennedy	Priebe	Varley
Dougherty	Knoblauch	Rex	Waugh
Doyle	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Edelen	Larson	Schmeiser	Willits
Egenes	Lawson	Schroeder	Winkelman
Ellsworth	Lipsky	Schwartz	Wirtz
Ewell	Mayberry	Scott	Wyckoff
Fischer, H. O.	McCormick	Shaw	Mr. Speaker
Fisher, C. R.			

The nays were, 1:

Radl

## Absent or not voting, 18:

Bray	Husak	Mollett	Sargisson
Camp	Kinley	Monroe	Schwieger
Drake	Knoke	Nielsen	Skinner
Franklin	Logemann	Pelton	Sorg
Hamilton	Millen		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Christensen of Union, District 95, called up for consideration **House File 479**, a bill for an act relating to the extension of operators' and chauffeurs' licenses for persons separated from military service, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 479, page 1, by striking in lines 16 and 17 the words "*separation is honorable and such*", and inserting in lieu thereof the following: "[is honorable and such]".

Motion prevailed and the House concurred in the Senate amendment.

Christensen of Union, District 95, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 479)

## The ayes were, 80:

Alt	Freeman	Mendenhall	Siglin
Anania	Gluba	Menefee	Small
Andersen	Goode	Middleswart	Stanley
Bennett	Grassley	Millen	Stokes
Bergman	Hansen	Miller	Strand
Blouin	Hill	Moffitt	Stromer
Campbell	Holden	Norpel	Strothman
Christensen	Jesse	Nystrom	Taylor
Clark	Johnston	Patton	Tieden
Cochran	Kehe	Pierson	Trowbridge
Curtis	Kelly	Priebe	Uban
Den Herder	Kennedy	Radl	Varley
Dougherty	Knoblauch	Rex	Waugh
Doyle	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Edelen	Larson	Schmeiser	Willits
Egenes	Lawson	Schroeder	Winkelman
Ellsworth	Lipsky	Schwartz	Wirtz
Fischer, H. O.	McCormick	Scott	Wyckoff
Fisher, C. R.	McElroy	Shaw	Mr. Speaker

## The nays were, none.

## Absent or not voting, 20:

Bray	Hamilton	Mayberry	Pelton
Camp	Husak	Mollett	Sargisson
Drake	Kinley	Monroe	Schwieger
Ewell	Knoke	Nielsen	Skinner
Franklin	Logemann	Pellett	Sorg

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### HOUSE FILE 129 DEFERRED

Welden of Hardin, District 32, called up for consideration **House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties.

Fisher of Greene, District 56, moved that **House File 129** be deferred and that the bill be retained on the calendar under **unfinished business**.

Motion prevailed.

Lawson of Cerro Gordo, District 17, called up for consideration **House File 420**, a bill for an act relating to the reduction of sentence for prisoners held in county jails, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 420, page 1, by inserting after line 14 the following new section:

"Sec. 2. Chapter three hundred fifty-six (356), Code 1971, is further amended by adding the following new section thereto:

A judge who sentences a person to the county jail or other detention facility pursuant to this chapter, may suspend any part of such sentence and place such person on probation, upon such terms and conditions as the sentencing judge may direct, after such person has served that part of his sentence which was not suspended."

Motion prevailed and the House concurred in the Senate amendment.

Lawson of Cerro Gordo, District 17, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 420)

The ayes were, 78:

Alt	Cochran	Fischer, H. O.	Jesse
Anania	Curtis	Fisher, C. R.	Johnston
Andersen	Dougherty	Freeman	Kehe
Bennett	Doyle	Gluba	Kelly
Bergman	Dunton	Goode	Kreamer
Blouin	Edelen	Grassley	Kruse
Campbell	Egenes	Hansen	Larson
Christensen	Ellsworth	Hill	Lawson
Clark	Ewell	Holden	Mayberry



McCormick	Pierson	Small	Uban
McElroy	Priebe	Sorg	Varley
Mendenhall	Radl	Stanley	Waugh
Menefee	Rex	Stokes	Welden
Middleswart	Rodgers	Strand	Wells
Millen	Roorda	Stromer	Willits
Miller	Schmeiser	Strothman	Winkelman
Moffitt	Schroeder	Taylor	Wirtz
Norpel	Schwartz	Tieden	Wyckoff
Nystrom	Scott	Trowbridge	Mr. Speaker
Patton	Siglin		

The nays were, none.

Absent or not voting, 22:

Bray	Husak	Logemann	Pelton
Camp	Kennedy	Mollett	Sargisson
Den Herder	Kinley	Monroe	Schwieger
Drake	Knoblauch	Nielsen	Shaw
Franklin	Knoke	Pellett	Skinner
Hamilton	Lipsky		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### WAYS AND MEANS CALENDAR

**House File 684**, a bill for an act relating to enforcement of the motor fuel tax laws, was taken up for consideration.

Freeman of Buena Vista, District 15, offered the following amendment filed by him and moved its adoption:

Amend House File 684 as follows:

1. Page 2, by striking line 5, and inserting in lieu thereof the following: "chapter *except sections three hundred twenty-four point fourteen (324.14) and three hundred twenty-four point fifty-two (324.52) of the Code*".

2. Page 2, line 6, by striking the words "and employees" and inserting in lieu thereof the words "[and employees]. *Employees*".

3. Page 2, line 9, by striking the word "*section*" and inserting in lieu thereof the word "*sections*".

4. Page 2, by striking lines 10 through 12 and inserting in lieu thereof the following: "*fourteen (324.14) and three hundred twenty-four point fifty-two (324.52) of the Code, is given to the state*".

The amendment was adopted.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 684)

## The ayes were, 70:

Alt	Gluba	Millen	Stanley
Andersen	Goode	Miller	Stokes
Bergman	Grassley	Moffitt	Strand
Blouin	Hansen	Monroe	Stromer
Campbell	Hill	Norpel	Strothman
Christensen	Holden	Nystrom	Taylor
Clark	Johnston	Patton	Tieden
Cochran	Kelly	Pierson	Trowbridge
Curtis	Knoblauch	Priebe	Uban
Dougherty	Kreamer	Rodgers	Varley
Doyle	Larson	Roorda	Waugh
Dunton	Lawson	Schroeder	Wells
Edelen	Lipsky	Schwartz	Willits
Egenes	Mayberry	Scott	Winkelman
Ellsworth	McElroy	Shaw	Wirtz
Fischer, H. O.	Mendenhall	Siglin	Wyckoff
Fisher, C. R.	Menefee	Small	Mr. Speaker
Freeman	Middleswart		

## The nays were, 9:

Anania	Kennedy	McCormick	Schmeiser
Bennett	Kruse	Radl	Welden
Jesse			

## Absent or not voting, 21:

Bray	Hamilton	Logemann	Rex
Camp	Husak	Mollett	Sargisson
Den Herder	Kehe	Nielsen	Schwieger
Drake	Kinley	Pellett	Skinner
Ewell	Knoke	Pelton	Sorg
Franklin			

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

## SIFTING COMMITTEE CALENDAR

**Senate File 468**, a bill for an act relating to the regulation and control of certain drugs and providing procedures for enforcement and penalties and making additional amendments to the Code in conformity with Senate File 1, Acts of the Sixty-fourth General Assembly, First Session, with report of committee recommending passage, was taken up for consideration.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 468)

## The ayes were, 78:

Alt	Campbell	Doyle	Freeman
Anania	Christensen	Dunton	Gluba
Andersen	Clark	Egenes	Goode
Bennett	Cochran	Ellsworth	Grassley
Bergman	Curtis	Fischer, H. O.	Hansen
Blouin	Dougherty	Fisher, C. R.	Hill

Holden	McElroy	Rodgers	Strothman
Jesse	Mendenhall	Roorda	Taylor
Johnston	Menefee	Schmeiser	Tieden
Kehe	Middlewart	Schroeder	Trowbridge
Kelly	Millen	Schwartz	Varley
Kennedy	Miller	Scott	Waugh
Kinley	Moffitt	Siglin	Welden
Knoblauch	Monroe	Small	Wells
Kreamer	Norpel	Sorg	Willits
Kruse	Nystrom	Stanley	Winkelman
Lawson	Patton	Stokes	Wirtz
Lipsky	Pierson	Strand	Wyckoff
Mayberry	Priebe	Stromer	Mr. Speaker
McCormick	Radl		

The nays were, 1:

Uban

Absent or not voting, 21:

Bray	Franklin	Logemann	Rex
Camp	Hamilton	Mollett	Sargisson
Den Herder	Husak	Nielsen	Schwieger
Drake	Knoke	Pellett	Shaw
Edelen	Larson	Pelton	Skinner
Ewell			

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

**Senate File 449**, a bill for an act relating to the purchase and use of state-owned automobiles, with report of committee recommending passage, was taken up for consideration.

Taylor of Dubuque, District 51, moved that Senate File 449 be referred to the committee on appropriations.

The motion lost.

Taylor of Dubuque, District 51, moved that Senate File 449 be deferred and that the bill retain its place on the calendar.

The motion lost.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 449)

The ayes were, 70:

Alt	Cochran	Fisher, C. R.	Johnston
Anania	Curtis	Freeman	Kehe
Andersen	Dougherty	Gluba	Kelly
Bennett	Doyle	Goode	Kinley
Bergman	Dunton	Hansen	Knoblauch
Blouin	Edelen	Hill	Kreamer
Campbell	Ellsworth	Holden	Kruse
Clark	Fischer, H. O.	Jesse	Lipsky

Mayberry	Nystrom	Shaw	Uban
McCormick	Patton	Siglin	Varley
McElroy	Pierson	Small	Waugh
Mendenhall	Radl	Sorg	Welden
Menefee	Rex	Stanley	Wells
Middleswart	Rodgers	Stokes	Willits
Millen	Roorda	Strand	Winkelman
Miller	Schmeiser	Stromer	Wirtz
Monroe	Schroeder	Trowbridge	Mr. Speaker
Norpel	Scott		

The nays were, 7:

Christensen	Priebe	Taylor	Wyckoff
Larson	Schwartz	Tieden	

Absent or not voting, 23:

Bray	Franklin	Lawson	Pelton
Camp	Grassley	Logemann	Sargisson
Den Herder	Hamilton	Moffitt	Schwieger
Drake	Husak	Mollett	Skinner
Egenes	Kennedy	Nielsen	Strothman
Ewell	Knoke	Pellett	

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

AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 129, filed
- 2 May 11, 1971, by striking all of lines 18 through 38.

SCHROEDER of Pottawattamie, District 54

- 1 Amend Senate amendment to House File 129, as
- 2 found on page 1415 of the House Journal, by inserting
- 3 the words "the commission for the blind" after the
- 4 comma in line 21.

FISHER of Greene, District 56  
 BENNETT of Polk, District 59  
 WELDEN of Hardin, District 32

- 1 Amend House File 184 as follows:
- 2 1. Page 2, by striking lines 19, 20, and 21 and
- 3 inserting in lieu thereof the following:
- 4 "grand jury. The members shall have the same
- 5 qualifications as the members of a county grand jury
- 6 and they may be challenged by the attorney general."
- 7 2. Page 2, lines 28 and 29, by striking the words
- 8 "or a judge of the district court designated by the
- 9 chief justice".
- 10 3. Page 2, line 30, by inserting after the words
- 11 "jury and" the words "the supreme court".
- 12 4. Page 2, line 33, by inserting after the word
- 13 "general" the words "or his assistants or designees".
- 14 5. Page 3, line 7, by inserting before the word
- 15 "supreme" the words "clerk of the".
- 16 6. Page 3, lines 16 and 17, by striking the words

17 "or a district court judge designated by the chief  
18 justice".

19 7. Page 3, by striking lines 18 through 21,  
20 inclusive, and inserting in lieu thereof the following:

21 "8. Jurisdiction shall be in the county were  
22 a majority of the acts constituting the crime or  
23 crimes charged in the indictment were committed, and  
24 the district court shall have jurisdiction to try  
25 the entire indictment or may transfer one or more  
26 counts to another district court. The defendant may  
27 request a change of venue as provided by law."

28 8. Page 3, line 31, by inserting after the word  
29 "appropriated" the words "and shall not exceed fifty  
30 thousand dollars per fiscal year".

31 9. Page 3, line 33, by inserting after the words  
32 "such funds" the words ", not to exceed fifty thousand  
33 dollars per fiscal year,".

34 10. Page 3, by striking line 35, and page 4, by  
35 striking lines 1 through 4, inclusive.

DOYLE of Woodbury, District 21

On motion by Varley of Adair, District 84, the House adjourned  
until 9:30 a.m., Monday, May 17, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-seventh Calendar Day—Eighty-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MAY 17, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend John McCallum, pastor of the United Methodist Church, Osceola, Iowa.

The Journal of Friday, May 14, 1971, was approved.

## PRESENTATION OF VISITORS

Trowbridge of Floyd, District 9, presented to the House the Honorable Fred B. Hanson, former member of the House in the Fifty-ninth, Sixtieth, Sixtieth Extra and Sixty-second General Assemblies, representing Howard and Mitchell Counties.

The Speaker announced that the following visitors were present in the House chamber:

Judy Mogendorff, an exchange student from Wassenaar, Holland, who is a student at Fairfield Community School and guest of House Page Dee Johnson and family. By Strothman of Henry, District 90.

Five students from LaSalle High School, Cedar Rapids, Iowa, accompanied by their teacher, Mrs. Bruner. By Wells of Linn, District 44.

## BIRTHDAY CONGRATULATIONS

Hansen of Black Hawk, District 37, rose on a point of personal privilege and on behalf of the House extended to the Honorable Floyd H. Millen a "Happy Birthday."

Norpel of Jackson, District 52, rose on a point of personal privilege and on behalf of the House extended to the Honorable Rollin C. Edelen a "Happy Birthday."

## PETITIONS FILED

The following petitions were received and placed on file:

By Varley of Adair, District 84, from eighteen residents of Ringgold and Taylor Counties, and Wyckoff of Benton, District 42, from

fifty residents of Benton County, urging support of the Iowa meat and poultry inspection law.

By Blouin of Dubuque, District 49, from forty-eight residents of Dubuque, Clayton and Jackson Counties supporting the adoption of the Flexible Illinois Progressive Tax Plan.

By Middleswart of Warren, District 93, and Camp of Clinton, District 73, from one hundred twenty-nine students at Simpson College requesting funding of the Iowa Tuition Grant Program from three million to four million for the next biennium.

By Holden of Scott, District 75, and Shaw of Scott, District 78, from one hundred forty-eight residents of Scott County favoring an increase of one million dollars for each year of the next biennium to the Iowa Tuition Grant Program.

By Blouin of Dubuque, District 49; Ellsworth of Dubuque, District 50; and Taylor of Dubuque, District 51, from two hundred twenty-seven students at Loras College in Dubuque and three hundred nine students at Clarke College in Dubuque, supporting the funding of the Tuition Grant Program for private colleges at the eight million dollar level for the coming biennium.

By Mendenhall of Allamakee, District 13, from one hundred sixty-one residents of Winneshiek County favoring raising the funding of the Iowa Tuition Grant Program.

#### EXPLANATION OF VOTE

Due to an emergency Friday morning, May 14, 1971, I was absent from the House chamber. Had I been present, I would have voted "aye" on the following bills passed by the House:

House Files 73, 399, 420, 479, 684 and 687 and Senate Files 138, 289, 345, 449, 460 and 468.

HALLIE L. SARGISSON

#### INTRODUCTION OF BILL

**House File 699**, by committee on appropriations, a bill for an act to make appropriations to certain named persons in settlement of claims made against the state of Iowa.

Read first time and placed on the calendar.

#### SENATE MESSAGES CONSIDERED

**Senate File 485**, a bill for an act relating to elections to fill vacancies in the General Assembly.

Read first time and referred to the sifting committee.

**Senate File 530**, a bill for an act relating to conditions of withdrawal from a county library district.

Read first time and referred to the **sifting committee**.

**Senate File 533**, a bill for an act to legalize the purchase of real estate by the state historical society of Iowa, for the use and benefit of the State of Iowa.

Read first time and referred to the **sifting committee**.

#### PROOF OF PUBLICATION

Published copy of Senate File 539 and verified proof of publication of said bill in The Iowa Falls Citizen, Iowa Falls, Iowa, and The Ackley World-Journal, Ackley, Iowa, on April 29, 1971, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

**WILLIAM R. KENDRICK**  
Chief Clerk, House of Representatives

#### CONSIDERATION OF BILLS

##### APPROPRIATIONS CALENDAR

**House File 694**, a bill for an act to appropriate from the motor vehicle fuel tax fund to the department of revenue, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 694)

The ayes were, 74:

Alt	Fisher, C. R.	Middleswart	Scott
Anania	Franklin	Millen	Siglin
Andersen	Gluba	Miller	Stanley
Bergman	Goode	Moffitt	Stokes
Blouin	Hill	Monroe	Strand
Bray	Holden	Norpel	Stromer
Camp	Husak	Nystrom	Strothman
Campbell	Johnston	Patton	Taylor
Christensen	Kelly	Pellett	Tieden
Clark	Kinley	Pelton	Trowbridge
Cochran	Knoblauch	Pierson	Waugh
Curtis	Knoke	Priebe	Welden
Den Herder	Kruse	Rodgers	Wells
Dougherty	Larson	Roorda	Willits
Doyle	Lawson	Sargisson	Winkelman
Drake	Lipsky	Schmeiser	Wirtz
Edelen	McCormick	Schroeder	Wyckoff
Fellsworth	McElroy	Schwartz	Mr. Speaker
Fischer, H. O.	Menefee		



The nays were, 2:

Dunton                      Freeman

Absent or not voting, 24:

Bennett	Jesse	Mendenhall	Shaw
Egenes	Kehe	Mollett	Skinner
Ewell	Kennedy	Nielsen	Small
Grassley	Kreamer	Radl	Sorg
Hamilton	Logemann	Rex	Uban
Hansen	Mayberry	Schwieger	Varley

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

**House File 695**, a bill for an act to appropriate from the motor vehicle fuel tax fund for the biennium beginning July 1, 1971, and ending June 30, 1973, to the state comptroller, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 695)

The ayes were, 74:

Alt	Fisher, C. R.	Middleswart	Scott
Anania	Franklin	Millen	Siglin
Andersen	Goode	Miller	Stanley
Bergman	Hill	Moffitt	Stokes
Blouin	Holden	Nielsen	Strand
Bray	Husak	Norpel	Stromer
Camp	Johnston	Nystrom	Strothman
Campbell	Kelly	Patton	Taylor
Christensen	Kinley	Pellett	Tieden
Clark	Knoblauch	Pelton	Trowbridge
Cochran	Knoke	Pierson	Waugh
Curtis	Kreamer	Priebe	Welden
Den Herder	Kruse	Rodgers	Wells
Dougherty	Larson	Roorda	Willits
Doyle	Lawson	Sargisson	Winkelman
Drake	Lipsky	Schmeiser	Wirtz
Edelen	McCormick	Schroeder	Wyckoff
Ellsworth	McElroy	Schwartz	Mr. Speaker
Fischer, H. O.	Menefee		

The nays were, 2:

Dunton                      Freeman

Absent or not voting, 24:

Bennett	Hansen	Mendenhall	Shaw
Egenes	Jesse	Mollett	Skinner
Ewell	Kehe	Monroe	Small
Gluba	Kennedy	Radl	Sorg
Grassley	Logemann	Rex	Uban
Hamilton	Mayberry	Schwieger	Varley

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

**House File 696**, a bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 696)

The ayes were, 65:

Alt	Gluba	Miller	Stokes
Andersen	Goode	Moffitt	Strand
Bergman	Hansen	Nielsen	Stromer
Camp	Hill	Nystrom	Strothman
Campbell	Holden	Pellett	Taylor
Christensen	Husak	Pelton	Tieden
Clark	Kelly	Pierson	Trowbridge
Cochran	Kinley	Radl	Varley
Curtis	Knoke	Roorda	Waugh
Den Herder	Kreamer	Sargisson	Welden
Dougherty	Kruse	Schroeder	Wells
Drake	Lawson	Schwartz	Willits
Edelen	McElroy	Schwieger	Winkelman
Ellsworth	Mendenhall	Shaw	Wirtz
Fischer, H. O.	Menefee	Siglin	Wyckoff
Fisher, C. R.	Millen	Stanley	Mr. Speaker
Freeman			

The nays were, 23:

Anania	Ewell	McCormick	Rodgers
Blouin	Franklin	Middleswart	Schmeiser
Bray	Jesse	Monroe	Scott
Doyle	Johnston	Norpel	Small
Dunton	Knoblauch	Patton	Uban
Egenes	Larson	Priebe	

Absent or not voting, 12:

Bennett	Kehe	Logemann	Rex
Grassley	Kennedy	Mayberry	Skinner
Hamilton	Lipsky	Mollett	Sorg

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

#### SIFTING COMMITTEE CALENDAR

**House File 454**, a bill for an act relating to motor vehicle registration cards, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, offered the following amendment filed by Kreamer, et al., and moved its adoption :

Amend House File 454 by adding the following new sections:

Sec. 2 Section three hundred twenty-one point one hundred sixty-three (321.163), Code 1971, is hereby amended as follows:

321.163 CONTRACTS FOR PLATES. The commissioner shall, subject to the approval of the executive council, purchase all number plates, [containers,] and other supplies required by this chapter, except printing and except expenditures of less than one hundred dollars, after receiving competitive bids under open specifications. The bidders shall be required to furnish samples of such supplies and in awarding the contract the commissioner may consider the quality and suitability of the samples submitted as well as the price quoted. A record of all bids submitted shall be kept and the samples submitted shall be preserved until the next subsequent letting.

Sec. 3 Section three hundred twenty-one point one hundred sixty-seven (321.167), Code 1971, is hereby amended as follows:

321.167 DELIVERY OF PLATES OR EMBLEMS. On or before the first day of December of each year, the department shall deliver or cause to be delivered to the county treasurer of each county, approximately as many duplicate number plates [and certificate containers] as there are motor vehicles registered in such county during the preceding year, the plates so delivered to each county treasurer to be in numerical sequence.

In lieu of plates, the department may furnish the county treasurers appropriate distinguishing emblems as provided in section 321.34.

Sec. 4 Section three hundred twenty-one point one hundred sixty-eight (321.168), Code 1971, is hereby amended as follows:

321.168 ADDITIONAL DELIVERIES. Thereafter, during the year, the department, upon requisition of the county treasurer, shall deliver additional number plates [and certificate containers].

The amendment was adopted.

Millen of Van Buren, District 99, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provision of Rule 71, Blouin of Dubuque, District 49, refrained from voting.

On the question "Shall the bill pass?" (H.F. 454)

## The ayes were, 84:

Alt	Freeman	Millen	Shaw
Anania	Gluba	Miller	Siglin
Andersen	Goode	Moffitt	Small
Bergman	Hansen	Monroe	Stanley
Bray	Hill	Nielsen	Stokes
Camp	Holden	Norpel	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Jesse	Patton	Strothman
Clark	Johnston	Pellett	Taylor
Cochran	Kelly	Pelton	Tieden
Curtis	Kinley	Pierson	Trowbridge
Den Herder	Knoblauch	Priebe	Uban
Dougherty	Knoke	Radl	Varley
Doyle	Kreamer	Rodgers	Waugh
Drake	Kruse	Roorda	Welden
Dunton	Larson	Sargisson	Wells
Edelen	Lawson	Schmeiser	Willits
Egenes	Mayberry	Schroeder	Winkelman
Ellsworth	McCormick	Schwartz	Wirtz
Fischer, H. O.	McElroy	Schwieger	Wyckoff
Franklin	Menefee	Scott	Mr. Speaker

## The nays were, 3:

Ewell	Fisher, C. R.	Middleswart
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## Absent or not voting, 13:

Bennett	Kehe	Logemann	Rex
Blouin	Kennedy	Mendenhall	Skinner
Grassley	Lipsky	Mollett	Sorg
Hamilton			

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

## SENATE FILE 433 DEFERRED

**Senate File 433**, a bill for an act to provide for annual validation of motor vehicle registration plates, with report of committee recommending passage, was taken up for consideration.

Pelton of Clinton, District 74, offered the amendment filed by him on May 13, 1971, and found on pages 1497 and 1498 of the House Journal.

Goode of Davis, District 98, asked and received unanimous consent that **Senate File 433** be deferred and that the bill be retained on the calendar under **unfinished business**.

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**Senate File 302**, a bill for an act relating to the reporting of motor vehicle accidents, with report of committee recommending passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, asked and received unani-

mous consent to withdraw the amendment filed by him on May 13, 1971, and found on page 1497 of the House Journal.

Schwieger of Black Hawk, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 302)

The ayes were, 86:

Alt	Franklin	Menefee	Schwieger
Anania	Freeman	Middleswart	Scott
Andersen	Gluba	Millen	Shaw
Bergman	Goode	Miller	Siglin
Blouin	Hansen	Moffitt	Small
Bray	Hill	Monroe	Stanley
Camp	Holden	Nielsen	Stokes
Campbell	Husak	Norpel	Strand
Christensen	Jesse	Nystrom	Stromer
Clark	Johnston	Patton	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Kinley	Pelton	Tieden
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Priebe	Uban
Doyle	Kreamer	Radl	Varley
Drake	Kruse	Rodgers	Waugh
Dunton	Larson	Roorda	Willits
Edelen	Lawson	Sargisson	Winkelman
Egenes	Mayberry	Schmeiser	Wirtz
Ellsworth	McCormick	Schroeder	Wyckoff
Fischer, H. O.	McElroy	Schwartz	Mr. Speaker
Fisher, C. R.	Mendenhall		

The nays were, none.

Absent or not voting, 14:

Bennett	Kehe	Mollett	Sorg
Ewell	Kennedy	Rex	Welden
Grassley	Lipsky	Skinner	Wells
Hamilton	Logemann		

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

#### WAYS AND MEANS CALENDAR

The House resumed consideration of **House File 466**, a bill for an act to authorize counties operating county public hospitals to issue revenue bonds, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by him and moved its adoption:

Amend House File 466 as follows:

1. Page 2, line 3, by inserting after the word "having" the word "theretofore".
2. Page 2, line 7, by inserting after the word "any" the word "such".

3. Page 2, line 12, by inserting after the comma following the word "advisable" the words "from time to time".

4. Page 2, by striking lines 15 through 21, inclusive, and inserting in lieu thereof the following: "from the operation of the county public hospital. All such bonds may bear such date or dates, may mature at such time or times not exceeding thirty years from their respective dates, may bear interest at such rate or rates not exceeding seven percent per annum payable semiannually, may be in such form and payable at such place or places, and may be subject to such redemption privileges as are stated on the face thereof and as may be provided in the resolution."

5. Page 2, line 28, by striking the word "twenty" and inserting in lieu thereof the word "thirty".

6. Page 2, line 31, by striking the word "twenty" and inserting in lieu thereof the word "five".

7. Page 3, line 16, by inserting after the word "section" the words "be or".

8. Page 3, line 17, by inserting after the word "county" the words "within the purview of any constitutional or statutory limitation or provision".

9. Page 3, line 18, by inserting after the word "constitute" the word "such".

10. Page 4, line 3, by inserting after the word "issued" the words "and outstanding".

11. Page 4, by striking lines 7 through 27, inclusive, and inserting in lieu thereof the following: "interest on and principal due of any revenue bonds issued hereunder from the revenues derived from the operation of such hospital, there be a balance of such revenues insufficient to pay the expenses of operation and maintenance of the county public hospital the board of hospital trustees shall certify that fact as soon as ascertained to the board of supervisors of such county, and thereupon it shall be the duty of such board of supervisors to make the amount of such deficiency for paying the expenses of operation and maintenance of the county public hospital available from other county funds or, the board of supervisors of such county shall levy a tax not to exceed one mill in counties having a population of less than two hundred twenty-five thousands inhabitants, or four and one-half mills in counties having a population of two hundred twenty-five thousands inhabitants or over, in any one year on all the taxable property in said county in an amount sufficient for that purpose, it being conditioned that no general county funds or the proceeds of any taxes shall ever be used or applied to the payment of the interest on or principal of any revenue bonds issued under the provisions of this section, but

that such general county funds or proceeds of taxes may only be used and applied to pay such expenses of operation and maintenance of the county public hospital as cannot be paid from available revenues derived from such operation."

12. Page 4, by striking lines 31 and 32 and inserting in lieu thereof the following: "supervisors on competitive bidding following such advertisement as may be prescribed by such board."

13. Page 5, by striking lines 10 through 21, inclusive, and inserting in lieu thereof the following: *"bonds are issued and outstanding under the provisions of section 1 of this Act, the authority contained in section 1 of this Act to levy the tax to pay operating and maintenance expenses, when and as therein provided, shall be in lieu of and not in addition to the authority contained in this section to levy the tax of not to exceed one mill for the improvement, maintenance and replacements of the hospital and of not to exceed four and one-half mills for improvements and maintenance of the hospital in counties having a population of two hundred twenty-five thousand inhabitants or over."*

Sec. 3. Section three hundred forty-seven point thirteen (347.13), subsection nine (9), Code 1971, is amended by inserting in line 6 after the word 'year' the following: ', subject to the provisions of section 1 of this Act.'

Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Algona Kossuth County Advance, a newspaper published in Algona, Iowa, and in The Spirit Lake Beacon, a newspaper published in Spirit, Lake, Iowa."

Priebe of Kossuth, District 6, offered the following amendment to the amendment and moved its adoption:

Amend the Holden amendment to House File 466, filed May 6, 1971, by striking all of lines 22 and 23.

The amendment to the amendment was adopted.

Holden of Scott, District 75, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Trowbridge of Floyd, District 9, offered the following amendment filed by him:

Amend House File 466 as follows:

1. Page 2, line 3, by inserting after the word "county" the words "of twenty thousand or more in population and".

2. Page 5, by adding the following new section after line 3:

“Sec. .... Chapter three hundred forty-seven (347), Code 1971, is amended by adding the following new section:

Any county of less than twenty thousand in population may issue revenue bonds of the same type and for the same purposes as provided in section one (1) of this Act only if a proposition to issue the bonds is submitted at an election throughout the county and approved by not less than sixty percent of the votes for and against the proposition. The election shall be called and conducted in the manner provided by chapter three hundred forty-five (345) of the Code on order of the board of supervisors after a resolution authorizing the revenue bonds has been adopted by the board of supervisors and notice published by the county auditor in at least one newspaper of general circulation in the county at least once each week for two consecutive weeks. The notice shall specify the amount of bonds proposed to be issued and shall identify the resolution by the date of its adoption.”

Trowbridge of Floyd, District 9, offered the following amendment to his amendment and moved its adoption:

Amend the Trowbridge amendment to House File 466 filed May 12, 1971, and found on page 1476 of the House Journal, by inserting the word “first” after the word “the” in line 2.

The amendment to the amendment was adopted.

Trowbridge of Floyd, District 9, moved the adoption of his amendment as amended.

A non-record roll call was requested.

The ayes were 36, nays 40.

The amendment as amended lost.

(House File 466 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### CONSIDERATION OF BILLS

The House resumed consideration of **House File 466**.

Priebe of Kossuth, District 6, moved that the bill be read a last



time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 466)

The ayes were, 65:

Alt	Fisher, C. R.	Menefee	Sargisson
Andersen	Freeman	Middleswart	Schmeiser
Bergman	Gluba	Millen	Schwieger
Bray	Hansen	Miller	Scott
Camp	Holden	Moffitt	Siglin
Christensen	Kehe	Mollett	Stanley
Clark	Kelly	Monroe	Stokes
Cochran	Knoblauch	Nielsen	Tieden
Curtis	Kreamer	Norpel	Varley
Den Herder	Kruse	Nystrom	Waugh
Dougherty	Lawson	Patton	Welden
Doyle	Lipsky	Pellett	Wells
Drake	Logemann	Pierson	Willits
Dunton	Mayberry	Priebe	Wirtz
Edelen	McCormick	Rex	Wyckoff
Egenes	McElroy	Rodgers	Mr. Speaker
Ewell			

The nays were, 23:

Anania	Goode	Pelton	Strothman
Blouin	Grassley	Roorda	Taylor
Campbell	Hill	Schroeder	Trowbridge
Ellsworth	Husak	Shaw	Uban
Fischer, H. O.	Knoke	Small	Winkelman
Franklin	Mendenhall	Strand	

Absent or not voting, 12:

Bennett	Johnston	Larson	Skinner
Hamilton	Kennedy	Radl	Sorg
Jesse	Kinley	Schwartz	Stromer

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

#### SENATE AMENDMENT CONSIDERED

The House resumed consideration of **House File 14**, a bill for an act relating to the leasing of property by the state conservation commission, amended by the Senate, as follows:

Amend House File 14 as follows:

1. Page 1, line 6, by striking the words " , with the approval of the executive council," and inserting in lieu thereof the words "[ , with the approval of the executive council,] *recommend that the executive council*".
2. Page 1, line 8, by striking the word "its" and inserting in lieu thereof the words "[its] *the commission's*".
3. Page 1, line 11, by inserting after the word "purpose." the following:

*"The council may, if it approves the recommendation and the lease to be entered into is for five years or less,*

*execute the lease in behalf of the state and commission. If the recommendation is for a lease in excess of five years, the council shall advertise for bids therefor as provided in section 19.20. If a bid is accepted, the lease shall be let or executed by the council as provided in section 19.21, except that the lease shall be let or executed in accordance with the most desirable bid. The lease shall not be executed for a term longer than fifty years. Any such leaseholder interest, including any improvements placed thereon, shall be listed on the tax rolls as provided in chapters 428 and 443; assessed and valued as provided in chapter 441; taxes levied thereon as provided in chapter 444; collected as provided in chapter 445; and subject to tax sale, redemption, and apportionment of taxes as provided in chapters 446, 447, and 448. It shall be the duty of the lessee to discharge and pay all such taxes."*

Shaw of Scott, District 78, offered the following amendment to the Senate amendment and moved its adoption:

Amend the Senate amendment to House File 14, line 14, by inserting after the comma, the words "*with the exception of agricultural lands specifically dealt with in Article I, section 24, of the Constitution of Iowa,*".

The amendment to the Senate amendment was adopted.

The House resumed consideration of the following amendment offered by Blouin of Dubuque, District 49:

Amend the Senate amendment to House File 14, line 19, by striking the word "fifty" and inserting in lieu thereof the word "twenty".

Blouin of Dubuque, District 49, moved the adoption of his amendment.

A non-record roll call was requested.

The ayes were 33, nays 51.

The amendment lost.

Speaker pro tempore Millen in the chair at 2:40 p.m.

Shaw of Scott, District 78, moved the adoption of the Senate amendment as amended by the House.

Motion prevailed and the Senate amendment as amended by the House was adopted.

Shaw of Scott, District 78, moved that the bill, as amended by the Senate, further amended by the House, and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 14)

The ayes were, 59:

Alt	Grassley	Miller	Stanley
Andersen	Hill	Moffitt	Stokes
Bergman	Holden	Mollett	Strand
Camp	Kehe	Nielsen	Strothman
Campbell	Kinley	Norpel	Taylor
Christensen	Knoke	Nystrom	Tieden
Clark	Kreamer	Pellett	Trowbridge
Curtis	Kruse	Pelton	Varley
Den Herder	Lawson	Pierson	Waugh
Drake	Lipsky	Rex	Welden
Edelen	Logemann	Rodgers	Winkelman
Egenes	Mayberry	Schroeder	Wirtz
Ellsworth	McElroy	Schwieger	Wyckoff
Fisher, C. R.	Mendenhall	Shaw	Mr. Speaker
Freeman	Menefee	Siglin	(Millen)

The nays were, 29:

Anania	Franklin	McCormick	Sargisson
Blouin	Gluba	Middleswart	Schmeiser
Bray	Goode	Monroe	Scott
Cochran	Husak	Patton	Small
Dougherty	Kelly	Priebe	Uban
Doyle	Knoblauch	Radl	Wells
Dunton	Larson	Roorda	Willits
Fischer, H. O.			

Absent or not voting, 12:

Bennett	Hansen	Johnston	Skinner
Ewell	Harbor	Kennedy	Sorg
Hamilton	Jesse	Schwartz	Stromer

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### APPROPRIATIONS CALENDAR

**House File 688**, a bill for an act making an appropriation to the department of public instruction to provide school lunch assistance, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 688)

The ayes were, 80:

Alt	Bray	Cochran	Drake
Anania	Camp	Curtis	Dunton
Andersen	Campbell	Den Herder	Edelen
Bergman	Christensen	Dougherty	Egenes
Blouin	Clark	Doyle	Ellsworth

Ewell	Logemann	Pellett	Strand
Fisher, C. R.	Mayberry	Pelton	Strothman
Franklin	McCormick	Pierson	Taylor
Freeman	McElroy	Priebe	Tieden
Gluba	Mendenhall	Radl	Trowbridge
Goode	Menefee	Rodgers	Uban
Grassley	Middleswart	Roorda	Varley
Hill	Miller	Sargisson	Waugh
Holden	Moffitt	Schroeder	Wells
Husak	Mollett	Scott	Willits
Kinley	Monroe	Shaw	Winkelman
Knoblauch	Nielsen	Siglin	Wirtz
Knoke	Norpel	Small	Wyckoff
Kruse	Nystrom	Stanley	Mr. Speaker
Larson	Patton	Stokes	(Millen)
Lipsky			

## The nays were, 3:

Kehe	Kelly	Kreamer
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## Absent or not voting, 17:

Bennett	Jesse	Rex	Skinner
Fischer, H. O.	Johnston	Schmeiser	Sorg
Hamilton	Kennedy	Schwartz	Stromer
Hansen	Lawson	Schwieger	Welden
Harbor			

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

**House File 692**, a bill for an act to appropriate administration and educational and training aid funds from the general fund of the state to the department of public instruction, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 692)

## The ayes were, 80:

Alt	Edelen	Kinley	Monroe
Anania	Egenes	Knoblauch	Nielsen
Andersen	Ellsworth	Knoke	Norpel
Bergman	Ewell	Kreamer	Nystrom
Blouin	Fischer, H. O.	Kruse	Patton
Bray	Fisher, C. R.	Lawson	Pellett
Camp	Franklin	Lipsky	Pelton
Campbell	Freeman	Logemann	Pierson
Christensen	Gluba	McCormick	Priebe
Clark	Goode	McElroy	Radl
Cochran	Grassley	Mendenhall	Rodgers
Curtis	Hansen	Menefee	Roorda
Den Herder	Hill	Middleswart	Sargisson
Dougherty	Holden	Miller	Schroeder
Doyle	Husak	Moffitt	Scott
Drake	Kelly	Mollett	Shaw

Siglin	Taylor	Waugh	Wirtz
Small	Tieden	Wells	Wyckoff
Stanley	Trowbridge	Willits	Mr. Speaker
Stokes	Varley	Winkelman	(Millen)
Strand			

The nays were, 3:

Dunton	Kehe	Uban
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Absent or not voting, 17:

Bennett	Kennedy	Schmeiser	Sorg
Hamilton	Larson	Schwartz	Stromer
Harbor	Mayberry	Schwieger	Strothman
Jesse	Rex	Skinner	Welden
Johnston			

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

#### HOUSE FILE 691 REREFERRED

Camp of Clinton, District 73, asked and received unanimous consent that **House File 691** be rereferred to the committee on **appropriations**.

#### MOTION TO RECONSIDER (House File 687)

I move to reconsider the vote by which House File 687 passed the House on May 14, 1971.

WILLARD HANSEN

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

House File 605, a bill for an act relating to the regulated use of ground water.

CARROLL A. LANE, Secretary

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 325, 326, 386, 502, 507 and 526.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

**BILLS SIGNED BY THE SPEAKER**

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 325, 326, 386, 502, 507 and 526.

**BILLS SIGNED BY THE GOVERNOR**

A communication was received from the Governor announcing that on May 14, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 349, an act relating to the penalty and interest for the sales tax.

Senate File 361, an act relating to taxation of private and professional libraries.

Senate File 462, an act relating to property tax levies for the basic school tax in Ida, Johnson and Kossuth Counties.

**REPORT OF SIFTING COMMITTEE**

**MR. SPEAKER:** Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

**S. F. 402 COMMITTEE BILL.** Benefits under the peace officers' retirement system. By law enforcement.

**H. F. 571** Relating to obscenity and indecent material. By Kreamer, Roorda, et al.

**H. F. 671 COMMITTEE BILL.** To provide for the disposal of abandoned motor vehicles. By committee on environmental preservation; Kehe, chairman.

ANDREW VARLEY, Chairman

**REPORT OF SIFTING COMMITTEE**

(Noncontroversial Calendar)

**MR. SPEAKER:** Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

**S. F. 425** To legalize and validate the proceedings of the town council of the town of Peterson, Clay County, Iowa, levying certain special assessments and issuing special assessment street improvement bonds. By Milligan.

**H. F. 257** Relating to assessments levied by drainage and levee districts. By Cochran.

**H. F. 412** Relating to administrative rules of departments of the state. By Welden, et al.

ANDREW VARLEY, Chairman

## AMENDMENTS FILED

- 1 Amend House File 691 as follows:  
 2 1. Page 2, line 2, by striking everything after  
 3 the word "for" and inserting in lieu thereof the words  
 4 "the fiscal year".  
 5 2. Page 2, line 3, by striking the numerals "1973"  
 6 and inserting in lieu thereof the numerals "1972".  
 7 3. Page 2, lines 7 and 8, by striking the following:  
 8 "1972-73"  
 9 *Fiscal Year*".  
 10 4. Page 2, by striking the comma in line 13 and  
 11 all of lines 14 through 16 and inserting in lieu thereof  
 12 the following:  
 13 ": \$197,732.00".

UBAN of Black Hawk, District 38

- 1 Amend House File 697 as follows:  
 2 1. By striking in line 7, page 1, "thirty  
 3 thousand (30,000)" and inserting in lieu thereof  
 4 "forty thousand (40,000)".

WILLITS of Polk, District 57

EWELL of Black Hawk, District 29

- 1 Amend House File 697 as follows:  
 2 1. By striking in line seven (7) "thirty thousand  
 3 (30,000) dollars" and by inserting in lieu thereof  
 4 "twenty-five thousand (25,000) dollars".

JOHNSTON, of Johnson, District 70

On motion by Varley of Adair, District 84, the House adjourned  
 until 8:30 a.m., Tuesday, May 18, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-eighth Calendar Day—Eighty-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MAY 18, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Lloyd Gross, pastor of the Peace Reformed Church, Garner, Iowa.

The Journal of Monday, May 17, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Harbor by Varley of Adair, District 84; Skinner of Polk, District 60, on request of Kennedy of Chickasaw, District 11; Cochran of Webster, District 29, on request of Middleswart of Warren, District 93; Gluba of Scott, District 76, on request of Small of Johnson, District 69.

## PRESENTATION OF VISITORS

Wirtz of Palo Alto, District 16, presented to the House the Honorable Edward Norland, former member of the General Assembly during the Fifty-sixth General Assembly representing Palo Alto County.

The Speaker announced that the following visitors were present in the House chamber:

Eighty fifth grade students from Interstate 35 School, St. Charles, Iowa, accompanied by their teacher, Carl Sheets. By Siglin of Lucas, District 86.

Twenty-three fifth grade students from Meeker School, Ames, Iowa, accompanied by their teachers, Miss Ruth Walker, Mrs. Carlson and Mrs. Ellingson. By Egenes of Story, District 33.

Ten students from Smouse Opportunity School, Des Moines, Iowa, accompanied by their teachers, Miss Bell and Mrs. Enepy. By Jesse of Polk, District 58.

Nineteen eighth grade students from Keota-Harper Catholic School, Keota, Iowa, accompanied by their teachers, Mrs. Lucas and Sister Mary Edgar. By Dunton of Keokuk, District 88.



Six elementary grade students from the Seventh Day Adventist School, Burlington, Iowa, accompanied by their teacher, W. G. Lamén. By Schmeiser of Des Moines, District 91.

Thirteen Boy Scouts from Minden, Iowa, accompanied by their leader, Mrs. Dixie Felton. By Schroeder of Pottawattamie, District 54.

Forty-one fifth grade students from East Greene Community School, Dana, Iowa, accompanied by their teachers, Leone Fritz and Miss Dorsey. By Fisher of Greene, District 56.

Twenty-three sixth grade students from the Diagonal Community School, Diagonal, Iowa, accompanied by their teacher, Mrs. Kessler. By Christensen of Union, District 95.

#### INTRODUCTION OF BILLS

**House File 700**, by committee on appropriations, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

Read first time and placed on the appropriations calendar.

**House File 701**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to various state departments and their divisions.

Read first time and placed on the appropriations calendar.

**House File 702**, by committee on appropriations, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

Read first time and placed on the appropriations calendar.

**House File 703**, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board.

Read first time and placed on the appropriations calendar.

**House File 704**, by committee on human and industrial relations, a bill for an act to extend and improve the federal-state unemployment compensation program.

Read first time and referred to the sifting committee.

#### MOTIONS TO RECONSIDER

(House File 688)

I move to reconsider the vote by which House File 688 passed the House on May 17, 1971.

BERL E. PRIEBE

(House File 692)

I move to reconsider the vote by which House File 692 passed the House on May 17, 1971.

BERL E. PRIEBE

(House File 694)

I move to reconsider the vote by which House File 694 passed the House on May 17, 1971.

BERL E. PRIEBE

(House File 695)

I move to reconsider the vote by which House File 695 passed the House on May 17, 1971.

BERL E. PRIEBE

## CONSIDERATION OF BILLS

Drake of Muscatine, District 71, asked and received unanimous consent that House File 412 be taken up for consideration.

**House File 412**, a bill for an act relating to administrative rules of departments of the state, with report of committee recommending amendment and passage, was taken up for consideration.

Welden of Hardin, District 32, offered the following amendment filed by the sifting committee and moved its adoption:

Amend House File 412 by striking lines 4 and 5 and inserting in lieu thereof the following:

"Section 1. Section seventeen A point ten (17A.10), Code 1971, is amended by adding thereto the following paragraph:"

The amendment was adopted.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 412)

The ayes were, 78:

Anania	Drake	Kehe	Middleswart
Andersen	Dunton	Kelly	Miller
Bergman	Edelen	Kennedy	Moffitt
Blouin	Egenes	Knoblauch	Monroe
Camp	Ellsworth	Knoke	Nielsen
Campbell	Fisher, C. R.	Kreamer	Norpel
Christensen	Freeman	Kruse	Nystrom
Clark	Goode	Lipsky	Patton
Curtis	Grassley	Mayberry	Pelton
Den Herder	Hill	McCormick	Pierson
Dougherty	Holden	Mendenhall	Priebe
Doyle	Husak	Menefee	Radi

Rex	Scott	Strothman	Wells
Rodgers	Shaw	Taylor	Willits
Roorda	Siglin	Tieden	Winkelman
Sargisson	Small	Trowbridge	Wirtz
Schmeiser	Stanley	Uban	Wyckoff
Schroeder	Stokes	Varley	Mr. Speaker
Schwartz	Strand	Waugh	(Millen)
Schwieger	Stromer	Welden	

The nays were, none.

Absent or not voting, 22:

Alt	Franklin	Johnston	McElroy
Bennett	Gluba	Kinley	Mollett
Bray	Hamilton	Larson	Pellet
Cochran	Hansen	Lawson	Skinner
Ewell	Harbor	Logemann	Sorg
Fischer, H. O.	Jesse		

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

#### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **Senate File 433**, a bill for an act to provide for annual validation of motor vehicle registration plates, and the amendment filed by Pelton of Clinton, District 74, on May 13, 1971, and found on pages 1497 and 1498 of the House Journal.

Pelton of Clinton, District 74, asked and received unanimous consent that his amendment be withdrawn.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 433)

The ayes were, 69:

Anania	Freeman	Miller	Stanley
Andersen	Goode	Nielsen	Strand
Bergman	Grassley	Norpel	Stromer
Blouin	Hill	Patton	Strothman
Camp	Holden	Pelton	Taylor
Campbell	Husak	Pierson	Tieden
Christensen	Kehe	Priebe	Trowbridge
Clark	Kelly	Rex	Uban
Curtis	Knoblauch	Roorda	Varley
Den Herder	Knoke	Sargisson	Waugh
Dougherty	Kreamer	Schmeiser	Welden
Drake	Kruse	Schroeder	Willits
Dunton	Lipsky	Schwartz	Winkelman
Edelen	McCormick	Scott	Wirtz
Egenes	McElroy	Shaw	Wyckoff
Ellsworth	Mendenhall	Siglin	Mr. Speaker
Fischer, H. O.	Menefee	Small	(Millen)
Fisher, C. R.	Middleswart		

**The nays were, 7:**

Doyle	Moffitt	Rodgers	Wells
Kennedy	Nystrom	Stokes	

**Absent or not voting, 24:**

Alt	Gluba	Kinley	Monroe
Bennett	Hamilton	Larson	Pellett
Bray	Hansen	Lawson	Radl
Cochran	Harbor	Logemann	Schwieger
Ewell	Jesse	Mayberry	Skinner
Franklin	Johnston	Mollett	Sorg

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

**SIFTING COMMITTEE CALENDAR**

**Senate File 402**, a bill for an act relating to benefits under the peace officers' retirement systems, with report of committee recommending passage, was taken up for consideration.

Moffitt of Appanoose, District 96, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 402)

**The ayes were, 79:**

Anania	Freeman	Middleswart	Shaw
Andersen	Goode	Miller	Siglin
Bergman	Grassley	Moffitt	Small
Blouin	Hill	Nielsen	Stanley
Bray	Holden	Norpel	Stokes
Camp	Husak	Nystrom	Strand
Campbell	Kehe	Patton	Stromer
Christensen	Kelly	Pellett	Strothman
Clark	Kennedy	Pelton	Taylor
Curtis	Kinley	Pierson	Tieden
Den Herder	Knoblauch	Priebe	Trowbridge
Dougherty	Knoke	Radl	Waugh
Doyle	Kreamer	Rodgers	Welden
Drake	Kruse	Roorda	Wells
Dunton	Lipsky	Sargisson	Willits
Edelen	Mayberry	Schmeiser	Winkelman
Egenes	McCormick	Schroeder	Wirtz
Ellsworth	McElroy	Schwartz	Wyckoff
Fischer, H. O.	Mendenhall	Schwieger	Mr. Speaker
Fisher, C. R.	Menefee	Scott	(Millen)

The nays were, none.

**Absent or not voting, 21:**

Alt	Hamilton	Larson	Rex
Bennett	Hansen	Lawson	Skinner
Cochran	Harbor	Logemann	Sorg
Ewell	Jesse	Mollett	Uban
Franklin	Johnston	Monroe	Varley
Gluba			

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

Kreamer of Polk, District 63, asked and received unanimous consent to take up for consideration **House File 571**, a bill for an act relating to obscenity and indecent material, declaring certain acts to be unlawful, and providing penalties, with report of committee recommending passage.

Knoke of Pottawattamie, District 79, offered the following amendment filed by Knoke, et al.:

Amend House File 571 as follows:

1. Page 6, by adding after line 5 the following new sections:

"Sec. 9. CIVIL SUIT TO DETERMINE OBSCENITY. Whenever the county attorney of any county has reasonable cause to believe that any person is engaged or plans to engage in the sale or commercial exhibition or distribution within his county of any obscene book, pamphlet, leaflet, paper, magazine, painting, drawing, etching, engraving, print, sculpture, carving, bas relief, slide, motion picture film or other graphic or plastic reproduction or representation, any or all of which for purposes of this Act are designated 'challenged material', he may institute a civil proceeding in the district court of the county for an adjudication regarding the obscenity of the challenged material.

Sec. 10. FILING OF PETITION—CONTENTS. The proceeding shall be instituted by filing with the court a petition directed against the challenged material by name or description and shall allege the obscene nature of the challenged material, and list the names and addresses, if known, of the artist, author, producer, publisher, manufacturer, distributor and, so far as they be known, all other persons interested in its sale or commercial exhibition or distribution, any or all of whom are for purposes of this Act designated 'parties in interest'.

Sec. 11. EXAMINATION OF CHALLENGED MATERIAL—SUBPOENA TO OBTAIN. Upon the filing of a petition pursuant to this Act the court shall immediately examine the challenged material. If the challenged material cannot be made available by the petitioner, the court shall issue a subpoena duces tecum to obtain the material for examination and any person served with such a subpoena within this state who has the challenged material in his possession or control shall produce it immediately or as soon as practicable. The subpoena shall require the production of such challenged material as may come within the possession or control of the person within sixty days after the subpoena is served upon him unless the court has in the interim examined the challenged material.

In determining whether the challenged material can be made available by the petitioner, no consideration may be given to the fact that petitioner, could purchase the challenged material if its cost would exceed fifteen dollars and the petition so states.

**Sec. 12. ADVERSARY HEARING.** If the court, upon examination, finds no probable cause to believe the challenged material obscene it shall dismiss the petition; but if the court finds such probable cause it shall set a time and place of hearing for an adversary determination of the obscenity of the challenged material. The court shall, within forty-eight hours after the challenged material is examined, issue a notice of such hearing, which notice shall:

1. Be addressed to all parties in interest to the proceedings.
2. Describe the challenged material with reasonable certainty.
3. Summon the parties in interest and all others whom it may concern to appear before the court at a place and time named in the notice, which time shall not be less than five nor more than fifteen days after examination of the challenged material by the court.
4. Be signed by the presiding judge.

**Sec. 13. NOTICE OF HEARING.** The notice of hearing shall be served at least three days prior to the hearing, and in the following manner:

1. By publication of the notice in two successive issues in a newspaper of general circulation within the county, in which the proceeding is filed.
2. By personal service of the notice upon those parties in interest who are residents of the county, or, if personal service cannot be accomplished, by leaving copies of the notice at the last known residences of those parties, with adult members of their families if possible.
3. By mailing a copy of the notice by registered mail to the last known addresses of those parties in interest who are not residents of the county.

**Sec. 14. RESTRAINING ORDER—HOW SET ASIDE.** When hearing is set pursuant to this Act, the court may issue a temporary restraining order against the sale or distribution of the challenged material. The order shall continue in effect until a determination of the obscenity of the challenged material is made by the court unless previously set aside pursuant to this section. The court shall cause a copy of the temporary restraining order to be served immediately upon the parties in interest in the manner provided in section thirteen (13), subsections two (2) and three (3) of this Act. Any person aggrieved by issuance of the order may contest it by filing with the court an application to set aside the order and by causing

a copy of the application to be served upon the county attorney.

**Sec. 15. ANSWERS FILED.** On or before the date of hearing, the parties in interest, and any other person having or claiming any interest in the commercial distribution of the challenged material, may appear and file an answer. The court may by order permit any other party to appear and file an answer *amicus curiae*.

**Sec. 16. EX PARTE IF NO ANSWER FILED.** If no one appears and files an answer on or before the hearing date, the court shall hear the matter *ex parte*, receiving in evidence the challenged material and such other matter as may be offered or as the court may deem proper. Should the court after such hearing find the challenged material to be obscene, it shall order the clerk of court to enter judgment accordingly, but the court in its discretion may except from the judgment a specified category of persons to whom the challenged material may be shown, sold, or distributed.

**Sec. 17. EVIDENCE CONSIDERED.** The court shall conduct the hearing in accordance with the rules of civil procedure applicable to the trial of cases without a jury. At the hearing the court shall consider the challenged material, and receive into evidence in addition to other competent evidence, the offered testimony of experts pertaining to:

1. The artistic, literary, medical, scientific, cultural, and educational values, if any, of the challenged material.

2. The degree of public acceptance of the challenged material or material of similar character, within the county in which the proceeding is brought.

3. The intent of the author, artist, producer, publisher, or manufacturer in creating the challenged material.

4. The reputation of the artist, producer, publisher, author, or manufacturer.

5. The advertising promotion and other circumstances relating to the sale of the challenged material.

6. The nature of classes of persons, including scholars, scientists, artists, and physicians, for whom the challenged material may not have prurient appeal, and who may be subject to exception pursuant to section sixteen (16) of this Act.

**Sec. 18. WRITTEN FINDING BY COURT.** In making a decision on the obscenity of the challenged material the court shall consider, among other things, the evidence offered pursuant to section seventeen (17) of this Act, if any, and shall make a written determination upon every consideration relied upon in the proceeding in its findings of fact and conclusions of law or in a memorandum accompanying them.

**Sec. 19. JUDGMENT CONTENTS.** If the court finds the challenged material not obscene, it shall order the clerk of court to enter judgment accordingly. If the court finds the challenged material to be obscene, it shall order the clerk to enter judgment that the challenged material is obscene, but in its discretion may except from its judgment a specified category of persons to whom the challenged material may be shown, sold, or distributed.

**Sec. 20. KNOWLEDGE OF OBSCENITY PRESUMED.** While a temporary restraining order made pursuant to section fourteen (14) of this Act is in effect, or after the entry of a judgment pursuant to sections sixteen (16) or nineteen (19) of this Act, any party in interest upon whom a temporary restraining order is served or against whom a judgment has been entered who publishes, sells, rents, lends, transports in intrastate commerce, or commercially distributes or exhibits the challenged material, or has the challenged material in his possession with intent to exhibit, publish, sell, rent, lend, transport in intrastate commerce, or commercially distribute or exhibit the same, is presumed to have knowledge that the challenged material is obscene under this Act.

**Sec. 21. APPEAL.** Any party to the proceeding, including the petitioner, may appeal from the judgment of the court to the supreme court, as provided by law.

**Sec. 22. CIVIL SUIT NOT NECESSARY TO CRIMINAL SUIT.** The petition and civil proceeding authorized under this Act, relating to challenged material, shall be intended only to establish the nature of the material in cases where such establishment is thought to be useful or desirable by the petitioner; and proceedings under this Act shall not be construed to be a necessary prerequisite to the filing of criminal charges.

**Sec. 23. EFFECT OF JUDGMENT.** When judgment that any challenged material is obscene has been entered pursuant to sections sixteen (16) or nineteen (19) of this Act, examples or copies of material so adjudged shall thereafter be subject to discovery and seizure anytime and anywhere in Iowa, pursuant to chapter seven hundred fifty-one (751) of the Code."

Hill of Polk, District 62, offered the following amendment to the amendment from the floor and moved its adoption:

Amend House File 571 as follows:

1. Amend the Knoke, et al., amendment filed May 4, 1971, by striking lines 121 through 123 and inserting in lieu thereof the following:

"2. The degree of public acceptance within the state of the challenged material or material of similar character."

The amendment to the amendment was adopted.



Knoke of Pottawattamie moved the adoption of the Knoke, et al., amendment as amended.

The amendment as amended was adopted.

Freeman of Buena Vista, District 15, offered the following amendment from the floor and moved its adoption:

Amend House File 571 by adding the following three sections after line 5 on page 6:

1. "Sec. 9. A film containing scenes or frames showing nude persons, or depicting sex relations or acts of perversion, or the illegal use of drugs as defined in Senate File one (1), Acts of the Sixty-fourth General Assembly, First Session, shall not be shown at an open-air or drive-in motion picture theater."

2. "Sec. 10. Whoever shall exhibit a film forbidden by section nine (9) of this Act shall be guilty of a misdemeanor. Provided that in the trial of a charge of violating this section the trier of fact after viewing the film shall decide whether or not the film contained scenes or frames specified in section nine (9) of this Act."

3. "Sec. 11. A movie theater shall not show a preview or an excerpt of a motion picture which has received either an 'R' or 'X' rating pursuant to the code of rating of the motion picture association of America during the showing of a motion picture which is rated 'G' or 'GP'. Any person violating this section is guilty of a misdemeanor."

Roll call was requested by Freeman of Buena Vista, District 15, and Dougherty of Monroe, District 94.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 40:

Andersen	Goode	Nystrom	Scott
Bergman	Husak	Patton	Stokes
Bray	Knoblauch	Pellett	Strand
Campbell	Logemann	Priebe	Stromer
Christensen	Mayberry	Radl	Strothman
Curtis	Middleswart	Rodgers	Taylor
Dougherty	Miller	Roorda	Waugh
Doyle	Moffitt	Sargisson	Wells
Dunton	Nielsen	Schwartz	Winkelman
Freeman	Norpel	Schwieger	Wyckoff

The nays were, 45:

Alt	Edelen	Hansen	Kinley
Anania	Egenes	Hill	Knoke
Blouin	Ellsworth	Kehe	Kreamer
Clark	Ewell	Kelly	Kruse
Den Herder	Fischer, H. O.	Kennedy	Larson

Lawson	Pelton	Small	Varley
Lipsky	Pierson	Sorg	Welden
McCormick	Rex	Stanley	Willits
McElroy	Schmeiser	Tieden	Wirtz
Mendenhall	Schroeder	Trowbridge	Mr. Speaker
Menefee	Shaw	Uban	(Millen)
Monroe	Siglin		

**Absent or not voting, 15:**

Bennett	Fisher, C. R.	Hamilton	Johnston
Camp	Franklin	Harbor	Mollett
Cochran	Gluba	Holden	Skinner
Drake	Grassley	Jesse	

The amendment lost.

Bray of Scott, District 77, offered the following amendment from the floor:

Amend House File 571 as follows:

Page 1, line 8, by striking the period and adding the words, "or glorifies war, killing or violence with the effect of devaluating human life."

Fischer of Grundy, District 35, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Willits of Polk, District 57, offered the following amendment from the floor and moved its adoption:

Amend House File 571 by striking sections 1, 2, 3, 4, and 5, and renumber the remaining sections.

Roll call was requested by Small of Johnson, District 69, and Willits of Polk, District 57.

On the question "Shall the amendment be adopted?"

**The ayes were, 26:**

Blouin	Jesse	Middleswart	Schmeiser
Bray	Kelly	Monroe	Schwieger
Clark	Kennedy	Norpel	Small
Egenes	Kinley	Patton	Uban
Ewell	Larson	Priebe	Willits
Franklin	Mayberry	Rodgers	Wirtz
Hill	McCormick		

**The nays were, 54:**

Alt	Doyle	Holden	Logemann
Anania	Dunton	Husak	McElroy
Andersen	Edelen	Kehe	Mendenhall
Bergman	Ellsworth	Knoblauch	Menefee
Campbell	Freeman	Knoke	Miller
Christensen	Goode	Kreamer	Moffitt
Curtis	Grassley	Kruse	Nielsen
Dougherty	Hansen	Lipsky	Nystrom

Pellett	Schroeder	Stanley	Trowbridge
Pelton	Schwartz	Stokes	Waugh
Radl	Scott	Strand	Wells
Rex	Shaw	Strothman	Winkelman
Roorda	Siglin	Taylor	Wyckoff
Sargisson	Sorg		

## Absent or not voting, 20:

Bennett	Fisher, C. R.	Lawson	Tieden
Camp	Gluba	Mollett	Varley
Cochran	Hamilton	Pierson	Welden
Den Herder	Harbor	Skinner	Mr. Speaker
Drake	Johnston	Stromer	(Millen)
Fischer, H. O.			

The amendment lost.

Small of Johnson, District 69, moved to reconsider the vote by which the Knoke amendment as amended was adopted.

The motion lost.

Kreamer of Polk, District 63, offered the following amendment from the floor and moved its adoption:

Amend House File 571 by adding the following new section:

If any phrase, clause, subsection or section of this Act shall be declared unconstitutional or invalid by any court of competent jurisdiction, it shall be conclusively presumed that the legislature would have enacted this Act without the phrase, clause, subsection or section so held unconstitutional or invalid, and the remainder of this Act shall not be affected as a result of such part being held unconstitutional or invalid.

The amendment was adopted.

Pelton of Clinton, District 74, offered the following amendment from the floor and moved its adoption:

Amend House File 571, page 3, line 12, by striking the words "county jail" and inserting in lieu thereof the word "penitentiary".

The amendment was adopted.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 571)

The ayes were, 76:

Alt	Bergman	Christensen	Dougherty
Anania	Camp	Curtis	Doyle
Andersen	Campbell	Den Herder	Drake

Dunton	Knoblauch	Norpel	Sorg
Edelen	Knoke	Nystrom	Stanley
Egenes	Kreamer	Pellet	Stokes
Ellsworth	Kruse	Pelton	Strand
Fischer, H. O.	Lawson	Pierson	Stromer
Fisher, C. R.	Lipsky	Priebe	Strothman
Franklin	Logemann	Radl	Taylor
Freeman	Mayberry	Rex	Tieden
Goode	McCormick	Rodgers	Trowbridge
Grassley	McElroy	Roorda	Varley
Hansen	Mendenhall	Sargisson	Waugh
Holden	Menefee	Schroeder	Welden
Husak	Middleswart	Schwartz	Wells
Kehe	Miller	Scott	Winkelman
Kelly	Moffitt	Shaw	Wirtz
Kinley	Nielsen	Siglin	Wyckoff

The nays were, 16:

Blouin	Jesse	Monroe	Uban
Bray	Johnston	Patton	Willits
Clark	Kennedy	Schmeiser	Mr. Speaker
Ewell	Larson	Small	(Millen)
Hill			

Absent or not voting, 8:

Bennett	Gluba	Harbor	Schwieger
Cochran	Hamilton	Mollett	Skinner

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

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Curtis of Cherokee, District 25, for the afternoon, by the Speaker.

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 205, a bill for an act relating to assessments levied by drainage and levee districts.

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

Senate File 510, a bill for an act relating to the transfer and use of state funds.

CARROLL A. LANE, Secretary

## SENATE MESSAGES CONSIDERED

**Senate File 205**, a bill for an act relating to assessments levied by drainage and levee districts and to interest rates.

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

**Senate File 510**, a bill for an act relating to the transfer and use of state funds and relating to the use tax imposed upon vehicles subject to registration.

Read first time and referred to committee on **ways and means**.

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

**House File 671**, a bill for an act to provide for the disposal of abandoned motor vehicles, and for related purposes, with report of committee recommending passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment from the floor and moved its adoption:

Amend House File 671 as follows:

1. Page 2, line 11, by striking the period and inserting " , or a motor vehicle that is inoperable and without current registration plates and not stored under the provisions of section 321.126 (4), of the Code, that has remained on public or private property for more than fifteen days, except those motor vehicles upon property of persons actually engaged in the business of motor vehicle salvage, repair, service or sale operated in compliance with any zoning regulations or other local laws."

The amendment lost.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 671)

The ayes were, 88:

Alt	Doyle	Goode	Kinley
Anania	Drake	Grassley	Knoblauch
Andersen	Dunton	Hansen	Knoke
Blouin	Edelen	Hill	Kreamer
Bray	Egenes	Holden	Kruse
Camp	Ellsworth	Husak	Larson
Campbell	Ewell	Jesse	Lawson
Christensen	Fischer, H. O.	Johnston	Lipsky
Clark	Fisher, C. R.	Kehe	Logemann
Den Herder	Franklin	Kelly	Mayberry
Dougherty	Freeman	Kennedy	McCormick

McElroy	Pierson	Siglin	Varley
Mendenhall	Priebe	Sorg	Waugh
Menefee	Rex	Stanley	Welden
Middleswart	Rodgers	Stokes	Wells
Miller	Roorda	Strand	Willits
Moffitt	Sargisson	Stromer	Winkelman
Monroe	Schmeiser	Strothman	Wirtz
Norpel	Schroeder	Taylor	Wyckoff
Nystrom	Schwartz	Tieden	Mr. Speaker
Patton	Schwieger	Trowbridge	(Millen)
Pellett	Scott	Uban	
Pelton	Shaw		

The nays were, none.

Absent or not voting, 12:

Bennett	Curtis	Harbor	Radl
Bergman	Gluba	Mollett	Skinner
Cochran	Hamilton	Nielsen	Small

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

#### HOUSE FILE 285 WITHDRAWN

Kehe of Bremer, District 12, asked and received unanimous consent to withdraw House File 285 from further consideration by the House.

#### SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

Senate File 425, a bill for an act to legalize and validate the proceedings of the town council of the Town of Peterson, Clay County, Iowa, levying certain special assessments and issuing special assessment street improvement bonds, with report of committee recommending passage, was taken up for consideration.

Freeman of Buena Vista, District 15, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 425)

The ayes were, 82:

Alt	Drake	Hill	Lawson
Anania	Dunton	Holden	Lipsky
Andersen	Edelen	Husak	Logemann
Blouin	Egenes	Jesse	McCormick
Bray	Ellsworth	Kehe	McElroy
Camp	Fischer, H. O.	Kelly	Mendenhall
Campbell	Fisher, C. R.	Kennedy	Menefee
Christensen	Franklin	Kinley	Middleswart
Clark	Freeman	Knoblauch	Miller
Den Herder	Goode	Knoke	Moffitt
Dougherty	Grassley	Kreamer	Monroe
Doyle	Hansen	Kruse	Norpel

Nystrom	Sargisson	Stanley	Welden
Patton	Schmeiser	Stokes	Wells
Pellett	Schroeder	Strand	Willits
Pelton	Schwartz	Stromer	Winkelman
Pierson	Schwieger	Taylor	Wirtz
Priebe	Scott	Tieden	Wyckoff
Rex	Shaw	Trowbridge	Mr. Speaker
Rodgers	Siglin	Varley	(Millen)
Roorda	Sorg	Waugh	

The nays were, 1:

Larson

Absent or not voting, 17:

Bennett	Gluba	Mayberry	Skinner
Bergman	Hamilton	Mollett	Small
Cochran	Harbor	Nielsen	Strothman
Curtis	Johnston	Radl	Uban
Ewell			

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

#### SENATE AMENDMENT CONSIDERED

##### HOUSE FILE 129 PENDING

The House resumed consideration of **House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, and the Senate amendment received from the Senate on May 11, 1971, and found on pages 1415 to 1424 of the House Journal.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 129, filed May 11, 1971, by striking all of lines 18 through 38.

A non-record roll call was requested.

The ayes were 40, nays 44.

The amendment lost.

(House File 129 pending.)

##### HOUSE FILE 566 WITHDRAWN

Trowbridge of Floyd, District 9, asked and received unanimous consent to withdraw **House File 566** from further consideration by the House.

### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 17, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 39, an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement procedures.

House File 209, an act relating to county and city programs for senior citizens.

House File 274, an act relating to military leave of absence for civil employees.

House File 473, an act relating to part-time work in agriculture by minors.

House File 614, an act relating to the State Fair Board.

Senate File 188, an act to define criminal trespass and to prescribe the penalty for such trespass.

### REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- H. F. 704 To extend and improve the federal-state unemployment compensation program. By committee on human and industrial relations.
- H. F. 314 Relating to the acquisition of property by public bodies, corporations, and individuals. By Holden, et al.
- H. F. 347 Relating to the disposition of a landowner under condemnation proceedings for highway purposes. By Holden.
- H. F. 205 To require motor trucks, trailers and semitrailers carrying certain kinds of freight to be covered. By Doyle, Christensen, et al.

ANDREW VARLEY, Chairman

### REPORT OF SIFTING COMMITTEE

(Noncontroversial Calendar)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

- S. F. 280 Relating to garnishment of wages. By Riley.
- S. F. 332 COMMITTEE BILL. Relating to fish and frogs. By conservation and recreation.
- S. F. 442 Investment of funds of public bodies. By Riley.



- S. F. 473 COMMITTEE BILL. Remedies for the dilution of a mark. By judiciary.
- S. F. 484 COMMITTEE BILL. Authorize county boards of supervisors to adopt certain traffic ordinances. By county government.
- S. F. 509 COMMITTEE BILL. Vocational training and apprenticeship programs. By human and industrial relations.
- H. F. 539 To define administrative rules. By Grassley and Shaw.

ANDREW VARLEY, Chairman

#### AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 129,  
2 filed May 11, 1971, by adding thereto the following  
3 new section: The State Highway Commission and the  
4 Institutions under the control of the Board of Regents  
5 shall become subject to the provisions of subsection  
6 one (1) of section 3 of this Act on the first day  
7 of July, 1972.

LOGEMANN of Worth, District 7

- 1 Amend the Senate amendment to House File 129,  
2 filed May 11, 1971, by striking all of lines 74 and  
3 75.

LAWSON of Cerro Gordo, District 17  
WELDEN of Hardin, District 32

- 1 Amend the Senate amendment to House File 129, as found  
2 on pages 1415 to 1424 of the May 11, 1971, House Journal,  
3 by inserting at line 48 after the word "agencies" the  
4 words "shall obtain the approval of the director before  
5 contracting for additional data processing equipment,  
6 operating systems, or programming systems and".

LAWSON of Cerro Gordo, District 17  
WELDEN of Hardin, District 32

- 1 Amend the Senate amendment to House File 129, as found  
2 on pages 1415 to 1424 of the May 11, 1971, House Journal,  
3 as follows:  
4 1. Line 201, by inserting before the first comma  
5 the words "and Senate File four hundred forty-nine  
6 (449)".  
7 2. By striking lines 258 through 274 and inserting  
8 in lieu thereof the following:  
9 "4. The state [car] *vehicle* dispatcher shall purchase  
10 all new motor vehicles for all branches of the state  
11 government. Before purchasing any motor vehicle he  
12 shall make requests for public bids by advertisement  
13 and he shall purchase the vehicles from the lowest  
14 responsible bidder for the type and make of motor vehicle  
15 designated. No passenger motor vehicle except the motor  
16 vehicle provided by the state for the use of the

17 governor, ambulances, buses, trucks, or station wagons  
18 shall be purchased for an amount in excess of the sum  
19 of three thousand three hundred dollars; provided that  
20 if the passenger motor vehicle is to be used by the  
21 highway patrol or the drug law enforcement division  
22 or the division of criminal investigation and bureau  
23 of identification for actual law enforcement, the maximum  
24 amount shall be three thousand eight hundred dollars.  
25 Provided further, that for station wagons the maximum  
26 amount shall be three thousand five hundred dollars."

27 3. By striking lines 287 through 305 and inserting  
28 in lieu thereof the following:

29 "6. The state [car] *vehicle* dispatcher may authorize  
30 the establishment of motor pools consisting of a number  
31 of state-owned [cars] *motor vehicles* under his supervision  
32 and which he may cause to be stored in a public or  
33 private garage. If a pool is established by the state  
34 [car] *vehicle* dispatcher, any state officer or employee  
35 desiring the use of a state-owned motor vehicle on state  
36 business shall notify the state [car] *vehicle* dispatcher  
37 of the need for a vehicle within a reasonable time prior  
38 to actual use of the motor vehicle. The state [car]  
39 *vehicle* dispatcher may assign a motor vehicle from the  
40 motor pool to the state officer or employee. If two  
41 or more state officers or employees desire the use of  
42 a state-owned motor vehicle for a trip to the same  
43 destination for the same length of time, the state [car]  
44 *vehicle* dispatcher may assign one vehicle to make the  
45 trip."

46 4. By inserting after line 326 the following:

47 "9. All gasoline used in state-owned automobiles  
48 shall be purchased at cost from the various installations  
49 or garages of the state highway commission, state board  
50 of regents, department of social services, or state  
51 car pools throughout the state, unless such purchases  
52 are exempted by the [car] *vehicle* dispatcher. The [car]  
53 *vehicle* dispatcher shall study and determine the  
54 reasonable accessibility of these state-owned sources  
55 for the purchase of gasoline. If these state-owned  
56 sources for the purchase of gasoline are not reasonably  
57 accessible, the [car] *vehicle* dispatcher shall authorize  
58 the purchase of gasoline from other sources.

59 The [car] *vehicle* dispatcher may prescribe a manner,  
60 other than the use of the revolving fund, in which the  
61 purchase of gasoline from state-owned sources shall  
62 be charged to the department or agency responsible for  
63 the use of the automobile. The [car] *vehicle* dispatcher  
64 shall prescribe the manner in which oil and other normal  
65 automobile maintenance for state-owned automobiles may  
66 be purchased from private sources, if they cannot be  
67 reasonably obtained from a state car pool.

68 The state [car] *vehicle* dispatcher may [with the approval  
69 of the executive council and governor] advertise for  
70 bids and award contracts for the furnishing of gasoline,

71 oil, grease, and vehicle replacement parts for all  
72 state-owned vehicles."

LAWSON of Cerro Gordo, District 17  
WELDEN of Hardin, District 32  
FISHER of Greene, District 56

1 Amend House File 314 as follows:

- 2 1. Page 7, line 1, by inserting after the word "may"  
3 the words "acquire by gift,".  
4 2. Page 34, line 31, by inserting before the word "and"  
5 the words and figures "four hundred sixty-nine point thirty-  
6 one (469.31),".

HOLDEN of Scott, District 75

1 Amend House File 693 as follows:

- 2 1. Page 2, line 4, by striking the word "each" and  
3 inserting in lieu thereof the word "the" and by striking  
4 the words "of the biennium,".  
5 2. Page 2, line 5, by striking the numeral "1973"  
6 and inserting in lieu thereof the numeral "1972".  
7 3. Page 2, lines 9 and 10, by striking the following:  
8 "1972-73  
9 Fiscal Year"  
10 and by striking the numeral appearing under that column.

UBAN of Black Hawk, District 38

1 Amend House File 573, page 3, by inserting after  
2 line 27 the following:

- 3 "The provisions of this section shall become  
4 effective January 1, 1972."

TIEDEN of Clayton, District 14

1 Amend House File 697 as follows:

- 2 1. Page 1, line 6, by striking the word "biennium"  
3 and inserting in lieu thereof the words "fiscal year"  
4 and by striking the numeral "1973" and inserting in  
5 lieu thereof the numeral "1972".  
6 2. Page 1, line 7, by striking the words and  
7 numeral "thirty thousand (30,000)" and inserting in  
8 lieu thereof the words and numeral "twenty-five  
9 thousand (25,000)".

UBAN of Black Hawk, District 38

1 Amend Senate File 296, as amended and passed by  
2 the Senate and reprinted, as follows:

- 3 1. Page 8A, line 13, by striking the word  
4 "appropriations" and inserting in lieu thereof the  
5 word "grant".  
6 2. Page 8A by striking lines 17 and 18 and  
7 inserting in lieu thereof the following: "first pay  
8 the costs of referendums, elections and other expenses  
9 in-".

STROTHMAN of Henry, District 90  
CAMP of Clinton, District 73

- 1 Amend Senate File 431, page 2, by striking from
- 2 lines 21 and 22 the following words: "and pheasant
- 3 which may be from September first to the following
- 4 December first".

TIEDEN of Clayton, District 14

On motion by Varley of Adair, District 84, the House adjourned until 8:30 a.m., Wednesday, May 19, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Twenty-ninth Calendar Day—Eighty-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MAY 19, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Orin Potter, pastor of the United Methodist Church, Adel, Iowa.

The Journal of Tuesday, May 18, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Nielsen of Shelby, District 53, on request of Stokes of Plymouth, District 2; Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97; Skinner of Polk, District 60, on request of Kennedy of Chickasaw, District 11.

## BIRTHDAY CONGRATULATIONS

Bergman of Osceola, District 3, rose on a point of personal privilege and on behalf of the House extended to the Honorable Walter W. P. Kruse a "Happy Birthday."

## PRESENTATION OF VISITORS

Curtis of Cherokee, District 25, presented to the House the Honorable George P. Rapson, former member of the House during the Fifty-eighth and Fifty-ninth General Assemblies, representing Cherokee County.

Edelen of Emmet, District 5, presented to the House Rosyln Foskey from Dubbo, Australia. Miss Foskey is a foreign exchange student.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-six fifth grade students from Jefferson School, Ottumwa, Iowa, accompanied by their teachers, Bill Evans and Mrs. Billups. By Schwartz of Wapello, District 97.

Forty-two fifth grade students from Northwood School, Ames,

Iowa, accompanied by their teachers, Mrs. Jenkinson and Mr. King. By Egenes of Story, District 33.

Twenty-nine seventh grade students from St. Peter's School, Des Moines, Iowa, accompanied by their teacher, Thomas Stokesbury. By Anania of Polk, District 65.

Fifty-one eighth grade students from St. Jude's School, Cedar Rapids, Iowa, accompanied by Sister Mary Catherine, Father Ament, Sister St. Patricia and Miss Mary Hennessy. By Linn County delegation.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Logemann of Worth from seventy-nine students at Waldorf College, Winnebago County, favoring increased appropriation for the Iowa tuition grant program.

By Scott of Cerro Gordo, District 18, a resolution from Mayor Pattschull and the City Council of Clear Lake, Iowa, protesting new assessments and increases in valuation on Clear Lake property.

#### SENATE AMENDMENT CONSIDERED

The House resumed consideration of **House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, and the following Senate amendment:

- 1 Amend House File 129, as amended, passed and reprinted by the
- 2 House as follows:
- 3 1. Page 2, line 25, by inserting after the period the follow-
- 4 ing sentences:
- 5 "The director shall be employed on a permanent basis.
- 6 He shall not hold any other office, engage in any political
- 7 activity, accept or solicit, directly or indirectly, any
- 8 political contributions, and shall not use his office to
- 9 support the candidacy of anyone for elective or appointive
- 10 office."
- 11 2. Page 2, by striking in lines 27 and 28 the words "within
- 12 the limits of the funds appropriated by the general assembly",
- 13 and inserting in lieu thereof the following: "not to exceed
- 14 twenty-five thousand dollars per annum".
- 15 3. Page 2, by striking lines 33 through 35, inclusive, and
- 16 inserting in lieu thereof the following:
- 17 "The director shall be a qualified administrator."
- 18 4. Page 3A, by striking lines 7 through 9, and inserting in
- 19 lieu thereof the following:
- 20 "except items used by the highway commission, institutions

21 under the control of the board of regents, and any other  
22 agencies exempted by law.

23 The director may purchase items through the highway  
24 commission, institutions under the control of the board of  
25 regents and any other agency exempted by law from centralized  
26 purchasing. These state agencies shall upon request furnish  
27 the director with a list of and specifications for all items  
28 of office equipment, furniture, fixtures, motor vehicles,  
29 heavy equipment and other related items to be purchased  
30 during the next quarter and the date by which the director  
31 must file with the agency the quantity of items to be pur-  
32 chased by the state agency for the department of general  
33 services. The department of general services shall be liable  
34 to the state agency for the proportionate costs the items  
35 purchased for it bear to the total purchase price. When  
36 items purchased have been delivered, the state agency shall  
37 notify the director and after receipt of the purchase price  
38 shall release the items to the director or upon his order."

39 5. Page 3A, by striking lines 10 through 15, inclusive, and  
40 inserting in lieu thereof the following:

41 "2. Administrating the provisions of chapter twenty-one  
42 (21) of the Code."

43 6. Page 3A, by adding after line 25 the following paragraph:

44 "This subsection shall not apply to electronic data pro-  
45 cessing equipment, personnel, and services operated and  
46 maintained by the state highway commission and institutions  
47 under the control of the board of regents. However, these  
48 agencies shall cooperate with the director to benefit other  
49 state agencies by joint use where possible."

50 7. Page 3A, by striking lines 31 through 33 and renumbering  
51 the following subsection.

52 8. Page 4, line 10, by inserting after the word "dollars"  
53 the words "and removed from office".

54 9. Page 4, by inserting after the period in line 17 the  
55 following new sentence: "Preference shall be given to pur-  
56 chasing Iowa products and purchases from Iowa based businesses  
57 if the bids submitted therefor are comparable in price to bids  
58 submitted by out-of-state businesses and otherwise meet the  
59 required specifications."

60 10. Page 5, line 19, by striking the word "may" and inserting  
61 in lieu thereof the word "shall".

62 11. Page 5, line 24, by striking the word "may" and inserting  
63 in lieu thereof the word "shall".

64 12. Page 6A, line 10, by inserting after the word "days" the  
65 following: ", exclusive of Saturdays, Sundays and legal  
66 holidays".

67 13. Page 6A, line 21, by inserting after the word "award"  
68 the following: ", exclusive of Saturdays, Sundays, and legal  
69 holidays".

70 14. Page 6A, by adding after line 34 the following sentence:  
71 "The director shall allow a department to seal, meter or stamp,  
72 and post mail directly from such department if it would be  
73 more efficient and economical."

74 15. Page 6A, by striking line 35.

- 75 16. Page 6B, by striking line 36.  
76 17. By striking lines 15 through 35.  
77 18. Page 7B, by striking lines 36 through 38.  
78 19. Page 8, by striking lines 1 through 12.  
79 20. Page 8, line 16, by inserting after the first comma the  
80 word "and", and by striking the second comma and inserting  
81 in lieu thereof a period.  
82 21. Page 8, by striking line 17.  
83 22. Page 8, by striking lines 21 through 23, inclusive, and  
84 inserting in lieu thereof the following: "and postage used  
85 by the agency. The monthly statement shall also include a  
86 fair pro-".  
87 23. Page 9, by striking in lines 13 and 14 the following:  
88 "or by both such fine and imprisonment".  
89 24. Page 10A, line 5, by striking the words "said grounds  
90 and through said" and inserting in lieu thereof the words  
91 "capitol grounds and capitol".  
92 25. Page 10A, line 8, by striking the word "police" and  
93 inserting in lieu thereof the words "capitol security force".  
94 26. Page 10A, line 12, by striking the word "police" and  
95 inserting in lieu thereof the words "capitol security force".  
96 27. Page 10A, lines 27 and 28, by striking the words  
97 "located at 2900 Grand Avenue, Des Moines, Polk County, Iowa".  
98 28. Page 10A, line 30, by striking the word "biennial" and  
99 inserting in lieu thereof the words "annual, fiscal or  
100 calendar".  
101 29. Page 12, by striking lines 3 through 15.  
102 30. Page 14, line 22, by striking the word "biennial" and  
103 inserting in lieu thereof the words "[biennial] *annual, fiscal*  
104 *or calendar*".  
105 31. Page 15, by striking lines 19 through 25, and inserting  
106 in lieu thereof the following:  
107 15.11 ADVERTISEMENTS FOR BIDS. The [secretary of the  
108 board] *director* shall[, from time to time as directed by the  
109 board,] advertise for bids for the doing of the public print-  
110 ing. [Such advertisements shall be published once each week  
111 for three consecutive weeks in seven newspapers in seven  
112 different cities of the state; one of which newspapers shall  
113 be published in Des Moines.]  
114 32. Page 22, lines 14, 15 and 16 by striking the words  
115 "[, with the approval of the printing board and the executive  
116 council,]" and inserting in lieu thereof the following:  
117 " , with the approval of the [printing board and the] executive  
118 council,".  
119 33. Page 23, line 21, by striking the words "[executive council]"  
120 and inserting in lieu thereof the words "*with the approval of the*  
121 *executive council*".  
122 34. Page 24, line 24, by striking the word "biennial" and  
123 inserting in lieu thereof the words "[biennial] *annual, fiscal*  
124 *or calendar*".  
125 35. Page 25, by adding the following after line 9:  
126 "*The budget and financial control committee may direct*  
127 *the director to establish a central library and depository*  
128 *from which shall be distributed all books, pamphlets, docu-*  
129 *ments, reports and publications not required by law to be*



130 *otherwise distributed. The director shall from time to*  
 131 *time establish the cost of printing and mailing each book,*  
 132 *pamphlet, report, document and publication. The director*  
 133 *shall, thereafter, cause to be delivered, sent, or mailed*  
 134 *to anyone requesting a book, pamphlet, report, document, or*  
 135 *publication upon receipt of the cost thereof plus mailing*  
 136 *charges. Anyone may examine a copy of any book, pamphlet,*  
 137 *document, report or publication at the central library and*  
 138 *depository. The committee may exempt from the provisions*  
 139 *of this section any pamphlet or publication which only lists*  
 140 *the services available from a state department or agency."*

141 36. Page 25, line 16, by inserting before the period the  
 142 following: "without being subject to the provisions of  
 143 chapter nineteen A (19A) of the Code".

144 38. Page 26, by striking line 35 and inserting the following  
 145 section in lieu thereof:

146 "Sec. .... Section sixteen point eight (16.8), Code 1971,  
 147 as amended by Senate File one hundred eighty-three (183),  
 148 Acts of the Sixty-fourth General Assembly, First Session, is  
 149 amended as follows:

150 16.8 UNUSED DOCUMENTS. The superintendent shall from  
 151 time to time [make] report to the [printing board of]  
 152 *director* any documents in his custody deemed not needed  
 153 and which have been printed five years or more, and if  
 154 [such] *the* report has the written approval of the head of  
 155 the department from which the documents were issued, the  
 156 [printing board] *director* may condemn and order [such] *the*  
 157 documents sold, and the proceeds turned into the unappro-  
 158 priated funds of the state. If a department no longer  
 159 exists, approval by the head of the department shall not  
 160 be required. *If the condemned documents cannot be sold*  
 161 *the director may order them destroyed."*

162 39. Page 27A, by striking lines 1 through 9.

163 40. Page 28A, by inserting after line 16, the following  
 164 new section:

165 "Sec. .... Section seventeen point twenty-seven (17.27),  
 166 unnumbered paragraph two (2), Code 1971, is amended as  
 167 follows:

168 When such publications paid for by public funds furnished  
 169 by the state, contain reprints of statutes or departmental  
 170 rules, or both, they shall be sold and distributed at cost by  
 171 the department ordering same if the cost per publication is  
 172 one dollar or more, *unless a central library or depository is*  
 173 *established by the budget and financial control committee. Such*  
 174 *publications shall be obtained from the superintendent of*  
 175 *printing on requisition by the department and the selling price,*  
 176 *if any, shall be determined by the printing board by*  
 177 *dividing the total cost of printing, paper and binding by*  
 178 *the number printed. Said price shall be set at the nearest*  
 179 *multiple of ten to the quotient thus obtained. Distribution*  
 180 *of such publications shall be made by the superintendent of*  
 181 *printing gratis to public officers, purchasers of licenses*  
 182 *from state departments required by statute, and department.*  
 183 *Funds from the sale of such publications shall be deposited*  
 184 *monthly in the general fund of the state."*

185 42. Page 28A, line 31, by striking the words "[executive

186 council]" and inserting in lieu thereof the words "executive  
187 council and".

188 43. Page 29A, line 1, by adding after the word "services"  
189 the words "or his designee".

190 44. Page 29A, by adding the following new sections after  
191 line 8:

192 1. "Sec. .... Section twenty-one point one (21.1),  
193 Code 1971, is amended as follows:

194 21.1 AUTHORITY IN GOVERNOR. Upon the taking effect of  
195 this chapter, the authority to assign all state-owned motor  
196 vehicles to state officers and employees, or to state offices,  
197 departments, bureaus, and commissions, shall be transferred  
198 and vested in the [governor] *department of general services.*"

199 2. "Sec. .... Section twenty-one point two (21.2),  
200 Code 1971, as amended by Senate File one hundred forty-six  
201 (146), Acts of the Sixty-fourth General Assembly, First  
202 Session, is amended as follows:

203 21.2 [CAR] *VEHICLE DISPATCHER — EMPLOYEES — DU-*  
TIES.

204 In order to carry out the powers vested in him by this  
205 chapter, the [governor] *director of the department of general*  
206 *services* shall appoint a state [car] *vehicle* dispatcher and  
207 such other employees as may be necessary[, their compensation  
208 to be fixed by the governor and comptroller, but said  
209 compensation of the state car dispatcher shall be as fixed  
210 by the general assembly,] to carry out the provisions of this  
211 chapter. [The secretary of the executive council may be  
212 appointed by the governor as the state car dispatcher, without  
213 additional compensation.] *The state vehicle dispatcher shall*  
214 *serve at the pleasure of the director and shall not be governed*  
215 *by the provisions of chapter nineteen A (19A) of the Code.*

216 Subject to the approval of the [governor] *director*, the [said]  
217 state [car] *vehicle* dispatcher shall have the following duties:

218 1. He shall assign to a state officer or employee or  
219 to a state office, department, bureau, or commission, one  
220 or more motor vehicles which may be required by [said] *the*  
221 officer or department, after [said] *the* officer or department  
222 has shown the necessity for such transportation. The state  
223 [car] *vehicle* dispatcher shall have the power to assign [said] *a*  
224 motor vehicle either for part time or full time. He shall  
225 have the right to revoke [said] *the* assignment at any time.

226 2. The state [car] *vehicle* dispatcher may cause all state-  
227 owned motor vehicles to be inspected periodically. Whenever  
228 [such] *the* inspection reveals that repairs have been improperly  
229 made on [said] *the* motor vehicle or that the operator [of same] is  
230 not giving it the proper care, he shall report [such] *this* fact  
231 to the head of the department to which [such] *the* motor vehicle  
232 has been assigned, together with recommendation for improvement.

233 3. The state [car] *vehicle* dispatcher shall install a record  
234 system for the keeping of records of the total number of miles  
235 state-owned motor vehicles are driven and the per-mile cost of  
236 operation of each motor vehicle. Every state officer or  
237 employee shall keep a record book to be furnished by the  
238 state [car] *vehicle* dispatcher in which [such] *the* officer or  
239 employee shall enter all purchases of gasoline, lubricating

240 oil, grease, and other incidental expense in the operation of  
241 the motor vehicle assigned to him, giving the quantity and  
242 price of each purchase, including the cost and nature of all  
243 repairs on [such] *the* motor vehicle. Each operator of a state-  
244 owned motor vehicle shall promptly prepare a report at the  
245 end of each month on forms furnished by the state [car] *vehicle*  
246 dispatcher and forward the same to him at the statehouse,  
247 giving [such] *the* information as the state [car] *vehicle* dispatcher  
248 may request in [such] *the* report. The state [car] *vehicle* dispatcher  
249 shall each month compile the costs and mileage of state-owned  
250 motor vehicle from [such] *the* reports and keep a cost history  
251 card [of] *on* each motor vehicle and [such] *the* costs shall be  
252 reduced to a cost-per-mile basis for each motor vehicle. It  
253 shall be the duty of the state [car] *vehicle* dispatcher to call  
254 to the attention of the head of any department to which a  
255 motor vehicle has been assigned any evidence of the mishandling  
256 or misuse of any state-owned motor vehicle which is called to  
257 his attention.

258 4. The state [car] *vehicle* dispatcher shall purchase all  
259 new motor vehicles for all branches of the state government  
260 *including agencies exempted from centralized purchasing by*  
261 *section three (3) of this Act.* Before purchasing any motor  
262 vehicle he shall make requests for public bids by advertisement  
263 and he shall purchase the vehicles from the lowest responsible  
264 bidder for the type and make of motor vehicle designated. No  
265 passenger motor vehicle except the motor vehicle provided by  
266 the state for the use of the governor, ambulances, buses, trucks,  
267 or station wagons shall be purchased for an amount in excess  
268 of the sum of two thousand five hundred dollars; provided that  
269 if the passenger motor vehicle is to be used by the highway patrol  
270 or the narcotics division of the bureau of criminal investigation  
271 for actual law enforcement, the maximum amount shall be two  
272 thousand eight hundred dollars. Provided further, that for  
273 station wagons the maximum amount shall be two thousand eight  
274 hundred dollars.

275 5. All used motor vehicles turned in to the state [car]  
276 *vehicle* dispatcher shall be disposed of by public auction,  
277 and [such] *the* sales shall be advertised in a newspaper of  
278 general circulation one week in advance of sale, and the  
279 receipts from [such] *the* sale shall be deposited in the  
280 depreciation fund to the credit of that unit within the  
281 department or agency turning in the vehicle; except that,  
282 in the case of a used motor vehicle of special design,  
283 the state [car] *vehicle* dispatcher may, with the approval of  
284 the executive council instead of selling it at public auction,  
285 authorize the motor vehicle to be traded for another vehicle  
286 of similar design.

287 6. The state [car] *vehicle* dispatcher may authorize the  
288 establishment of motor pools consisting of a number of state-  
289 owned [cars] *motor vehicles* under his supervision and in which he  
290 may cause to be stored in a public or private garage. In the  
291 event that [such] *a* pool is established by the state [car] *vehicle*  
292 dispatcher, any state officer or employee shall not use state-  
293 owned [cars] *motor vehicles* except when he shall find it

294 necessary to use a state-owned motor vehicle to make a trip  
 295 outside of the city of Des Moines on state business, and he  
 296 shall notify the state [car] *vehicle* dispatcher of [such] *his*  
 297 intention, if possible, within a reasonable length of time  
 298 before the [said] trip is to be made. The [said] state [car]  
 299 *vehicle* dispatcher may assign one of the motor vehicles from  
 300 the motor pool to [said] *the* state officer or employee for  
 301 [such] *the* trip. If two or more state officers or employees are  
 302 required to make a trip to the same destination and return to  
 303 Des Moines at the same time, the state [car] *vehicle* dispatcher  
 304 may assign one [car] *motor vehicle* to these state officers or  
 305 employees to make [such] *the* trip.

306 7. The state [car] *vehicle* dispatcher shall cause to be  
 307 marked on every state-owned motor vehicle a sign in a  
 308 conspicuous place which indicates its ownership by the state  
 309 except cars [necessary for use in police work] *requested to*  
 310 *be exempt by the commissioner of public safety or the director*  
 311 *of the department of general services.* All state-owned motor  
 312 vehicles shall display registration plates bearing the word  
 313 "official" except cars [assigned for use in police work for  
 314 which ordinary plates may be used when necessary but only  
 315 upon order of] *requested to be furnished with ordinary plates*  
 316 *by the commissioner of public safety or the director.* [the]  
 317 *The* state [car] *vehicle* dispatcher [who] shall keep an accurate  
 318 record of the registration plates used on all state cars.

319 8. The state [car] *vehicle* dispatcher shall have the  
 320 authority to make such other rules regarding the operation  
 321 of state-owned motor vehicles, with the approval of the  
 322 [governor] *director of the department of general services,* as  
 323 may be necessary to carry out the purpose of this chapter.

324 All rules and regulations adopted by the [car] *vehicle*  
 325 dispatcher shall be approved by the [executive council] *director*  
 326 before becoming effective."

327 3. "Sec. .... Section twenty-one point three (21.3),  
 328 Code 1971, is amended as follows:

329 21.3 VIOLATIONS — WITHDRAWING USE OF CAR. **If any**  
state

330 officer or employee violates any of the provisions of this  
 331 chapter, the state [car] *vehicle* dispatcher shall have the  
 332 authority to withdraw the assignment of any state-owned motor  
 333 vehicle to any such state officer or employee. An appeal from  
 334 such order by the state [car] *vehicle* dispatcher may be taken to  
 335 the [governor] *executive council* whose decision shall be final."

336 4. "Sec. .... Section twenty-one point four (21.4),  
 337 Code 1971, is amended as follows:

338 21.4 PRIVATE USE—RATE FOR STATE BUSINESS. No state  
 339 officer or employee shall use any state-owned [car] *motor*  
 340 *vehicle* for his own personal private use, nor shall he be  
 341 compensated for driving his own motor vehicle except if such  
 342 is done on state business and in such case he shall not receive  
 343 more than ten cents per mile."

344 5. "Sec. .... Section twenty-one point five (21.5),  
 345 Code 1971, is amended as follows:

346 21.5 PENALTY FOR PRIVATE USE. Any state officer or  
 347 employee found guilty of [using any state owned motor vehicle

348 for his own private business or pleasure] *violating the rules*  
349 *and regulations of the state vehicle dispatcher* shall, upon  
350 conviction, be fined not to exceed one hundred dollars or  
351 imprisoned not to exceed thirty days in the county jail.”

352 6. “Sec. .... Section twenty-one point six (21.6),

353 Code 1971, is amended as follows:

354 21.6 REVOLVING FUND—REPLACEMENT. There is hereby  
355 appropriated out of any money in the state treasury not  
356 otherwise appropriated the sum of twenty-five thousand  
357 dollars, which shall be known as the [car] *vehicle dispatcher*  
358 revolving fund. From this fund shall be paid all purchases  
359 of gasoline, oil, tires, repairs, and all other general  
360 expenses incurred in the operation of state-owned motor  
361 vehicles, and all salaries and expenses of the [car] *vehicle*  
362 dispatcher’s [department] *office* shall be paid from said fund.

363 At the end of each month the state [car] *vehicle dispatcher*  
364 shall render a statement to each state department or agency  
365 thereof for the actual cost of operation of all motor  
366 vehicles assigned to such department or agency, together  
367 with a fair proportion of the cost of administration of  
368 the state [car] *vehicle dispatcher’s* [department] *office* during  
369 such month, as shall be determined by him, all subject to  
370 review by the executive council upon complaint of any state  
371 department or agency adversely affected. Such expense shall  
372 be paid by the state departments or agencies in the same  
373 manner as other expenses of such department are paid, and  
374 when such cost of operation and administration is paid by  
375 the department, such sum shall be credited to the [car] *vehicle*  
376 dispatcher revolving fund. If any surplus accrues to said  
377 revolving fund in excess of twenty-five thousand dollars  
378 for which there is no anticipated need or use, the governor  
379 may order such surplus turned over to the general fund of  
380 the state.”

381 7. “Sec. .... Section twenty-one point seven (21.7),

382 Code 1971, is amended as follows:

383 21.7 REPLACEMENT FUND. The [car] *vehicle dispatcher shall*  
384 maintain a depreciation fund for the purchase of replacement  
385 motor vehicles and additions to the fleet. The dispatcher’s  
386 records shall show the total funds deposited by and credited  
387 to each department or agency thereof. At the end of each  
388 month, the state [car] *vehicle dispatcher shall* render a state-  
389 ment to each state department or agency thereof for additions  
390 to the fleet and depreciation on each motor vehicle assigned  
391 to and owned by such department or agency. Such depreciation  
392 expense shall be paid by the state departments or agencies  
393 in the same manner as other expenses of such department are  
394 paid, and shall be deposited in the depreciation fund to the  
395 credit of the individual motor vehicle within the department  
396 or agency thereof. The funds credited to each department  
397 or agency thereof shall remain the property of the department  
398 or agency. However, at the end of each biennium, the state  
399 [car] *vehicle dispatcher shall* cause to revert to the fund from  
400 which it accumulated any unassigned depreciation.”

401 8. “Sec. .... Chapter twenty-one (21), Code 1971, is

402 amended by adding the following new section:

403 ASSISTANTS. The director of the department of general

404 services may at various points in the state, outside the  
405 city of Des Moines, where state institutions or departments  
406 are located, appoint and empower assistants to administer  
407 in the name of the state vehicle dispatcher."

408 45. Page 29A, lines 28 and 29, by striking the words "[with  
409 the approval of the executive council]" and inserting in lieu  
410 thereof the words "with the approval of the executive council".

411 46. Page 30, by striking lines 32 through 35 and inserting  
412 in lieu thereof the following:

413 "Sec. .... Section ninety-one point four (91.4), Code 1971,  
414 is amended as follows:

415 91.4 INDUSTRIAL STATISTICS AND INFORMATION. The  
duties

416 of the commissioner shall be:

417 1. To safely keep all records, papers, documents,  
418 correspondence, and other property pertaining to or coming  
419 into his hands by virtue of his office, and deliver the same  
420 to his successor, except as otherwise provided.

421 2. To collect, assort, and systematize statistical  
422 details relating to all departments of labor in the state[,  
423 especially in its relation to the commercial, social,  
424 educational, and sanitary conditions surrounding the labor-  
425 ing classes, the means of escape from, and the protection of  
426 life and health in factories, the employment of children,  
427 the number of hours of labor exacted from them and from  
428 women, and to the permanent prosperity of the mechanical,  
429 manufacturing, and productive industries of the state.]

430 [3. To collect as fully as practicable such information  
431 and reliable reports from each county in the state, the  
432 amount and condition of the mechanical and manufacturing  
433 interests, the value and location of the various manufactur-  
434 ing and coal productions of the state, also sites offering  
435 natural or acquired advantages for the profitable location  
436 and operation of different branches of industry, he shall  
437 by correspondence with interested parties in other parts  
438 of the United States, impart to them such information as may  
439 tend to induce the location of mechanical and producing plants  
440 within the state, together with such other information as  
441 shall tend to increase the productions, and consequent  
442 employment of producers.]

443 [4. To submit the foregoing statistics and information  
444 to the governor in biennial reports in which he shall give  
445 a statement of the business of the bureau since the last  
446 regular report, and shall compile therein such information  
447 as may be considered of value to the industrial interests  
448 of the state, the number of laborers and mechanics employed,  
449 the number of apprentices in each trade, with the nativity  
450 of such laborers, mechanics, and apprentices, wages earned,  
451 the savings from the same, with age and sex of laborers  
452 employed, the number and character of accidents, the  
453 sanitary condition of institutions where labor is employed,  
454 the proportion of married laborers and mechanics who live  
455 in rented houses, with the average annual rental, and  
456 the value of property owned by laborers and mechanics,

457 to include in such report what progress has been made  
 458 with schools new in operation for the instruction of  
 459 students in the mechanic arts, and what systems have been  
 460 found most practical, with details thereof.]

461 [5] 3. To issue from time to time[, with the consent of  
 462 the executive council,] bulletins containing information  
 463 of importance to the industries of the state and to the  
 464 safety of wage earners.

465 [6] 4. To conduct and to co-operate with other interested  
 466 persons and organizations in conducting educational programs  
 467 and projects on employment safety.

468 5. *Report to the governor biennially on all matters*  
 469 *pertaining to the bureau of labor."*

470 47. Page 31, by striking line 1.

471 48. Page 31, by striking in lines 25 through 28 the  
 472 words "[Such power shall include the power to spend such  
 473 moneys as may be appropriated to the commission by the state  
 474 for the purpose of carrying out the provisions of this chapter.]"  
 465 and inserting in lieu thereof the following: "Such power shall  
 476 include the power to spend such moneys as may be appropriated  
 477 to the commission by the state for the purpose of carrying  
 478 out the provisions of this chapter."

479 49. Page 32, by striking lines 9 through 16.

480 50. Page 33, by striking lines 20 through 27.

481 51. Page 34, by inserting after line 3 the following new  
 482 section:

483 "Sec. .... Section one hundred forty-seven point twenty-  
 484 seven (147.27), Code 1971, is amended as follows:

485 147.27 QUARTERS. The [executive council] *director of the*  
 486 *department of general services* shall furnish each examining  
 487 board with suitable quarters in which to conduct the  
 488 examinations held by said board at the seat of government.  
 489 [When examinations are held at the state university, the  
 490 superintendent of buildings and grounds shall furnish such  
 491 quarters.]"

492 52. Page 35, by striking lines 1 through 5.

493 53. Page 35, line 27, by inserting after the word "[council]"  
 494 the words "*with the approval of the director of the department*  
 495 *of general services*".

496 54. Page 36, by striking lines 13 through 21.

497 55. Page 36, lines 27 and 28, by striking the words "[, at  
 498 his option upon authority of the executive council,]" and  
 499 inserting in lieu thereof the words ", at his option upon  
 500 authority of the [executive council,] *director of the department*  
 501 *of general services,*".

502 56. Page 36, by adding after line 30 the following new section:

503 "Sec. .... Neither the provisions of this Act nor  
 504 regulations adopted pursuant thereto shall apply in any  
 505 situation where such provision or regulation is in conflict  
 506 with governing federal regulation or where the provision or  
 507 regulation would jeopardize the receipt of federal funds."

508 57. Page 37, line 6, by striking the words "chapter  
 509 twenty-one (21),".

510 58. Page 37, by striking line 9 and inserting in lieu thereof  
 511 the following: "six (91.6), ninety-one point seven (91.7),

512 one hundred seven”.

513 59. Page 37, line 14, by striking the words “one hundred

514 forty-seven point twenty-seven (147.27),”.

515 60. By renumbering the sections and internal references in

516 conformity with this amendment.

Lawson of Cerro Gordo, District 17, offered the following amendment to the Senate amendment filed by Fisher, et al., and moved its adoption :

Amend Senate amendment to House File 129, as found on page 1415 of the House Journal, by inserting the words “the commission for the blind” after the comma in line 21.

The amendment to the Senate amendment was adopted.

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to withdraw the Fisher-Drake-Bennett-Welden amendment filed on May 12, 1971, and found on page 1475 of the House Journal.

Lawson of Cerro Gordo, District 17, offered the following amendment to the Senate amendment filed by him and Welden of Hardin, District 32, and moved its adoption :

Amend the Senate amendment to House File 129, as found on pages 1415 to 1424 of the May 11, 1971, House Journal, by inserting at line 48 after the word “agencies” the words “shall obtain the approval of the director before contracting for additional data processing equipment, operating systems, or programming systems and”.

The amendment to the Senate amendment was adopted.

Lawson of Cerro Gordo, District 17, offered the following amendment to the Senate amendment filed by him and Welden of Hardin, District 32, and moved its adoption :

Amend the Senate amendment to House File 129, filed May 11, 1971, by striking all of lines 74 and 75.

A non-record roll call was requested.

The ayes were 49, nays 25.

The amendment to the Senate amendment was adopted.

Welden of Hardin, District 32, offered the following Lawson-Welden-Fisher amendment to the Senate amendment and moved its adoption :

Amend the Senate amendment to House File 129, as found on pages 1415 to 1424 of the May 11, 1971, House Journal, as follows:

1. Line 201, by inserting before the first comma



the words "and Senate File four hundred forty-nine (449)".

2. By striking lines 258 through 274 and inserting in lieu thereof the following:

"4. The state [car] *vehicle* dispatcher shall purchase all new motor vehicles for all branches of the state government. Before purchasing any motor vehicle he shall make requests for public bids by advertisement and he shall purchase the vehicles from the lowest responsible bidder for the type and make of motor vehicle designated. No passenger motor vehicle except the motor vehicle provided by the state for the use of the governor, ambulances, buses, trucks, or station wagons shall be purchased for an amount in excess of the sum of three thousand three hundred dollars; provided that if the passenger motor vehicle is to be used by the highway patrol or the drug law enforcement division or the division of criminal investigation and bureau of identification for actual law enforcement, the maximum amount shall be three thousand eight hundred dollars. Provided further, that for station wagons the maximum amount shall be three thousand five hundred dollars."

3. By striking lines 287 through 305 and inserting in lieu thereof the following:

"6. The state [car] *vehicle* dispatcher may authorize the establishment of motor pools consisting of a number of state-owned [car] *motor vehicles* under his supervision and which he may cause to be stored in a public or private garage. If a pool is established by the state [car] *vehicle* dispatcher, any state officer or employee desiring the use of a state-owned motor vehicle on state business shall notify the state [car] *vehicle* dispatcher of the need for a vehicle within a reasonable time prior to actual use of the motor vehicle. The state [car] *vehicle* dispatcher may assign a motor vehicle from the motor pool to the state officer or employee. If two or more state officers or employees desire the use of a state-owned motor vehicle for a trip to the same destination for the same length of time, the state [car] *vehicle* dispatcher may assign one vehicle to make the trip."

4. By inserting after line 326 the following:

"9. All gasoline used in state-owned automobiles shall be purchased at cost from the various installations or garages of the state highway commission, state board of regents, department of social services, or state car pools throughout the state, unless such purchases are exempted by the [car] *vehicle* dispatcher. The [car] *vehicle* dispatcher shall study and determine the reasonable accessibility of these state-owned sources for the purchase of gasoline. If these state-owned sources for the purchase of gasoline are not reasonably accessible, the [car] *vehicle* dispatcher shall authorize

the purchase of gasoline from other sources.

The [car] *vehicle* dispatcher may prescribe a manner other than the use of the revolving fund, in which the purchase of gasoline from state-owned sources shall be charged to the department or agency responsible for the use of the automobile. The [car] *vehicle* dispatcher shall prescribe the manner in which oil and other normal automobile maintenance for state-owned automobiles may be purchased from private sources, if they cannot be reasonably obtained from a state car pool.

The state [car] *vehicle* dispatcher may [with the approval of the executive council and governor] advertise for bids and award contracts for the furnishing of gasoline, oil, grease, and vehicle replacement parts for all state-owned vehicles."

The amendment to the Senate amendment was adopted.

Logemann of Worth, District 7, offered the following amendment to the Senate amendment filed by him:

Amend the Senate amendment to House File 129, filed May 11, 1971, by adding thereto the following new section: The State Highway Commission and the Institutions under the control of the Board of Regents shall become subject to the provisions of subsection one (1) of section 3 of this Act on the first day of July, 1972.

Welden of Hardin, District 32, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Schroeder of Pottawattamie, District 54, moved to reconsider the vote by which the Schroeder amendment to the Senate amendment, to House File 129 failed to be adopted on May 18, 1971.

A non-record roll call was requested.

The ayes were 42, nays 43.

The motion lost.

Lawson of Cerro Gordo, District 17, moved that the House concur in the Senate amendment as amended by the House.

Motion prevailed and the House concurred in the Senate amendment as amended by the House.

Lawson of Cerro Gordo, District 17, moved that the bill, as amended by the Senate, further amended by the House, and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 129)

The ayes were, 70:

Alt	Fisher, C. R.	Lipsky	Schwartz
Anania	Gluba	Mayberry	Schwieger
Andersen	Goode	McCormick	Scott
Bergman	Hansen	McElroy	Shaw
Blouin	Hill	Menefee	Siglin
Bray	Holden	Middleswart	Small
Camp	Husak	Millen	Stanley
Campbell	Jesse	Miller	Stokes
Clark	Kehe	Moffitt	Stromer
Cochran	Kelly	Mollett	Strothman
Curtis	Kennedy	Patton	Trowbridge
Dougherty	Kinley	Pellett	Varley
Doyle	Knoblauch	Pelton	Welden
Dunton	Knoke	Priebe	Wells
Edelen	Kreamer	Rodgers	Willits
Egenes	Kruse	Roorda	Wyckoff
Ellsworth	Larson	Sargisson	Mr. Speaker
Ewell	Lawson		

The nays were, 20:

Christensen	Mendenhall	Schmeiser	Tieden
Den Herder	Norpel	Schroeder	Uban
Freeman	Pierson	Sorg	Waugh
Grassley	Radl	Strand	Winkelman
Logemann	Rex	Taylor	Wirtz

Absent or not voting, 10:

Bennett	Franklin	Monroe	Nystrom
Drake	Hamilton	Nielsen	Skinner
Fischer, H. O.	Johnston		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS APPROPRIATIONS CALENDAR

**House File 697**, a bill for an act to appropriate from the general fund to the department of public instruction, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 697 as follows:

1. Page 1, line 6, by striking the word "biennium" and inserting in lieu thereof the words "fiscal year" and by striking the numeral "1973" and inserting in lieu thereof the numeral "1972".

2. Page 1, line 7, by striking the words and numeral "thirty thousand (30,000)" and inserting in lieu thereof the words and numeral "twenty-five thousand (25,000)".

A non-record roll call was requested.

The ayes were 11, nays 67.

The amendment lost.

Johnston of Johnson, District 70, asked and received unanimous consent to withdraw the amendment filed by him on May 17, 1971, and found on page 1535 of the House Journal.

Willits of Polk, District 57, offered the following amendment filed by him and Ewell of Black Hawk, District 29, and moved its adoption:

Amend House File 697 as follows:

1. By striking in line 7, page 1, "thirty thousand (30,000)" and inserting in lieu thereof "forty thousand (40,000)".

A non-record roll call was requested.

The ayes were 36, nays 43.

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 697)

The ayes were, 86:

Alt	Freeman	Mendenhall	Scott
Anania	Gluba	Menefee	Shaw
Andersen	Goode	Middleswart	Small
Bergman	Grassley	Miller	Sorg
Blouin	Hansen	Moffitt	Stanley
Bray	Hill	Mollett	Stokes
Camp	Holden	Monroe	Strand
Campbell	Husak	Norpel	Stromer
Christensen	Jesse	Nystrom	Strothman
Clark	Kelly	Patton	Taylor
Cochran	Kennedy	Pellet	Tieden
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Varley
Dougherty	Kreamer	Rex	Waugh
Doyle	Kruse	Rodgers	Welden
Drake	Larson	Roorda	Wells
Dunton	Lawson	Sargisson	Willits
Egenes	Lipsky	Schmeiser	Winkelman
Ellsworth	Logemann	Schroeder	Wirtz
Ewell	Mayberry	Schwartz	Wyckoff
Fischer, H. O.	McCormick	Schwieger	Mr. Speaker
Fisher, C. R.	McElroy		

The nays were, 3:

Kehe	Radl	Uban
------	------	------

Absent or not voting, 11:

Bennett	Hamilton	Millen	Siglin
Edelen	Johnston	Nielsen	Skinner
Franklin	Kinley	Priebe	

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

**House File 144**, a bill for an act relating to the board of educational examiners, with report of committee recommending amendment and passage, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend House File 144 as follows:

Page 4, line 24, by striking the following words:  
 “, except that twenty-five thousand dollars collected each year shall be credited to the professional teaching practices commission created under chapter two hundred seventy-two A (272A) of the Code. Any unexpended portion of the twenty-five thousand dollars remaining at the end of each fiscal year shall revert to the general fund.”

The amendment was adopted.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 144)

The ayes were, 89:

Alt	Gluba	Mendenhall	Shaw
Anania	Goode	Menefee	Siglin
Andersen	Grassley	Miller	Small
Bennett	Hansen	Moffitt	Sorg
Bergman	Hill	Mollett	Stanley
Blouin	Holden	Monroe	Stokes
Bray	Husak	Norpel	Strand
Camp	Jesse	Nystrom	Stromer
Campbell	Kehe	Pellett	Strothman
Christensen	Kelly	Pelton	Taylor
Cochran	Kennedy	Pierson	Tieden
Curtis	Knoblauch	Priebe	Trowbridge
Den Herder	Knoke	Radl	Uban
Dougherty	Kreamer	Rex	Varley
Doyle	Kruse	Rodgers	Waugh
Drake	Larson	Roorda	Welden
Dunton	Lawson	Sargisson	Wells
Egenes	Lipsky	Schmeiser	Willits
Ellsworth	Logemann	Schroeder	Winkelman
Ewell	Mayberry	Schwartz	Wirtz
Fischer, H. O.	McCormick	Schwieger	Wyckoff
Fisher, C. R.	McElroy	Scott	Mr. Speaker
Freeman			

The nays were, none.

Absent or not voting, 11:

Clark	Hamilton	Middleswart	Patton
Edelen	Johnston	Millen	Skinner
Franklin	Kinley	Nielsen	

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

#### SENATE FILE 296 RECONSIDERED

Camp of Clinton, District 73, called up for consideration his motion to reconsider **Senate File 296**, a bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soybean producers to make an appropriation and to provide penalties, and moved to reconsider the vote by which Senate File 296 passed the House on May 13, 1971.

The motion prevailed.

Camp of Clinton, District 73, moved that the vote by which Senate File 296 was placed on its last reading be reconsidered.

The motion prevailed.

Strothman of Henry, District 90, offered the following amendment filed by him and Camp of Clinton, District 73, and moved its adoption:

Amend Senate File 296, as amended and passed by the Senate and reprinted, as follows:

1. Page 8A, line 13, by striking the word "appropriations" and inserting in lieu thereof the word "grant".
2. Page 8A by striking lines 17 and 18 and inserting in lieu thereof the following: "first pay the costs of referendums, elections and other expenses in-".

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 296)

The ayes were, 74:

Alt	Campbell	Curtis	Dunton
Bergman	Christensen	Den Herder	Edelen
Blouin	Clark	Dougherty	Egenes
Camp	Cochran	Drake	Ellsworth

Ewell	McCormick	Rodgers	Strand
Fisher, C. R.	McElroy	Roorda	Stromer
Gluba	Mendenhall	Sargisson	Strothman
Grassley	Menefee	Schmeiser	Tieden
Hansen	Middleswart	Schroeder	Trowbridge
Holden	Millen	Schwartz	Uban
Husak	Miller	Schwieger	Varley
Kehe	Moffitt	Scott	Waugh
Kinley	Mollett	Shaw	Wells
Knoblauch	Monroe	Siglin	Willits
Kreamer	Norpel	Small	Winkelman
Kruse	Patton	Sorg	Wirtz
Larson	Pierson	Stanley	Wyckoff
Lipsky	Radl	Stokes	Mr. Speaker
Logemann	Rex		

**The nays were, 13:**

Andersen	Goode	Kennedy	Priebe
Bray	Hill	Knoke	Taylor
Doyle	Kelly	Pelton	Welden
Freeman			

**Absent or not voting, 13:**

Anania	Hamilton	Lawson	Nystrom
Bennett	Jesse	Mayberry	Pellett
Fischer, H. O.	Johnston	Nielsen	Skinner
Franklin			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

**MESSAGE FROM THE SENATE**

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has receded from amendments 10, 14, 21, 22, 25, 34 and 35 of its amendment and passed:

House File 522, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession and use of explosive material.

CARROLL A. LANE, Secretary

**SENATE AMENDMENT CONSIDERED**

The House resumed consideration of **House File 522**, a bill for an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report.

Edelen of Emmet, District 5, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 522)

The ayes were, 84:

Alt	Fisher, C. R.	McElroy	Shaw
Anania	Freeman	Mendenhall	Siglin
Andersen	Gluba	Menefee	Small
Bennett	Goode	Middleswart	Sorg
Bergman	Grassley	Miller	Stanley
Blouin	Hansen	Moffitt	Stokes
Bray	Holden	Monroe	Strand
Camp	Husak	Norpel	Stromer
Campbell	Jesse	Nystrom	Strothman
Christensen	Kehe	Pellett	Taylor
Clark	Kelly	Pelton	Tieden
Cochran	Kennedy	Pierson	Trowbridge
Curtis	Knoblauch	Radl	Uban
Den Herder	Knoke	Rex	Varley
Dougherty	Kreamer	Rodgers	Waugh
Doyle	Kruse	Roorda	Wells
Drake	Lawson	Sargisson	Willits
Dunton	Lipsky	Schmeiser	Winkelman
Edelen	Logemann	Schroeder	Wirtz
Ellsworth	Mayberry	Schwartz	Wyckoff
Ewell	McCormick	Scott	Mr. Speaker

The nays were, none.

Absent or not voting, 16:

Egenes	Hill	Millen	Priebe
Fischer, H. O.	Johnston	Mollett	Schwieger
Franklin	Kinley	Nielsen	Skinner
Hamilton	Larson	Patton	Welden

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Lipsky of Linn, District 46, for the remainder of the day, by the Speaker.

#### CONSIDERATION OF BILLS

##### STEERING COMMITTEE CALENDAR

(House File 573 Pending)

**House File 573**, a bill for an act relating to fish and game licenses and fees, was taken up for consideration.

Freeman of Buena Vista, District 15, rose on a point of order and invoked Rule 31.

The Speaker ruled the point not well taken.

Tieden of Clayton, District 14, offered the following amendment filed by him and Kruse of O'Brien, District 4, and moved its adoption:



Amend House File 573 as follows:  
Page 2 by striking all of lines 1 through 10.  
By renumbering all subsequent sections.

The amendment was adopted.

Welden of Hardin, District 32, offered the following amendment filed by him and moved its adoption:

Amend House File 573 as follows:

1. Page 2, line 24, by striking the following: "\$[3.00] 5.00" and inserting in lieu thereof the following: "\$3.00".
2. Page 2, by striking all of lines 25 through 27.
3. Page 3, by striking all of lines 4 through 6.
4. Page 3, line 9, by striking the numerals "8.00" and inserting in lieu thereof the numerals "7.00".
5. Page 3, by striking all of lines 10 through 12.

A non-record roll call was requested.

The ayes were 23, nays 56.

The amendment lost.

Norpel of Jackson, District 52, offered the following amendment filed by him:

Amend House File 573 as follows:

1. Page 2, line 24, by striking the numeral 5.00 and inserting in lieu thereof 4.00.
2. Page 3, line 3, by striking the numeral 5.00 and inserting in lieu thereof 4.00.
3. Page 3, line 9, by striking the numeral 8.00 and inserting in lieu thereof 7.00.
4. Page 3, line 20, by striking the numeral 5.00 and inserting in lieu thereof 4.00.
5. Page 3, line 22, by striking the numeral 10.00 and inserting in lieu thereof 8.00.

Division of the amendment was requested.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **House File 573** and the Norpel amendment.

Norpel of Jackson, District 52, moved the adoption of amendments 1, 2 and 3, lines 1 through 7, of his amendment.

A non-record roll call was requested.

The ayes were 25, nays 46.

Amendments 1, 2 and 3 lost.

Norpel of Jackson, District 52, moved the adoption of amendments 4 and 5, lines 8 through 11, of his amendment.

Amendments 4 and 5 lost.

Egenes of Story, District 33, offered the following amendment from the floor and moved its adoption:

Amend House File 573 as follows:

1. Page 2, by inserting after line 27 the following:

*"A family fishing license may be issued to a family consisting of husband and wife and children eighteen years of age or younger, if any, who are residing with the family."*

*Resident family fishing license .....\$8.00*

2. Page 3, by inserting after line 20 the following:

*"Six-day family license for nonresidents or aliens .....\$8.00*

3. Page 3, by inserting after lines 22 the following:

*"Family license for nonresidents or aliens.....\$15.00*

The amendment lost.

(House File 573 pending.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 215, 515 and Senate File 449.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 215, 515 and Senate File 449.

## BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 19th day of May, 1971, sent to the Governor for his approval: House Files 215 and 515.

ELIZABETH R. MILLER, Chairman

Report adopted.

## REPORTS OF COMMITTEES

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following reports:

MR. SPEAKER: Your committee on ways and means, to whom was referred **Senate File 355**, a bill for an act relating to the tax levy for county hospitals in counties having a population of two hundred twenty-five thousand or more, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER DEN HERDER, Chairman

Also:

MR. SPEAKER: Your committee on ways and means, to whom was referred **Senate File 510**, a bill for an act relating to the transfer and use of state funds and relating to the use tax imposed upon vehicles subject to registration, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER DEN HERDER, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **House File 574**, a bill for an act relating to home rule for cities; establishing the City Code of Iowa which provides for powers and duties of cities including the power to impose penalties by ordinance, city development, organization of city government, city elections, city legislation, city finance including the power to issue bonds, city utilities, and administrative agencies of cities; coordinating the Code of Iowa with the City Code of Iowa; repealing incompatible chapters in Title fifteen (15) and reenacting provisions from Title fifteen (15) which belong in other parts of the Code of Iowa; removing inconsistent references, incorrect provisions, limited grants of power, and restrictions based upon population; and providing for a state housing code and penalties for violation thereof, to be enforced in cooperation with city officials, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House **without recommendation**.

JOHN CAMP, Chairman

## AMENDMENTS FILED

- 1 Amend Senate File 332, as passed by the Senate, by
- 2 striking everything after the enacting clause and in-

3 serting in lieu thereof the following:

4 "Section 1. Section one hundred nine point sixty-  
5 seven (109.67), Code 1971, is amended by striking the  
6 section and inserting in lieu thereof the following:  
7 It is unlawful for any person, except as otherwise  
8 expressly provided, to take, capture, or kill fish or  
9 frogs except during the open season established by the  
10 state conservation commission. It is unlawful during  
11 open season to take in any one day an amount in excess  
12 of the daily catch limit designated for each variety  
13 or each locality, or have in possession any variety of  
14 fish or frog in excess of the possession limit, or have  
15 in possession any frog or fish at any time under the  
16 minimum length or weight. The open season, possession  
17 limit, daily catch limit, and the minimum length or  
18 weight for each variety of fish or frog shall be  
19 established by rule of the commission under the authority  
20 of sections one hundred seven point twenty-four (107.24),  
21 one hundred nine point thirty-eight (109.38), and one  
22 hundred nine point thirty-nine (109.39) of the Code."

SMALL of Johnson, District 69

1 Amend Senate File 473, as passed by the Senate,  
2 as follows:

3 1. Page 1, by striking lines 8 through 14 and  
4 inserting in lieu thereof the following:  
5 "2. Likelihood of injury to business reputation  
6 or to a trade name valid at common law, or of  
7 dilution of the distinctive quality of a mark,  
8 whether registered or not registered under this  
9 Chapter, shall be a ground for injunctive relief  
10 not withstanding the absence of competition between  
11 the parties or the absence of confusion as to the  
12 source of goods or services."

HILL of Polk, District 62

1 Amend Senate File 510, as passed by the Senate  
2 and reprinted, page 4, by striking from line 7 the  
3 words "who shall retain", all of line 8 and through  
4 the word "fund" in line 9.

KEHE of Bremer, District 12

1 Amend House File 574 by striking from page 40, lines  
2 24 and 25, the words "one and one-fourth mills in any  
3 year. A" and inserting in lieu thereof the words "fif-  
4 teen mills in any year for the general fund. On resi-  
5 dences located on lots of more than ten acres used for  
6 agricultural or horticultural purposes, and on all other  
7 taxable property within the city, a".

UBAN of Black Hawk, District 38

1 Amend House File 659 as follows:

2 1. Page 11, by adding the following new section  
3 after line four:  
4 "Sec. 20. LOCAL OPTION. A licensee under this Act  
5 shall not conduct horse racing or the pari-mutuel or

6 certificate method or system of wagering on the results  
7 of horse races in any county unless a majority of the  
8 electors have approved the proposition provided in this  
9 section.

10 If a petition, signed by the electors of any county  
11 equal to ten percent of the votes cast at the last  
12 general election for the county official receiving the  
13 largest number of votes, is filed with the board of  
14 supervisors and the petition requests that the question  
15 of allowing horse racing and pari-mutuel betting as  
16 provided in this Act be submitted to the electors of  
17 the county, the board of supervisors shall cause a  
18 special election to be held.

19 The board of supervisors shall cause notice of the  
20 special election to be published once each week for  
21 four weeks in succession in the official newspapers  
22 in the county. The special election shall be held not  
23 less than fifteen nor more than thirty days from the  
24 date of last publication. The published notice shall  
25 state the proposition to be voted on at the special  
26 election.

27 Each sheet of the petition shall contain not more  
28 than thirty names of electors with their personal  
29 signatures, addresses, and the date of signing. If  
30 the signer resides within a city or town where the  
31 electors are required to be registered, the signature  
32 shall be the same as it appears on the registration  
33 records. The proposition to be submitted shall be  
34 stated on the top of each sheet of the petition. No  
35 signature on the petition shall be valid unless appended  
36 to the petition within the last ninety days prior to  
37 the date of filing the petition. At the bottom of each  
38 sheet of the petition shall be the affidavit of the  
39 person who circulated the petition, stating that the  
40 signatures on the petition were made in his presence,  
41 that he has reason to believe that they are qualified  
42 electors of the county, and that they are the persons  
43 they represent themselves to be.

44 Whoever signs the petition knowing that he is not  
45 a qualified elector in the county where the petition  
46 is made or who aids or abets any other person in doing  
47 any of the acts mentioned, or whoever bribes, gives  
48 or pays any money or thing of value to any person  
49 directly or indirectly, to induce him to sign the  
50 petition, shall upon conviction be punished by a fine  
51 not exceeding three hundred dollars or by imprisonment  
52 in the county jail for not more than ninety days or  
53 by both such fine and imprisonment.

54 Upon the ballot the proposition shall be as follows:  
55 'Shall horse racing and pari-mutuel betting be  
56 allowed in (insert the name of the county)?

57  Yes

58  No

59 The provisions of the statutes of this state relating

60 to election of officers, voting places, election  
 61 apparatus and blanks, preparation and form of ballots,  
 62 information to voters, delivery of ballots, calling  
 63 of elections, conduct of elections, manner of voting,  
 64 counting of votes, record and certificates of election,  
 65 and recount of votes, so far as applicable, shall apply  
 66 to voting on the proposition under this section. If  
 67 a majority of the ballots cast are 'Yes', a licensee  
 68 under this Act shall be allowed to exercise his license  
 69 in the county. If a majority of the ballots cast are  
 70 'No', a licensee under this Act shall not be allowed  
 71 to exercise his license in the county. No new election  
 72 shall be held for a period of four years."

TROWBRIDGE of Floyd, District 9  
 EDELEN of Emmet, District 5  
 KNOBLAUCH of Carroll, District 28  
 NORPEL of Jackson, District 52  
 SCHROEDER of Pottawattamie, District 54  
 STROMER of Hancock, District 8  
 SCOTT of Cerro Gordo, District 18  
 LOGEMANN of Worth, District 7  
 SCHWIEGER of Black Hawk, District 40

1 Amend House File 700 as follows:  
 2 1. Page 2, line 4, by striking the word "biennium"  
 3 and inserting in lieu thereof the words "fiscal year".  
 4 2. Page 2, line 5, by striking the numeral "1973"  
 5 and inserting in lieu thereof the numeral "1972".  
 6 3. Page 2, lines 8 and 9, by striking the following:  
 7 "1972-73  
 8 *Fiscal Year*"  
 9 and by striking the numerals under that column on pages  
 10 2 and 3.

UBAN of Black Hawk, District 38

1 Amend House File 701 as follows:  
 2 1. Page 2, line 2, by striking the word "each"  
 3 and inserting in lieu thereof the word "the" and by  
 4 striking the words "of the biennium".  
 5 2. Page 2, line 3, by striking the numeral "1973" and  
 6 inserting in lieu thereof the numeral "1972".  
 7 3. Page 2, lines 6 and 7, by striking the following:  
 8 "1972-73  
 9 *Fiscal Year*"  
 10 and by striking the numerals appearing under that column  
 11 on pages 2 and 3.

UBAN of Black Hawk, District 38

1 Amend House File 702 as follows:  
 2 1. Page 2, line 4, by striking the word "biennium"  
 3 and inserting in lieu thereof the words "fiscal year".  
 4 2. Page 2, line 5, by striking the numeral "1973"  
 5 and inserting in lieu thereof the numeral "1972".  
 6 3. Page 2, lines 9 and 10, by striking the following:  
 7 "1972-73  
 8 *Fiscal Year*"

9 and by striking the numerals under that column on pages  
10 2 through 4.

UBAN of Black Hawk, District 38

1 Amend House File 703 as follows:

2 1. Page 2, line 2, by striking the word "each"  
3 and inserting in lieu thereof the word "the" and by  
4 striking the words "of the biennium".

5 2. Page 2, line 3, by striking the numeral "1973"  
6 and inserting in lieu thereof the numeral "1972".

7 3. Page 2, lines 7 and 8, by striking the following:  
8 "1972-73

9 *Fiscal Year*"

10 and by striking the numerals appearing under that column  
11 on pages 2 and 3.

UBAN of Black Hawk, District 38

1 Amend House File 704, page 3, section 4, by  
2 adding thereto the following:

3 Section ninety-six point five (96.5), subsection  
4 one (1), Code 1971, is further amended by striking  
5 paragraph "a" and inserting in lieu thereof the  
6 following:

7 "a. He left his employment to accept permanent  
8 fulltime employment from another employer. Wages  
9 earned with the employer that he has left shall,  
10 for the purpose of computing and charging benefits,  
11 be deemed wages earned from the employer with whom  
12 the individual accepted work and benefits shall be  
13 charged to the employer with whom he accepted work.  
14 The commission shall advise the chargeable employer  
15 of the name and address of the other employer, the  
16 period covered, and the extent of benefits which  
17 may be charged to the account of the chargeable  
18 employer. In those cases where the new employment  
19 is not insured work, or is in another state, there  
20 will be a no charge of benefits payments."

MAYBERRY of Webster, District 30

On motion by Kreamer of Polk, District 63, the House adjourned  
until 8:30 a.m., Thursday, May 20, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirtieth Calendar Day—Eighty-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MAY 20, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Henry Nelson, pastor of the First Baptist Church, Cedar Falls, Iowa.

The Journal of Wednesday, May 19, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Skinner of Polk, District 60, for May 20 and 21, on request of Kennedy of Chickasaw, District 11; Wirtz of Palo Alto, District 16, for May 20 and 21, on request of Curtis of Cherokee, District 25; Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97; Nielsen of Shelby, District 53, on request of Stokes of Plymouth, District 2.

## PRESENTATION OF VISITORS

Lipsky of Linn, District 46, presented to the House Mrs. William Fetzter of Cedar Rapids. Mrs. Fetzter is the former Patty Nassif who was a House Page during the Sixty-second General Assembly.

The Speaker announced that the following visitors were present in the House chamber:

Forty-five third grade students from Bridgewater-Fontanelle School, Fontanelle, Iowa, accompanied by their teachers, Mrs. Raasch, Mrs. Sandnier and Mr. Eatack. By Varley of Adair, District 84.

Thirty-four sixth grade students from Runnells Elementary School, Southeast Polk, accompanied by their teachers, Mrs. Skinner, Mrs. Lancaster and Mr. Larson. By Skinner of Polk, District 60.

Thirty-nine sixth grade students from Farragut Community School, Farragut, Iowa, accompanied by their teachers, Mrs. Wing, Mr. Humphrey and Mrs. Nehart. By McElroy of Fremont, District 82.

Thirty-nine Keen-Agers from the First Lutheran Church, Cedar



Rapids, Iowa, accompanied by Dr. John Jensen. By Lipsky of Linn, District 46.

Nine third grade Camp Fire Girls from Cedar Rapids, Iowa, accompanied by Mr. and Mrs. Sayre, Mr. and Mrs. Keith Frazier and Mrs. Spieler. By Linn County delegation.

Thirty-seven sixth grade students from Page Elementary School, Boone, Iowa, accompanied by their teacher, Daryl Boelman. By Nystrom of Boone, District 55.

#### PETITIONS FILED

The following petitions were received and placed on file:

By Winkelman of Calhoun, District 26, from forty-one residents of Calhoun County opposing repeal of the Iowa meat and poultry inspection law and supporting the law as funded at present.

By Tieden of Clayton, District 14, from nineteen residents of Clayton County in support of the Iowa meat and poultry inspection law.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 574 and Senate Files 355 and 510, under Rule 35.

#### INTRODUCTION OF BILLS

**House File 705**, by committee on appropriations, a bill for an act to make an appropriation to the department of history and archives.

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

**House File 706**, by committee on law enforcement, a bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.

Read first time and referred to committee on **appropriations**.

**House File 707**, by committee on cities and towns, a bill for an act to permit cities of not less than thirteen nor more than seventeen thousand population, located on a navigable river, to enter into a single responsibility contract for construction of a waste treatment facility.

Read first time and referred to the **sifting committee**.

**House File 708**, by committee on appropriations, a bill for an act making an appropriation to the commission on aging.

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

**HOUSE CONCURRENT RESOLUTION 38**  
By Committee on Appropriations

*Whereas*, the claims committee of the House of Representatives has had numerous claims under consideration and in most cases has either recommended through appropriate legislative documents the approval or disapproval of claims under consideration; and

*Whereas*, certain claims because of present negotiations or lack of sufficient information cannot be disposed of during the present legislative session; and

*Whereas*, it is necessary for the General Assembly to take action on claims submitted, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the following listed claims be held over for consideration by the Second Session of the Sixty-fourth General Assembly:

Claimant	Claim No.	Nature of Claim	Amount
Edna E. Severn	H-138-64-G	Land Condemnation....\$	660.00
Iowa Air Sales, Inc.	1807-64-25	Outdated Invoice .....	27.00
Clay & Fay De Lashmutt & Mills Co.	H-117-64-G	Condemnation .....	1,275.00
Willard C. Brinegar, M.D.	873-64-25	Sick Leave and Vacation Time .....	19,500.00

Laid over under Rule 25.

**CONSIDERATION OF BILLS**  
**BUSINESS PENDING CALENDAR**

The House resumed consideration of **House File 573**, a bill for an act relating to fish and game licenses and fees.

Larson of Story, District 34, asked and received unanimous consent to withdraw the Larson, et al., amendment filed on April 14, 1971, and found on pages 939 and 940 of the House Journal.

Kruse of O'Brien, District 4, offered the following amendment filed by Kruse, et al., and moved its adoption:

Amend House File 573 as follows:

1. Page 3, line 15, by striking the numbers "[10.00] 15.00" and inserting in lieu thereof the number "10.00".

2. Page 3, by inserting after line 27 the following:

"Sec. 3. Section one hundred ten point seventeen (110.17), Code 1971, is amended by striking the unnumbered paragraph two (2) and inserting in lieu thereof the following:

'Upon written application to the state conservation commission, one of the following persons shall be issued a deer hunting license:

1. The owner residing on the farm unit; or
2. One member of the family of the owner, who resides on the farm unit; or

3. The tenant residing on the farm unit; or
4. One member of the family of the tenant, who resides on the farm unit.

The deer hunting permit shall be valid only for hunting on the farm unit upon which the licensee to whom it is issued resides.' ”

A non-record roll call was requested.

The ayes were 57, nays 22.

The amendment was adopted.

Kelly of Woodbury, District 32, offered the following amendment filed by Kelly, et al.:

Amend House File 573, page 3, by inserting after line 13 the following:

*“One and one-half dollar of each nonresident license shall be contributed by the state conservation commission to a proper agency or agencies in Canada for the propagation, management, and control of migratory waterfowl as approved by the director.”*

Kelly of Woodbury, District 32, offered the following amendment to the amendment, from the floor:

Amend the Kelly, et al., amendment to House File 573, filed April 14, 1971, by inserting in line 3 after the word “nonresident” the word “*hunting*”.

Varley of Adair, District 84, moved the previous question on House File 573 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 54, nays 23.

The motion having received a three-fifths majority prevailed.

Kelly of Woodbury, District 32, moved the adoption of the amendment to the Kelly, et al., amendment.

The amendment to the amendment was adopted.

Kelly of Woodbury, District 32, moved the adoption of his amendment as amended.

A non-record roll call was requested.

The ayes were 35, nays 39.

The amendment as amended lost.

Norpel of Jackson, District 52, offered the following amendment filed by him:

Amend House File 573, page 3, by inserting after line 27 the following:

"It shall be unlawful to fish in any lake, oxbow, streams or pond for seventy-two (72) hours after it has been stocked with trout."

Kruse of O'Brien, District 4, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Tieden of Clayton, District 14, asked and received unanimous consent to withdraw the amendment filed by him on April 6, 1971, and found on page 862 of the House Journal.

Tieden of Clayton, District 14, offered the following amendment filed by him and moved its adoption:

Amend House File 573, page 3, by inserting after line 27 the following:

"The provisions of this section shall become effective January 1, 1972."

The amendment was adopted.

Kruse of O'Brien, District 4, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (H.F. 573)

The ayes were, 57:

Alt	Hansen	Mendenhall	Sargisson
Andersen	Hill	Menefee	Schwieger
Bergman	Holden	Middleswart	Shaw
Bray	Johnston	Millen	Siglin
Christensen	Kehe	Miller	Sorg
Clark	Kennedy	Moffitt	Stanley
Curtis	Knoke	Mollett	Stokes
Den Herder	Kreamer	Monroe	Strand
Dougherty	Kruse	Nystrom	Stromer
Drake	Larson	Pelton	Strothman
Dunton	Lawson	Pierson	Tieden
Edelen	Lipsky	Radl	Varley
Egenes	Logemann	Rex	Winkelman
Ellsworth	McElroy	Rodgers	Mr. Speaker
Ewell			

The nays were, 34:

Anania	Fischer, H. O.	Husak	Patton
Blouin	Fisher, C. R.	Kinley	Pellett
Camp	Freeman	Knoblauch	Priebe
Campbell	Gluba	Mayberry	Schmeiser
Cochran	Goode	McCormick	Schroeder
Doyle	Grassley	Norpel	Schwartz

Scott	Trowbridge	Welden	Willits
Small	Uban	Wells	Wyckoff
Taylor	Waugh		

Absent or not voting, 9:

Bennett	Jesse	Nielsen	Skinner
Franklin	Kelly	Roorda	Wirtz
Hamilton			

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

### APPROPRIATIONS CALENDAR

**House File 699**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the state of Iowa, was taken up for consideration.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 699)

The ayes were, 87:

Alt	Freeman	Mendenhall	Scott
Anania	Gluba	Menefee	Shaw
Andersen	Goode	Middleswart	Siglin
Bergman	Grassley	Millen	Small
Blouin	Hansen	Miller	Sorg
Bray	Hill	Moffitt	Stanley
Camp	Holden	Mollett	Stokes
Campbell	Husak	Monroe	Strand
Christensen	Johnston	Norpel	Stromer
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Pellett	Taylor
Curtis	Kennedy	Pelton	Tieden
Den Herder	Kinley	Pierson	Trowbridge
Dougherty	Knoblauch	Priebe	Uban
Doyle	Knoke	Radl	Varley
Drake	Kruse	Rex	Welden
Dunton	Larson	Rodgers	Wells
Edelen	Lawson	Sargisson	Willits
Egenes	Logemann	Schmeiser	Winkelman
Ellsworth	Mayberry	Schroeder	Wyckoff
Fischer, H. O.	McCormick	Schwartz	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, none.

Absent or not voting, 13:

Bennett	Jesse	Nielsen	Skinner
Ewell	Kreamer	Patton	Waugh
Franklin	Lipsky	Roorda	Wirtz
Hamilton			

The bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

## STEERING COMMITTEE CALENDAR

The House resumed consideration of **House File 10**, a bill for an act relating to the maintenance of access roads.

Christensen of Union, District 95, offered the following amendment filed by Christensen, et al., and moved its adoption:

Amend House File 10 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred six point nineteen (306.19), Code 1971, is amended by striking the section and inserting in lieu thereof the following:

**306.19 PURCHASE OR CONDEMNATION OF RIGHT OF WAY—PROCEDURE—CLOSING DRIVEWAY—ALTERNATIVE ACCESS.**

1. In the maintenance, relocation, establishment, or improvement of any road, including the extension of such road within cities and towns, the commission or board having jurisdiction and control of such road shall have authority to purchase or to institute and maintain proceedings for the condemnation of the necessary right of way therefor. Such board or commission shall likewise have power to purchase or institute and maintain proceedings for the condemnation of land necessary for highway drainage, or land containing gravel or other suitable material for the improvement or maintenance of highways, together with the necessary road access or right of access thereto.

2. Whenever the board or commission condemns or purchases property access rights or alters by lengthening any existing driveway to a road from abutting property, except during the time required for construction and maintenance of the road or highway, the board or commission shall:

a. Compensate the owner for any diminution in the market value of the property by the denial or alteration by lengthening the driveway; however, in computing such diminution in value no consideration shall be given to the additional maintenance expense for maintaining the additional length of driveway, but in lieu thereof, both in condemnation proceedings or negotiated purchases, the board or commission shall pay to the owner the sum of five dollars for every lineal foot of additional length of driveway located on said owner's property. This payment shall represent just compensation to said property owner for the additional driveway maintenance caused by reason of the highway or road project.

b. If in the opinion of the board or commission it would be more economical to purchase the entire tract of the property owner than to provide and pay the maintenance expense required under the provisions

of this section, proceed with the acquisition of the entire tract of land; or

c. If mutually agreeable, move buildings from an existing location to a location requiring an equal or lesser length of driveway and provide an adequate driveway to a public road.

3. None of the foregoing requirements shall prohibit the property owner and the board or commission from entering into a mutually acceptable agreement for the replacement, relocation, construction, or maintenance of any alternative driveway on the owner's property.

4. Compensation for any property rights taken in the establishment of any alternative temporary or permanent access shall be paid as in any other purchase or condemnation of property. Proceedings for the condemnation of land for any highway shall be under the provisions of chapter 471 and chapter 472 or as said chapters may be amended. Provided that, in the condemnation of right of way for secondary roads, the board of supervisors may proceed as provided in sections three hundred six point twenty-eight (306.28) to three hundred six point thirty-seven (306.37), both inclusive, of the Code.

5. For the purposes of this section, the term "driveway" shall mean a way of ingress and egress located entirely on private property, consisting of a lane or passageway leading from a residence to a public roadway or highway.

The amendment was adopted.

By unanimous consent the following amendments were withdrawn:

The committee on transportation amendment filed on March 25, 1971, and found on pages 716 and 717 of the House Journal; the amendment filed by Uban of Black Hawk, District 38, on April 2, 1971, and found on page 830 of the House Journal; and the Radl-Larson amendment filed on May 6, 1971, and found on page 1322 of the House Journal.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 10)

The ayes were, 78:

Alt	Camp	Den Herder	Egenes
Anania	Campbell	Dougherty	Ellsworth
Andersen	Christensen	Doyle	Fischer, H. O.
Bergman	Clark	Drake	Fisher, C. R.
Blouin	Cochran	Dunton	Freeman
Bray	Curtis	Edelen	Gluba

Goode	McCormick	Sargisson	Strothman
Hansen	Mendenhall	Schmeiser	Taylor
Husak	Menefee	Schroeder	Tieden
Kehe	Middleswart	Schwartz	Trowbridge
Kelly	Millen	Schwieger	Uban
Kennedy	Moffitt	Scott	Varley
Knoblauch	Norpel	Siglin	Waugh
Knoke	Nystrom	Small	Welden
Kreamer	Patton	Sorg	Wells
Larson	Pellett	Stanley	Willits
Lawson	Priebe	Stokes	Winkelman
Lipsky	Radl	Strand	Wyckoff
Logemann	Rex	Stromer	Mr. Speaker
Mayberry	Rodgers		

The nays were, 3:

Monroe	Pierson	Shaw
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Absent or not voting, 19:

Bennett	Hill	Kruse	Pelton
Ewell	Holden	McElroy	Roorda
Franklin	Jesse	Miller	Skinner
Grassley	Johnston	Mollett	Wirtz
Hamilton	Kinley	Nielsen	

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

### SIFTING COMMITTEE CALENDAR

(House File 314 Deferred)

**House File 314**, a bill for an act relating to the acquisition of property by public bodies, corporations and individuals, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, offered the following amendment filed by him:

Amend House File 314 as follows:

1. Page 7, line 1, by inserting after the word "may" the words "acquire by gift,".
2. Page 34, line 31, by inserting before the word "and" the words and figures "four hundred sixty-nine point thirty-one (469.31),".

Fisher of Greene, District 56, asked and received unanimous consent that **House File 314** be deferred and placed on the calendar under unfinished business.

**House File 205**, a bill for an act to require motor trucks, trailers, and semitrailers carrying certain kinds of freight to be covered, with report of committee recommending amendment and passage, was taken up for consideration.

Goode of Davis, District 98, offered the following amendment filed by the committee on transportation and moved its adoption:



Amend House File 205, page 1, line 9 by striking the words "or otherwise dislodged".

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor and moved its adoption:

Amend House File 205, page 1, line 8, by striking the words "or other freight".

Further amend line 8 by inserting the word "or" before the word "garbage".

A non-record roll call was requested.

The ayes were 42, nays 34.

The amendment was adopted.

Sargisson of Woodbury, District 24, offered the following amendment from the floor and moved its adoption:

Amend House File 205, line 7, by inserting after the word "carrying" the words "raw hides or".

The amendment was adopted.

Uban of Black Hawk, District 38, offered the following amendment from the floor:

Amend House File 205, line 7, by striking the word "primary" and inserting in lieu thereof the word "public".

Kreamer of Polk, District 63, moved that House File 205 be tabled.

A non-record roll call was requested.

The ayes were 29, nays 52.

The motion lost.

Uban of Black Hawk, District 38, moved the adoption of his amendment.

The amendment was adopted.

Speaker pro tempore Millen in the chair at 11:16 a.m.

Doyle of Woodbury, District 21, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 205)

The ayes were, 49:

Andersen	Christensen	Den Herder	Drake
Blouin	Cochran	Dougherty	Dunton
Bray	Curtis	Doyle	Egenes

Ewell	Knoblauch	Patton	Small
Freeman	Kruse	Pierson	Sorg
Gluba	Larson	Priebe	Stanley
Goode	Lipsky	Radl	Stokes
Holden	McCormick	Rodgers	Taylor
Husak	Mendenhall	Sargisson	Tieden
Jesse	Menefee	Schmeiser	Uban
Kelly	Middleswart	Schwartz	Wells
Kennedy	Monroe	Scott	Willits
Kinley			

**The nays were, 41:**

Alt	Kehe	Nystrom	Stromer
Bergman	Knoke	Pellett	Strothman
Campbell	Kreamer	Pelton	Trowbridge
Clark	Lawson	Rex	Varley
Edelen	Logemann	Roorda	Waugh
Ellsworth	Mayberry	Schroeder	Welden
Fischer, H. O.	McElroy	Schwieger	Winkelman
Fisher, C. R.	Miller	Shaw	Wyckoff
Grassley	Moffitt	Siglin	Mr. Speaker
Hansen	Mollett	Strand	(Millen)
Harbor	Norpel		

**Absent or not voting, 10:**

Anania	Franklin	Johnston	Skinner
Bennett	Hamilton	Nielsen	Wirtz
Camp	Hill		

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

**MESSAGE FROM THE SENATE**

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the conference committee report and the recommendations contained therein and passed Senate File 217, a bill for an act compensating state employees for the use of their motor vehicles.

CARROLL A. LANE, Secretary

**CONFERENCE COMMITTEE REPORT ADOPTED**  
(Senate File 217)

Drake of Muscatine, District 71, called up for consideration Senate File 217, a bill for an act relating to compensating state employees for the use of their motor vehicles, and the report of the conference committee thereon, as follows:

**REPORT OF CONFERENCE COMMITTEE**  
(Senate File 217)

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 217, a bill for an act relating to compensating state employees for the use of their motor vehicles, respectfully submit the following recommendation:

1. That the House recede from its amendment.
2. That Senate File 217 as passed by the Senate be amended as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section twenty-one point four (21.4), Code 1971, is amended as follows:

**21.4 PRIVATE USE—RATE FOR STATE BUSINESS.** No state officer or employee shall use any state-owned car for his own personal private use, nor shall he be compensated for driving his own motor vehicle except if such is done on state business *with the approval of the state car dispatcher*, and in such case he shall not receive more than ten cents per mile. *However, the state car dispatcher may delegate authority to officials of the state and department heads, for the use of private vehicles on state business up to six thousand miles per year. When a state car has been assigned to a state officer or employee he shall not collect mileage for the use of his personal vehicle unless the state vehicle assigned to him is not useable.*

*The section shall not apply to elected officers of the state, judges of the district court, judges of the supreme court, or officials and employees of the state whose mileage is paid by other than state agencies.*

On the part of the Senate:

FRANCIS L. MESSERLY, Chairman  
JAMES E. BRILES  
EDWARD E. NICHOLSON

On the part of the House:

RICHARD F. DRAKE, Chairman  
DON D. ALT  
E. KEVIN KELLY  
CHARLES J. UBAN

Drake of Muscatine, District 71, moved the adoption of the conference committee report and the amendments contained therein.

The report was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 217)

The ayes were, 81:

Alt	Curtis	Fisher, C. R.	Jesse
Andersen	Den Herder	Freeman	Kehe
Bergman	Dougherty	Gluba	Kelly
Blouin	Doyle	Goode	Kennedy
Bray	Drake	Grassley	Kinley
Camp	Dunton	Hansen	Knoblauch
Campbell	Edelen	Hill	Knoke
Clark	Ellsworth	Holden	Kreamer
Cochran	Fischer, H. O.	Husak	Kruse

Lawson	Norpel	Schroeder	Strothman
Lipsky	Nystrom	Schwartz	Taylor
Mayberry	Pellett	Schwieger	Uban
McCormick	Pelton	Scott	<b>Waugh</b>
McElroy	Pierson	Shaw	<b>Welden</b>
Mendenhall	Priebe	Siglin	<b>Wells</b>
Menefee	Radl	Small	Willits
Middleswart	Rex	Sorg	Winkelman
Miller	Rodgers	Stanley	Wyckoff
Moffitt	Roorda	Stokes	Mr. Speaker
Mollett	Sargisson	Strand	(Millen)
Monroe	Schmeiser		

The nays were, 3:

Christensen	Larson	Tieden
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Absent or not voting 16:

Anania	Franklin	Logemann	Stromer
Bennett	Hamilton	Nielsen	Trowbridge
Egenes	Harbor	Patton	Varley
Ewell	Johnston	Skinner	Wirtz

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### CONSIDERATION OF BILLS

#### SIFTING COMMITTEE CALENDAR

**House File 347**, a bill for an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes, with report of committee recommending passage, was taken up for consideration.

Taylor of Dubuque, District 51, offered the following amendment from the floor and moved its adoption:

Amend House File 347, page 1, by striking the period in line 15 and inserting the following:

*“, in which event seventy-five per cent of the appraisal of damages shall be paid to the property owner before the dispossession can take place and remaining damage award held with the sheriff until final settlement.”*

The amendment was adopted.

(House File 347 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **House File 347**.

Holden of Scott, District 75, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 347)

The ayes were, 54:

Alt	Fisher, C. R.	Menefee	Shaw
Andersen	Hansen	Middleswart	Siglin
Blouin	Hill	Millen	Sorg
Campbell	Holden	Miller	Stanley
Curtis	Jesse	Mollett	Strand
Den Herder	Kehe	Norpel	Stromer
Dougherty	Kennedy	Nystrom	Trowbridge
Doyle	Knoke	Pellett	Uban
Drake	Kruse	Priebe	Varley
Dunton	Larson	Radl	Welden
Edelen	Lawson	Rodgers	Wells
Egenes	Lipsky	Schwartz	Willits
Ellsworth	Mayberry	Schwieger	Mr. Speaker
Ellwell	McCormick		

The nays were, 33:

Anania	Gluba	Patton	Small
Bergman	Goode	Pelton	Stokes
Bray	Grassley	Pierson	Strothman
Camp	Husak	Rex	Taylor
Christensen	Logemann	Sargisson	Tieden
Clark	Mendenhall	Schmeiser	Waugh
Cochran	Moffitt	Schroeder	Winkelman
Fischer, H. O.	Monroe	Scott	Wyckoff
Freeman			

Absent or not voting, 13:

Bennett	Kelly	Kreamer	Roorda
Franklin	Kinley	McElroy	Skinner
Hamilton	Knoblauch	Nielsen	Wirtz
Johnston			

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

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Larson of Story, District 34, for the remainder of the day and May 21, on request of Trowbridge of Floyd, District 9.

#### CONSIDERATION OF BILL

#### SIFTING COMMITTEE CALENDAR

**House File 704**, a bill for an act to extend and improve the federal-state unemployment compensation program, was taken up for consideration.

Lawson of Cerro Gordo, District 17, offered the following Lawson-Fischer-Kehe amendment from the floor:

Amend House File 704 as follows:

1. Page 2, section 1, by striking the sentence commencing in line 12 with the word "*Beginning*" and ending in line 15 with the word "*work*".

2. Page 3, section 5, by striking all of lines 27 through 34 and inserting in lieu thereof the following:

"g. In the case where he left his work voluntarily without good cause attributable to his employer under circumstances which did or would disqualify him for benefits, under this subsection he, subsequent to such leaving, worked in and was paid wages for insured work in an amount not less than twelve times the claimant's weekly benefit amount, provided he is otherwise eligible."

Division of the amendment was requested.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 1, lines 1 through 4 of the amendment.

Roll call was requested by Lawson of Cerro Gordo, District 17, and Fischer of Grundy, District 35.

On the question "Shall amendment 1 be adopted?"

The ayes were, 30:

Alt	Grassley	Radl	Stromer
Bergman	Kehe	Rex	Strothman
Campbell	Kruse	Roorda	Tieden
Christensen	Lawson	Sorg	Trowbridge
Den Herder	Mendenhall	Stanley	Waugh
Fischer, H. O.	Millen	Stokes	Welden
Fisher, C. R.	Moffitt	Strand	Winkelman
Goode	Pellett		

The nays were, 60:

Anania	Ellsworth	Mayberry	Sargisson
Andersen	Ewell	McCormick	Schmeiser
Bennett	Freeman	McElroy	Schroeder
Blouin	Gluba	Menefee	Schwartz
Bray	Hansen	Middleswart	Schwieger
Camp	Holden	Miller	Scott
Clark	Husak	Mollett	Shaw
Cochran	Jesse	Monroe	Siglin
Curtis	Kennedy	Norpel	Small
Dougherty	Kinley	Nystrom	Taylor
Doyle	Knoblauch	Patton	Uban
Drake	Knoke	Pelton	Wells
Dunton	Kreamer	Pierson	Willits
Edelen	Lipsky	Priebe	Wyckoff
Egenes	Logemann	Rodgers	Mr. Speaker

Absent or not voting, 10:

Franklin	Johnston	Nielsen	Varley
Hamilton	Kelly	Skinner	Wirtz
Hill	Larson		

Amendment 1 lost.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 2, lines 5 through 14 of the amendment.

Roll call was requested by Lawson of Cerro Gordo, District 17, and Kehe of Bremer, District 12.

On the question "Shall amendment 2 be adopted?"

The ayes were, 49:

Alt	Hansen	Menefee	Shaw
Bergman	Hill	Millen	Sorg
Camp	Holden	Moffitt	Stanley
Campbell	Kehe	Mollett	Stokes
Christensen	Knoke	Pellett	Strand
Clark	Kreamer	Pelton	Stromer
Den Herder	Kruse	Radl	Strothman
Edelen	Lawson	Rex	Trowbridge
Fischer, H. O.	Lipsky	Roorda	Waugh
Fisher, C. R.	Logemann	Sargisson	Welden
Freeman	McElroy	Schroeder	Winkelman
Goode	Mendenhall	Schwieger	Mr. Speaker
Grassley			

The nays were, 41:

Anania	Ellsworth	Middleswart	Schwartz
Andersen	Ewell	Miller	Scott
Bennett	Gluba	Monroe	Siglin
Blouin	Husak	Norpel	Small
Bray	Jesse	Nystrom	Taylor
Cochran	Kennedy	Patton	Uban
Curtis	Kinley	Pierson	Varley
Dougherty	Knoblauch	Priebe	Wells
Drake	Mayberry	Rodgers	Willits
Dunton	McCormick	Schmeiser	Wyckoff
Egenes			

Absent or not voting, 10:

Doyle	Johnston	Nielsen	Tieden
Franklin	Kelly	Skinner	Wirtz
Hamilton	Larson		

Amendment 2 was adopted.

#### MOTION TO RECONSIDER

I move to reconsider the vote by which amendment 2 of the Lawson amendment was adopted.

HALLIE SARGISSON

Gluba of Scott, District 76, offered the following amendment filed by him and Small of Johnson, District 69, from the floor:

Amend House File 704 as follows:

1. By striking from page 2, line 9, the word "fifty" and inserting in lieu thereof the following: "[fifty] *sixty-six and two-thirds*".
2. By striking from page 2 all of lines 12, 13, and 14 and through the period in line 15.

Varley of Adair, District 84, moved the previous question on House File 704 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 51, nays 32.

The motion having received a three-fifths majority, prevailed.

Gluba of Scott, District 76, moved the adoption of his amendment.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the amendment be adopted?"

The ayes were, 32:

Anania	Ellsworth	Mayberry	Sargisson
Bennett	Ewell	McCormick	Schmeiser
Blouin	Gluba	Middleswart	Schwartz
Bray	Husak	Monroe	Scott
Cochran	Jesse	Norpel	Small
Dougherty	Kennedy	Patton	Wells
Doyle	Kinley	Priebe	Willits
Dunton	Knoblauch	Rodgers	Wyckoff

The nays were, 59:

Alt	Grassley	Millen	Stanley
Andersen	Hansen	Miller	Stokes
Bergman	Hill	Moffitt	Strand
Camp	Holden	Mollett	Stromer
Campbell	Kehe	Nystrom	Strothman
Christensen	Kelly	Pellett	Taylor
Clark	Knoke	Pelton	Tieden
Curtis	Kreamer	Pierson	Trowbridge
Den Herder	Kruse	Radl	Uban
Drake	Lawson	Rex	Varley
Edelen	Lipsky	Roorda	Waugh
Egenes	Logemann	Schroeder	Welden
Fischer, H. O.	McElroy	Schwieger	Winkelman
Fisher, C. R.	Mendenhall	Shaw	Mr. Speaker
Goode	Menefee	Sorg	

Absent or not voting, 9:

Franklin	Johnston	Nielsen	Skinner
Freeman	Larson	Siglin	Wirtz
Hamilton			

The amendment lost.

Mayberry of Webster, District 30, offered the following amendment filed by him:

Amend House File 704, page 3, section 4, by adding thereto the following:

Section ninety-six point five (96.5), subsection one (1), Code 1971, is further amended by striking paragraph "a" and inserting in lieu thereof the following:



"a. He left his employment to accept permanent fulltime employment from another employer. Wages earned with the employer that he has left shall, for the purpose of computing and charging benefits, be deemed wages earned from the employer with whom the individual accepted work and benefits shall be charged to the employer with whom he accepted work. The commission shall advise the chargeable employer of the name and address of the other employer, the period covered, and the extent of benefits which may be charged to the account of the chargeable employer. In those cases where the new employment is not insured work, or is in another state, there will be a no charge of benefits payments."

Dougherty of Monroe, District 94, offered the following amendment to the amendment and moved its adoption:

Amend the Mayberry amendment, filed May 19, 1971, to House File 704 as follows:

1. Line 7 by inserting after the word "He" the words "or she".
2. Line 7 by striking the word "his" and inserting in lieu thereof the word "their".
3. Line 9, by striking the words "he was" and inserting in lieu thereof the words "they have".
4. Line 13, by striking the word "he" and inserting in lieu thereof the word "they".

The amendment to the amendment was adopted.

Mayberry of Webster, District 30, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Bennett of Polk, District 59, called up for consideration the Sargisson motion to reconsider and moved to reconsider the vote by which amendment 2 of the Lawson amendment was adopted.

Roll call was requested by Bennett of Polk, District 59, and Cochran of Webster, District 29.

On the question "Shall the vote by which amendment 2 was adopted be reconsidered?"

The ayes were, 46:

Anania	Doyle	Jesse	Middleswart
Andersen	Drake	Kelly	Moffitt
Bennett	Dunton	Kennedy	Mollett
Blouin	Egenes	Kinley	Monroe
Bray	Ellsworth	Knoblauch	Norpel
Cochran	Ewell	Mayberry	Nystrom
Curtis	Gluba	McCormick	Patton
Dougherty	Husak	McElroy	Pelton

Pierson	Schwartz	Small	Wells
Rodgers	Schwieger	Taylor	Willits
Sargisson	Scott	Uban	Wyckoff
Schmeiser	Skinner		

The nays were, 45:

Alt	Grassley	Mendenhall	Stokes
Bergman	Hansen	Menefee	Strand
Camp	Hill	Millen	Stromer
Campbell	Holden	Miller	Strothman
Christensen	Kehe	Pellett	Tieden
Clark	Knoke	Radl	Trowbridge
Den Herder	Kreamer	Rex	Varley
Edelen	Kruse	Roorda	Waugh
Fischer, H. O.	Lawson	Schroeder	Welden
Fisher, C. R.	Lipsky	Sorg	Winkelman
Freeman	Logemann	Stanley	Mr. Speaker
Goode			

Absent or not voting, 9:

Franklin	Larson	Priebe	Siglin
Hamilton	Nielsen	Shaw	Wirtz
Johnston			

The motion prevailed.

Lawson of Cerro Gordo, District 17, moved the adoption of amendment 2 of his amendment.

On the question "Shall amendment 2 be adopted?"

The ayes were, 48:

Alt	Grassley	Mendenhall	Stanley
Bergman	Hansen	Menefee	Stokes
Camp	Hill	Millen	Strand
Campbell	Holden	Miller	Stromer
Christensen	Kehe	Mollett	Strothman
Clark	Knoke	Pellett	Tieden
Den Herder	Kreamer	Radl	Trowbridge
Edelen	Kruse	Rex	Varley
Fischer, H. O.	Lawson	Roorda	Waugh
Fisher, C. R.	Lipsky	Schroeder	Welden
Freeman	Logemann	Shaw	Winkelman
Goode	McElroy	Sorg	Mr. Speaker

The nays were, 44:

Anania	Egenes	McCormick	Schmeiser
Andersen	Ellsworth	Middleswart	Schwartz
Bennett	Ewell	Moffitt	Schwieger
Blouin	Gluba	Monroe	Scott
Bray	Husak	Norpel	Skinner
Cochran	Jesse	Nystrom	Small
Curtis	Kelly	Patton	Taylor
Dougherty	Kennedy	Pelton	Uban
Doyle	Kinley	Pierson	Wells
Drake	Knoblauch	Rodgers	Willits
Dunton	Mayberry	Sargisson	Wyckoff

Absent or not voting, 8:

Franklin	Johnston	Nielsen	Siglin
Hamilton	Larson	Priebe	Wirtz

Amendment 2 was adopted.

Curtis of Cherokee, District 25, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 704)

The ayes were, 90:

Alt	Fisher, C. R.	McElroy	Schwieger
Anania	Freeman	Mendenhall	Scott
Andersen	Gluba	Menefee	Shaw
Bennett	Goode	Middleswart	Skinner
Bergman	Grassley	Millen	Small
Blouin	Hansen	Miller	Stanley
Bray	Hill	Moffitt	Stokes
Camp	Holden	Mollett	Strand
Campbell	Husak	Monroe	Stromer
Christensen	Jesse	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Cochran	Kelly	Patton	Tieden
Curtis	Kennedy	Pellett	Trowbridge
Den Herder	Kinley	Pelton	Uban
Dougherty	Knoblauch	Pierson	Varley
Doyle	Knoke	Rex	Waugh
Drake	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Edelen	Lawson	Sargisson	Willits
Egenes	Lipsky	Schmeiser	Winkelman
Ellsworth	Logemann	Schroeder	Wyckoff
Ewell	Mayberry	Schwartz	Mr. Speaker
Fischer, H. O.	McCormick		

The nays were, 1:

Radl

Absent or not voting, 9:

Franklin	Larson	Priebe	Sorg
Hamilton	Nielsen	Siglin	Wirtz
Johnston			

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

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate amendment and passed:

House File 14, a bill for an act relating to the leasing of property by the state conservation commission.

Also: That the Senate has amended the House amendment to, concurred in the House amendment as amended, and passed the following bill:

Senate File 474, a bill for an act relating to disabled and retired policemen

and firemen, disabled inmates, and disabled elected and appointed officials.  
 CARROLL A. LANE, Secretary

SENATE AMENDMENT TO HOUSE AMENDMENT  
 TO SENATE FILE 474

- 1 Amend the House amendment to Senate File 474, as passed and
- 2 reprinted by the Senate, as follows:
- 3 1. By adding after line 4 the following new paragraphs:
- 4 Page 3, line 1, by inserting after the word "under",
- 5 the words "section 85.33 or".
- 6 Page 3, line 10, by inserting after the word "to",
- 7 the words "section 85.33 or".
- 8 Page 3, line 19, by inserting after the word "to",
- 9 the words "section 85.33 or".

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 262, 399, 420, 479, 587, 605; Senate Joint Resolution 10; Senate Files 76, 289, 308, 345 and 487.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 262, 399, 420, 479, 587, 605; Senate Joint Resolution 10; Senate Files 76, 289, 308, 345 and 487.

BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 20th day of May, 1971, sent to the Governor for his approval: House Files 262, 399, 420, 479, 587 and 605.

ELIZABETH R. MILLER, Chairman

Report adopted.

AMENDMENTS FILED

- 1 Amend House File 314, page 7, by striking from line 4
- 2 the words "any public purpose" and inserting in lieu

3 thereof the words "such public purposes and as an incident  
4 to the powers and duties conferred upon cities and towns  
5 as make reasonable and necessary the acquisition of property  
6 by cities and towns".

FISHER of Greene, District 56  
HOLDEN of Scott, District 75

1 Amend House File 574, page 40, line 24, by  
2 striking the words "one and one-fourth mills" and  
3 inserting in lieu thereof the following: "the  
4 mill rate levied under section three hundred nine  
5 point seven (309.7) of the Code by the board of  
6 supervisors of the county, for municipal street  
7 purposes".

KEHE of Bremer, District 12

1 Amend House File 693 as follows:

- 2 1. Page 2, line 14, by striking the figures
- 3 "215,791.00" and inserting in lieu thereof the figures
- 4 "231,791.00" and by striking the figures "219,467.00"
- 5 and inserting in lieu thereof the figures "235,967.00".
- 6 2. Page 2, by inserting after line 14 the following
- 7 new sections:
- 8 "Sec. 2. The remainder of the state aviation fund
- 9 is appropriated for contingencies arising during the
- 10 biennium which are legally payable from the fund and
- 11 for aeronautical purposes authorized by section three
- 12 hundred twenty-eight point twelve (328.12) of the Code.
- 13 Sec. 3. A contingency shall exclude any purpose
- 14 or project which was presented to the general assembly
- 15 by way of a bill and which failed to become enacted
- 16 into law, however, for the purpose of this Act an
- 17 unforeseen necessity of additional operating funds may
- 18 be construed as a contingency.
- 19 Sec. 4. Before any of the funds appropriated by
- 20 this Act shall be allocated for contingencies it shall
- 21 be determined by the executive council that a contingency
- 22 exists and that the proposed allocation shall be for
- 23 the best interests of the state."
- 24 3. By renumbering the remaining sections.

WELDEN of Hardin, District 32  
SCHMEISER of Des Moines, District 91  
SCHROEDER of Pottawattamie, District 54  
GOODE of Davis, District 98

1 Amend House File 693 as follows:

- 2 1. Page 2, line 16, by inserting after the comma the
- 3 words "if the appropriations made by this Act are reviewed
- 4 by the committees on appropriations during the second
- 5 regular session of the Sixty-fourth General Assembly and
- 6 no further action is taken as a result of such review in
- 7 regard to appropriations made by this Act,".
- 8 2. Page 2, line 20, by inserting after the period the
- 9 following: "If the committees on appropriations do not
- 10 make any review of appropriations made by this Act during

11 the second regular session of the Sixty-fourth General  
 12 Assembly, or if such committees do make such review and  
 13 recommend by concurrent resolution that the unencumbered  
 14 or unobligated balances of appropriations do not revert  
 15 on September 30, 1972, then the unencumbered or unobligated  
 16 balances of appropriations made by this Act for the first  
 17 fiscal year of the biennium commencing July 1, 1971, shall  
 18 carry forward to the second fiscal year of such biennium  
 19 and shall be subject to the reversion provision contained  
 20 in section eight point thirty-three (8.33) of the Code."

COCHRAN of Webster, District 29  
 DUNTON of Keokuk, District 88

1 Amend House File 694 as follows:

2 1. Page 2, by adding after line 29 the following section:

3 "Sec. 4. Section three hundred twenty-four point

4 seventy-seven (324.77), Code 1971, is amended as follows:

5 324.77 MONEYS DEPOSITED IN TREASURY—REFUNDS. All fees,

6 taxes, interest, and penalties imposed under this chapter  
 7 must be paid to the department of revenue in the form of  
 8 remittances payable to the treasurer of state, and the  
 9 department of revenue shall transmit each payment daily to  
 10 the [state] treasurer of state. *Such payments shall be deposited by*  
 11 *the treasurer of state in a fund, hereby created, within the*  
 12 *state treasury which shall be known as the motor vehicle*  
 13 *fuel tax fund.* The department of revenue shall certify  
 14 monthly to the state comptroller amounts of refunds of tax  
 15 approved or determined by the department during each month,  
 16 and the state comptroller shall draw warrants in such amounts  
 17 on the motor vehicle fuel tax fund and transmit them. There  
 18 is hereby appropriated out of the money received under the  
 19 provisions of this chapter *and deposited in the motor vehicle*  
 20 *fuel tax fund* sufficient funds to pay such refunds as may be  
 21 authorized in this chapter.

22 *The general assembly may appropriate from the motor fuel*  
 23 *tax fund such amounts as it determines are necessary for*  
 24 *administrative expenses. Allocations and transfers of fees,*  
 25 *taxes, interest, and penalties imposed under this chapter,*  
 26 *pursuant to any provision of the Code, shall be made from*  
 27 *the motor fuel tax fund."*

28 2. Amend the title, page 1, line 1, by inserting after  
 29 the word "Act" the word "relating" and before the word  
 30 "appropriate" the words "and to".

GOODE of Davis, District 98  
 CAMP of Clinton, District 73

1 Amend Senate File 500 as follows:

2 Section 13, line 1, by inserting after the word

3 "Sections" the following: "four hundred fifty point

4 fifteen (450.15)."

KREAMER of Polk, District 63

1 Amend Senate File 510 as amended, passed, and  
 2 reprinted by the Senate as follows:

3 1. Page 5, by striking lines 7 through 12, inclusive,  
 4 and inserting in lieu thereof the following:

5 "month, [together with an itemized statement on forms  
6 furnished by the department showing the name of each  
7 taxpayer, the make and purchase price of each motor  
8 vehicle or trailer, the amount of tax paid in each case,  
9 and such other information as the director may require]  
10 accompanied by a copy of each certificate of title  
11 issued for each vehicle subject to registration."

12 2. Page 6, by adding after line 3 the following  
13 new sections:

14 "Sec. 12. Section three hundred twenty-one point  
15 twenty (321.20), Code 1971, is amended by adding the  
16 following new subsection:

17 "The purchase price of the vehicle and the amount  
18 of tax to be paid under section four hundred twenty-  
19 three point seven (423.7) of the Code."

20 Sec. 13. Section three hundred twenty-one point  
21 twenty-four (321.24), Code 1971, is amended as follows:

22 **321.24 ISSUANCE OF REGISTRATION AND CERTIFICATE**

23 **OF TITLE.** Upon receipt of the application for title  
24 and payment of the required fees for motor vehicle,  
25 trailer, or semitrailer, the county treasurer shall,  
26 when satisfied as to the genuineness and regularity  
27 thereof, issue a registration receipt and certificate  
28 of title and shall file the application, the  
29 manufacturer's or importer's certificate, certificate  
30 of title, or other evidence of ownership, as prescribed  
31 by the department. The registration receipt shall be  
32 delivered to the owner and shall contain upon the face  
33 thereof the date issued, the name and address of the  
34 owner, the registration number assigned to the vehicle,  
35 the title number assigned to the owner of the vehicle,  
36 the amount of the fee paid, type of fuel used and such  
37 description of the vehicle as determined by the  
38 department and upon the reverse side a form for notice  
39 of transfer of the vehicle. One copy of the registration  
40 receipt shall be retained by the county treasurer in  
41 a registration number file and said file shall be open  
42 for public inspection during reasonable business hours.  
43 Two copies shall be mailed to the department on date  
44 of issuance. The certificate of title shall contain  
45 upon the face thereof the identical information required  
46 upon the face of the registration receipt and such  
47 information shall be so placed on the title form as  
48 to permit the county treasurer to prepare the certificate  
49 of title simultaneously with the registration receipt.

50 In addition thereto, the certificate of title shall  
51 contain a statement of the owner's title, *the purchase*  
52 *price of the vehicle, the amount of tax paid pursuant*  
53 *to section 423.7, name and address of previous owner,*  
54 *and a statement of all liens and encumbrances as shown*  
55 *in the application, upon the vehicle therein described*  
56 *including the nature of the lien or liens, amount, date*  
57 *of notation and name and address of lienholder or*  
58 *lienholders. Said certificate shall bear thereon the*  
59 *seal of the county treasurer, his signature or that*  
60 *of his deputy, and shall provide space for the signature*

61 of the owner. Upon receipt of certificate of title the  
 62 owner shall write his name with pen and ink  
 63 in the space provided. The certificate of title shall  
 64 contain upon the reverse side a form for assignment  
 65 of title or interest and warranty thereof by the owner,  
 66 for reassignments by a licensed dealer and for  
 67 application for a new certificate of title by the trans-  
 68 feree as provided in this chapter. All certificates  
 69 of title shall be typewritten and shall be issued in  
 70 triplicate. The original certificate of title shall  
 71 be delivered to the owner in the event no lien or  
 72 encumbrance appears thereon. Otherwise the certificate  
 73 of title shall be delivered by the county treasurer  
 74 to the person holding the first lien or encumbrance  
 75 as shown in the certificate. One copy of the certificate  
 76 shall be retained by the county treasurer in a title  
 77 number file in the manner prescribed by the department  
 78 and shall remain in the file of the county issuing the  
 79 title for a period of three years from the date of  
 80 notification of cancellation or that a new title has  
 81 been issued as provided in this chapter after which  
 82 it may be destroyed. One copy shall be mailed to the  
 83 department on the date of issuance. *One copy shall*  
 84 *be remitted to the department of revenue.* The department  
 85 shall designate a uniform system of title numbers so  
 86 as to indicate the county of issuance.

87 Sec. 14. Chapter four hundred twenty-three (423),  
 88 Code 1971, is amended by adding the following new  
 89 section:

90 'Any person who willfully makes any false statement  
 91 in regard to the purchase price of a vehicle subject  
 92 to taxation under section four hundred twenty-three  
 93 point seven (423.7) of the Code is guilty of a  
 94 misdemeanor.'

95 Sec. 15. Section three hundred twenty-one point  
 96 thirty-five (321.35), Code 1971, is amended by adding  
 97 the following new paragraph:

98 'All motor vehicle registration plates shall be  
 99 treated with a reflective material according to speci-  
 100 fications prescribed by the commissioner of public safety.'

EGENES of Story, District 33

1 Amend House Concurrent Resolution 37 by adding  
 2 thereto the following:

3 Claimant	Claim No.	Nature of Claim	Amount
4 Michigan-Wisc.	728-64-25	Overpayment of	\$929.31
5 Pipe Line Co.		apportioned motor	
6		vehicle registra-	
7		tion fees for the	
8		year 1969	

SCHROEDER of Pottawattamie, District 54

On motion by Varley of Adair, District 84, the House adjourned  
 until 8:30 a.m., Friday, May 21, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Thirty-first Calendar Day—Eighty-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MAY 21, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Arthur Brent, pastor of the Union Park United Methodist Church, Des Moines, Iowa.

The Journal of Thursday, May 20, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seventy-five tenth grade students from Sigourney High School, Sigourney, Iowa, accompanied by their teachers, Mr. Strang and Mr. Henry. By Dunton of Keokuk, District 88.

Twenty-seven students from Davis School, Grinnell, Iowa, accompanied by their teachers, Fran Dempster and Julia Heemann. By Strand of Poweshiek, District 68.

Sixteen eighth grade students from Immanuel Lutheran School, Waterloo, Iowa, accompanied by their teacher, James Hauch. By Black Hawk County delegation.

Forty-five fifth grade students from Mitchell School, Ames, Iowa, accompanied by their teachers, Mrs. Baker and Mrs. Spencer. By Egenes of Story, District 33.

Twenty-nine senior students from Lincoln Central High School, Gruver, Iowa, accompanied by their teacher, Lowell Wedgbury. By Edelen of Emmet, District 5.

Twenty senior class students from Marathon High School, Marathon, Iowa, accompanied by their teachers, W. A. Burns and Dan Hudek. By Freeman of Buena Vista, District 15.

Twenty-nine students from Regina High School, Iowa City, Iowa, accompanied by Sister Mary Francette. By Small of Johnson, District 69.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate File 534, a bill for an act relating to the manner in which court reporters are compensated.

CARROLL A. LANE, Secretary

## INTRODUCTION OF BILLS

**House File 709**, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction.

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

**House File 710**, by committee on appropriations, a bill for an act relating to sewage treatment projects and to appropriate from the general fund of the state for the sewage works construction fund.

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

## CONSIDERATION OF BILLS

## UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 314**, a bill for an act relating to the acquisition of property by public bodies, corporations and individuals.

Fisher of Greene, District 56, offered the following amendment filed by him and moved its adoption:

Amend House File 314, page 7, by striking from line 4 the words "any public purpose" and inserting in lieu thereof the words "such public purposes and as an incident to the powers and duties conferred upon cities and towns as make reasonable and necessary the acquisition of property by cities and towns".

The amendment was adopted.

The House resumed consideration of the following amendment filed by Holden of Scott, District 75:

Amend House File 314 as follows:

1. Page 7, line 1, by inserting after the word "may" the words "acquire by gift,".

2. Page 34, line 31, by inserting before the word "and" the words and figures "four hundred sixty-nine point thirty-one (469.31)."

Holden of Scott, District 75, moved the adoption of his amendment.

The amendment was adopted.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 314)

The ayes were 79:

Anania	Gluba	Miller	Small
Andersen	Goode	Moffitt	Sorg
Bergman	Grassley	Mollett	Stanley
Blouin	Hill	Monroe	Stokes
Camp	Holden	Norpel	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Jesse	Patton	Strothman
Cochran	Kehe	Pellett	Taylor
Curtis	Kennedy	Pierson	Tieden
Den Herder	Knoblauch	Rex	Trowbridge
Dougherty	Knoke	Rodgers	Uban
Doyle	Kreamer	Roorda	Varley
Drake	Kruse	Sargisson	Waugh
Dunton	Lipsky	Schmeiser	Welden
Edelen	McCormick	Schroeder	Wells
Egenes	McElroy	Schwartz	Willits
Ellsworth	Mendenhall	Schwieger	Winkelman
Fischer, H. O.	Menefee	Scott	Wyckoff
Fisher, C. R.	Middleswart	Shaw	Mr. Speaker
Freeman	Millen	Siglin	

The nays were, none.

Absent or not voting, 21:

Alt	Hamilton	Lawson	Pelton
Bennett	Hansen	Larson	Priebe
Bray	Johnston	Logemann	Radl
Clark	Kelly	Mayberry	Skinner
Ewell	Kinley	Nielsen	Wirtz
Franklin			

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

#### APPROPRIATIONS CALENDAR

**House File 693**, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 693 as follows:

1. Page 2, line 4, by striking the word "each" and inserting in lieu thereof the word "the" and by striking the words "of the biennium,".

2. Page 2, line 5, by striking the numeral "1973" and inserting in lieu thereof the numeral "1972".

3. Page 2, lines 9 and 10, by striking the following:

"1972-73  
*Fiscal Year*"

and by striking the numeral appearing under that column.

Roll call was requested by Blouin of Dubuque, District 49, and Uban of Black Hawk, District 38.

On the question "Shall the amendment be adopted?"

The ayes were, 28:

Anania	Husak	Monroe	Schwieger
Blouin	Jesse	Norpel	Scott
Cochran	Kennedy	Patton	Small
Dougherty	Kinley	Radl	Uban
Doyle	Knoblauch	Rodgers	Wells
Dunton	Mayberry	Sargisson	Willits
Gluba	Middleswart	Schwartz	Wyckoff

The nays were, 49:

Andersen	Goode	Miller	Stanley
Bergman	Grassley	Moffitt	Stokes
Camp	Hansen	Mollett	Strand
Campbell	Hill	Nystrom	Stromer
Christensen	Kehe	Pellett	Strothman
Curtis	Knoke	Pierson	Taylor
Den Herder	Kruse	Rex	Tieden
Drake	Logemann	Roorda	Trowbridge
Edelen	McElroy	Schroeder	Varley
Eenes	Mendenhall	Shaw	Welden
Ellsworth	Menefee	Siglin	Winkelman
Fisher, C. R.	Millen	Sorg	Mr. Speaker
Freeman			

Absent or not voting, 23:

Alt	Franklin	Larson	Priebe
Bennett	Hamilton	Lawson	Schmeiser
Bray	Holden	Lipsky	Skinner
Clark	Johnston	McCormick	Waugh
Ewell	Kelly	Nielsen	Wirtz
Fischer, H. O.	Kreamer	Pelton	

The amendment lost.

Welden of Hardin, District 32, offered the following amendment filed by Welden, et al., and moved its adoption:

Amend House File 693 as follows:

1. Page 2, line 14, by striking the figures "215,791.00" and inserting in lieu thereof the figures "231,791.00" and by striking the figures "219,467.00" and inserting in lieu thereof the figures "235,967.00".

2. Page 2, by inserting after line 14 the following new sections:

"Sec. 2. The remainder of the state aviation fund is appropriated for contingencies arising during the biennium which are legally payable from the fund and for aeronautical purposes authorized by section three hundred twenty-eight point twelve (328.12) of the Code.

Sec. 3. A contingency shall exclude any purpose or project which was presented to the general assembly by way of a bill and which failed to become enacted into law, however, for the purpose of this Act an unforeseen necessity of additional operating funds may be construed as a contingency.

Sec. 4. Before any of the funds appropriated by this Act shall be allocated for contingencies it shall be determined by the executive council that a contingency exists and that the proposed allocation shall be for the best interests of the state."

3. By renumbering the remaining sections.

The amendment was adopted.

Cochran of Webster, District 29, offered the following Cochran-Dunton amendment and moved its adoption:

Amend House File 693 as follows:

1. Page 2, line 16, by inserting after the comma the words "if the appropriations made by this Act are reviewed by the committees on appropriations during the second regular session of the Sixty-fourth General Assembly and no further action is taken as a result of such review in regard to appropriations made by this Act,".

2. Page 2, line 20, by inserting after the period the following: "If the committees on appropriations do not make any review of appropriations made by this Act during the second regular session of the Sixty-fourth General Assembly, or if such committees do make such review and recommend by concurrent resolution that the unencumbered or unobligated balances of appropriations do not revert on September 30, 1972, then the unencumbered or unobligated balances of appropriations made by this Act for the first fiscal year of the biennium commencing July 1, 1971, shall carry forward to the second fiscal year of such biennium and shall be subject to the reversion provision contained in section eight point thirty-three (8.33) of the Code."

Roll call was requested by Dunton of Keokuk, District 88, and Cochran of Webster, District 29.

On the question "Shall the amendment be adopted?"

The ayes were, 31:

Anania	Doyle	Gluba	Kinley
Blouin	Dunton	Husak	Knoblauch
Cochran	Egenes	Jesse	Mayberry
Dougherty	Ewell	Kennedy	McCormick

Middleswart  
Norpel  
Nystrom  
Patton

Radl  
Rodgers  
Sargisson  
Schmeiser

Schwartz  
Scott  
Small  
Uban

Wells  
Willits  
Wyckoff

**The nays were, 51:**

Andersen  
Bergman  
Camp  
Campbell  
Christensen  
Clark  
Curtis  
Drake  
Edelen  
Ellsworth  
Fisher, C. R.  
Freeman  
Goode

Grassley  
Hansen  
Hill  
Holden  
Kehe  
Kelly  
Knoke  
Kreamer  
Kruse  
Lawson  
Lipsky  
Logemann  
McElroy

Mendenhall  
Menefee  
Millen  
Miller  
Moffitt  
Pellett  
Pierson  
Rex  
Roorda  
Schroeder  
Schwieger  
Shaw  
Siglin

Stanley  
Stokes  
Strand  
Stromer  
Strothman  
Taylor  
Tieden  
Trowbridge  
Varley  
Welden  
Winkelman  
Mr. Speaker

**Absent or not voting, 18:**

Alt  
Bennett  
Bray  
Den Herder  
Fischer, H. O.

Franklin  
Hamilton  
Johnston  
Larson  
Mollett

Monroe  
Nielsen  
Pelton  
Priebe

Skinner  
Sorg  
Waugh  
Wirtz

The amendment lost.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 693)

**The ayes were, 58:**

Andersen  
Bergman  
Camp  
Christensen  
Curtis  
Den Herder  
Dougherty  
Drake  
Dunton  
Edelen  
Egenes  
Ellsworth  
Fischer, H. O.  
Fisher, C. R.  
Freeman

Gluba  
Goode  
Grassley  
Hansen  
Holden  
Kehe  
Kruse  
Lawson  
Lipsky  
Logemann  
McElroy  
Mendenhall  
Menefee  
Middleswart  
Millen

Miller  
Moffitt  
Mollett  
Nystrom  
Pellett  
Pierson  
Rex  
Rodgers  
Roorda  
Schroeder  
Schwieger  
Scott  
Shaw  
Siglin

Sorg  
Stanley  
Stokes  
Strand  
Stromer  
Strothman  
Taylor  
Tieden  
Trowbridge  
Varley  
Waugh  
Welden  
Winkelman  
Mr. Speaker

**The nays were, 28:**

Anania  
Blouin  
Campbell  
Clark  
Cochran  
Doyle  
Ewell

Hill  
Husak  
Jesse  
Kelly  
Kennedy  
Kinley  
Knoblauch

Knoke  
Mayberry  
McCormick  
Norpel  
Patton  
Radl  
Sargisson

Schmeiser  
Schwartz  
Small  
Uban  
Wells  
Willits  
Wyckoff

**Absent or not voting, 14:**

Alt	Hamilton	Monroe	Priebe
Bennett	Johnston	Nielsen	Skinner
Bray	Kreamer	Pelton	Wirtz
Franklin	Larson		

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

**House File 703**, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board, was taken up for consideration.

Urban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

**Amend House File 703 as follows:**

1. Page 2, line 2, by striking the word "each" and inserting in lieu thereof the word "the" and by striking the words "of the biennium".
2. Page 2, line 3, by striking the numeral "1973" and inserting in lieu thereof the numeral "1972".
3. Page 2, lines 7 and 8, by striking the following:  
"1972-73  
*Fiscal Year*"  
and by striking the numerals appearing under that column on pages 2 and 3.

The amendment lost.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 703)

**The ayes were, 79:**

Anania	Freeman	Middleswart	Siglin
Andersen	Gluba	Millen	Small
Bergman	Goode	Miller	Sorg
Blouin	Grassley	Moffitt	Stanley
Camp	Hansen	Mollett	Stokes
Campbell	Hill	Monroe	Strand
Christensen	Holden	Norpel	Stromer
Clark	Jesse	Nystrom	Strothman
Cochran	Kehe	Pellett	Taylor
Curtis	Kelly	Pierson	Tieden
Den Herder	Knoke	Radl	Trowbridge
Dougherty	Kreamer	Rex	Varley
Doyle	Kruse	Rodgers	Waugh
Drake	Lipsky	Roorda	Welden
Dunton	Logemann	Sargisson	Wells
Edelen	Mayberry	Schroeder	Willits
Egenes	McCormick	Schwartz	Winkelman
Ellsworth	McElroy	Schwieger	Wyckoff
Fischer, H. O.	Mendenhall	Scott	Mr. Speaker
Fisher, C. R.	Menefee	Shaw	

**The nays were, 4:**

Husak	Kennedy	Patton	Uban
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**Absent or not voting, 17:**

Alt	Hamilton	Larson	Priebe
Bennett	Johnston	Lawson	Schmeiser
Bray	Kinley	Nielsen	Skinner
Ewell	Knoblauch	Pelton	Wirtz
Franklin			

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

**House File 700**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, was taken up for consideration.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on May 19, 1971, and found on page 1582 of the House Journal.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 700)

**The ayes were, 85:**

Anania	Gluba	Menefee	Scott
Andersen	Goode	Middleswart	Shaw
Bergman	Grassley	Millen	Siglin
Blouin	Hansen	Miller	Small
Camp	Hill	Moffitt	Sorg
Campbell	Holden	Mollett	Stanley
Christensen	Husak	Monroe	Stokes
Clark	Jesse	Norpel	Strand
Cochran	Kehe	Nystrom	Stromer
Curtis	Kelly	Patton	Strothman
Den Herder	Kinley	Pellett	Taylor
Dougherty	Knoblauch	Pierson	Tieden
Doyle	Knoke	Radl	Trowbridge
Drake	Kreamer	Rex	Varley
Dunton	Kruse	Rodgers	Waugh
Edelen	Lawson	Roorda	Welden
Egenes	Lipsky	Sargisson	Wells
Ellsworth	Logemann	Schmeiser	Willits
Ewell	Mayberry	Schroeder	Winkelman
Fischer, H. O.	McCormick	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Freeman			

**The nays were, none.**

**Absent or not voting, 15:**

Alt	Hamilton	McElroy	Skinner
Bennett	Johnston	Nielsen	Uban
Bray	Kennedy	Pelton	Wirtz
Franklin	Larson	Priebe	



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

**House File 701**, a bill for an act to appropriate from the general fund of the state to various state departments and their divisions, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 701 as follows:

1. Page 2, line 2, by striking the word "each" and inserting in lieu thereof the word "the" and by striking the words "of the biennium".
2. Page 2, line 3, by striking the numeral "1973" and inserting in lieu thereof the numeral "1972".
3. Page 2, lines 6 and 7, by striking the following:  
"1972-73  
Fiscal Year"  
and by striking the numerals appearing under that column on pages 2 and 3.

The amendment lost.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 701)

The ayes were, 84:

Alt	Freeman	Mendenhall	Scott
Anania	Gluba	Menefee	Shaw
Andersen	Goode	Middleswart	Siglin
Bergman	Grassley	Millen	Small
Blouin	Hansen	Miller	Sorg
Camp	Hill	Moffitt	Stanley
Campbell	Holden	Mollett	Stokes
Christensen	Husak	Monroe	Strand
Clark	Jesse	Norpel	Stromer
Cochran	Kehe	Nystrom	Strothman
Curtis	Kelly	Pellett	Taylor
Den Herder	Kinley	Pierson	Tieden
Dougherty	Knoblauch	Radl	Trowbridge
Doyle	Knoke	Rex	Varley
Dunton	Kreamer	Rodgers	Waugh
Edelen	Kruse	Roorda	Welden
Egenes	Lawson	Sargisson	Wells
Ellsworth	Logemann	Schmeiser	Willits
Ewell	Mayberry	Schroeder	Winkelman
Fischer, H. O.	McCormick	Schwartz	Wyckoff
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker

The nays were, 1:

Uban

**Absent or not voting, 15:**

Bennett	Hamilton	Lipsky	Priebe
Bray	Johnston	Nielsen	Skinner
Drake	Kennedy	Patton	Wirtz
Franklin	Larson	Pelton	

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

**House File 702**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, was taken up for consideration.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on May 19, 1971, and found on pages 1582 and 1583 of the House Journal.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 702)

**The ayes were, 82:**

Alt	Gluba	Millen	Siglin
Anania	Goode	Miller	Small
Andersen	Grassley	Moffitt	Sorg
Bergman	Hill	Mollett	Stanley
Blouin	Holden	Monroe	Stokes
Camp	Husak	Nystrom	Strand
Campbell	Jesse	Patton	Stromer
Christensen	Kelly	Pellett	Strothman
Clark	Kinley	Pierson	Taylor
Cochran	Knoblauch	Radl	Tieden
Curtis	Knoke	Rex	Trowbridge
Den Herder	Kreamer	Rodgers	Uban
Dougherty	Kruse	Roorda	Varley
Doyle	Lipsky	Sargisson	Waugh
Drake	Logemann	Schmeiser	Welden
Dunton	Mayberry	Schroeder	Wells
Edelen	McCormick	Schwartz	Willits
Egenes	McElroy	Schwieger	Winkelman
Ellsworth	Mendenhall	Scott	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Freeman	Middleswart		

**The nays were, none.**

**Absent or not voting, 18:**

Bennett	Hamilton	Larson	Pelton
Bray	Hansen	Lawson	Priebe
Ewell	Johnston	Nielsen	Skinner
Fischer, H. O.	Kehe	Norpel	Wirtz
Franklin	Kennedy		

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

## WAYS AND MEANS CALENDAR

**Senate File 355**, a bill for an act relating to the tax levy for county hospitals in counties having a population of two hundred twenty-five thousand or more, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 355)

The ayes were, 83:

Alt	Goode	Middleswart	Siglin
Anania	Grassley	Millen	Small
Andersen	Hill	Miller	Sorg
Bergman	Holden	Moffitt	Stanley
Blouin	Husak	Mollett	Stokes
Camp	Jesse	Monroe	Strand
Campbell	Kehe	Norpel	Stromer
Christensen	Kelly	Nystrom	Strothman
Clark	Kennedy	Patton	Taylor
Cochran	Kinley	Pellet	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Rex	Uban
Dougherty	Kreamer	Rodgers	Varley
Doyle	Kruse	Roorda	Waugh
Dunton	Lipsky	Sargisson	Welden
Edelen	Logemann	Schmeiser	Wells
Egenes	Mayberry	Schroeder	Willits
Ellsworth	McCormick	Schwartz	Winkelman
Fisher, C. R.	McElroy	Schwieger	Wyckoff
Freeman	Mendenhall	Scott	Mr. Speaker
Gluba	Menefee	Shaw	

The nays were, none.

Absent or not voting, 17:

Bennett	Franklin	Larson	Priebe
Bray	Hamilton	Lawson	Radl
Drake	Hansen	Nielsen	Skinner
Ewell	Johnston	Pelton	Wirtz

Fischer, H. O.

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

Speaker pro tempore Millen in the chair at 11:15 a.m.

## SENATE FILE 205 SUBSTITUTED FOR HOUSE FILE 257

Cochran of Webster, District 29, asked and received unanimous consent to substitute Senate File 205 for House File 257.

## SENATE FILE 205 DEFERRED

**Senate File 205**, a bill for an act relating to assessments levied by drainage and levee districts and to interest rates, with report of committee recommending passage, was taken up for consideration.

Cochran of Webster, District 29, asked and received unanimous consent that **Senate File 205** be deferred and that the bill **retain its place on the calendar**.

## HOUSE FILES 257 AND 519 WITHDRAWN

Cochran of Webster, District 29, asked and received unanimous consent to **withdraw House File 257** from further consideration by the House; also, Hill of Polk, District 62, asked and received unanimous consent to withdraw **House File 519** from further consideration by the House.

REFERRED TO COMMITTEE ON  
CONSERVATION AND RECREATION  
(Senate File 116)

Tieden of Clayton, District 14, asked and received unanimous consent that **Senate File 116**, now on the sifting committee noncontroversial calendar, be rereferred to the committee on **conservation and recreation**.

## CONSIDERATION OF BILLS

**Senate File 332**, a bill for an act relating to the seasons and limits on fish and frogs, with report of committee recommending passage, was taken up for consideration.

Small of Johnson, District 69, offered the following amendment filed by him and moved its adoption:

Amend Senate File 332, as passed by the Senate, by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section one hundred nine point sixty-seven (109.67), Code 1971, is amended by striking the section and inserting in lieu thereof the following:

It is unlawful for any person, except as otherwise expressly provided, to take, capture, or kill fish or frogs except during the open season established by the state conservation commission. It is unlawful during open season to take in any one day an amount in excess of the daily catch limit designated for each variety or each locality, or have in possession any variety of fish or frog in excess of the possession limit, or have in possession any frog or fish at any time under the minimum length or weight. The open season, possession limit, daily catch limit, and the minimum length or weight for each variety of fish or frog shall be

established by rule of the commission under the authority of sections one hundred seven point twenty-four (107.24), one hundred nine point thirty-eight (109.38), and one hundred nine point thirty-nine (109.39) of the Code."

The amendment was adopted.

Tieden of Clayton, District 14, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 332)

The ayes were, 78:

Alt	Freeman	McElroy	Siglin
Andersen	Gluba	Mendenhall	Small
Bergman	Goode	Middleswart	Sorg
Blouin	Grassley	Moffitt	Stanley
Camp	Hansen	Monroe	Stokes
Campbell	Harbor	Norpel	Strand
Clark	Hill	Nystrom	Stromer
Cochran	Holden	Patton	Taylor
Curtis	Husak	Pellett	Tieden
Den Herder	Kehe	Pierson	Trowbridge
Dougherty	Kelly	Radl	Uban
Doyle	Kinley	Rex	Varley
Drake	Knoblauch	Rodgers	Waugh
Dunton	Knoke	Roorda	Welden
Edelen	Kreamer	Sargisson	Willits
Egenes	Kruse	Schmeiser	Winkelman
Ellsworth	Lipsky	Schwartz	Wyckoff
Ewell	Logemann	Schwieger	Mr. Speaker
Fischer, H. O.	Mayberry	Scott	(Millen)
Fisher, C. R.	McCormick	Shaw	

The nays were, none.

Absent or not voting, 22:

Anania	Jesse	Miller	Schroeder
Bennett	Johnston	Mollett	Skinner
Bray	Kennedy	Nielsen	Strothman
Christensen	Larson	Pelton	Wells
Franklin	Lawson	Priebe	Wirtz
Hamilton	Menefee		

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

**Senate File 442**, a bill for an act relating to the investment of public funds from the sale of school bonds, with report of committee recommending passage, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 442)

**The ayes were, 79 :**

Alt	Fisher, C. R.	McElroy	Shaw
Andersen	Freeman	Mendenhall	Siglin
Bergman	Goode	Menefee	Sorg
Blouin	Grassley	Middleswart	Stanley
Camp	Hansen	Moffitt	Stokes
Campbell	Harbor	Norpel	Strand
Christensen	Hill	Nystrom	Stromer
Clark	Holden	Patton	Strothman
Cochran	Husak	Pellett	Taylor
Curtis	Kehe	Pierson	Tieden
Den Herder	Kelly	Radl	Trowbridge
Dougherty	Kinley	Rex	Uban
Doyle	Knoblauch	Rodgers	Varley
Drake	Knoke	Roorda	Waugh
Dunton	Kreamer	Sargisson	Welden
Edelen	Kruse	Schmeiser	Willits
Egenes	Lipsky	Schroeder	Winkelman
Ellsworth	Logemann	Schwartz	Wyckoff
Ewell	Mayberry	Schwieger	Mr. Speaker
Fischer, H. O.	McCormick	Scott	(Millen)

**The nays were, none.****Absent or not voting, 21 :**

Anania	Jesse	Miller	Priebe
Bennett	Johnston	Mollett	Skinner
Bray	Kennedy	Monroe	Small
Franklin	Larson	Nielsen	Wells
Gluba	Lawson	Pelton	Wirtz
Hamilton			

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

**Senate File 473**, a bill for an act relating to remedies for the dilution of the distinctiveness of a mark, with report of committee recommending passage, was taken up for consideration.

Hill of Polk, District 62, offered the following amendment filed by him and moved its adoption:

Amend Senate File 473, as passed by the Senate, as follows:

1. Page 1, by striking lines 8 through 14 and inserting in lieu thereof the following:

"2. Likelihood of injury to business reputation or to a trade name valid at common law, or of dilution of the distinctive quality of a mark, whether registered or not registered under this chapter, shall be a ground for injunctive relief not withstanding the absence of competition between the parties or the absence of confusion as to the source of goods or services."

The amendment was adopted.

Hill of Polk, District 62, moved that the bill be read a last time

now and placed upon its passage which motion prevailed and the bill was read a last time.

**The ayes were, 76:**

Alt	Goode	Mendenhall	Sorg
Andersen	Grassley	Menefee	Stanley
Bergman	Hansen	Moffitt	Stokes
Camp	Harbor	Norpel	Strand
Campbell	Hill	Nystrom	Stromer
Christensen	Holden	Patton	Strothman
Clark	Husak	Pellett	Taylor
Cochran	Jesse	Pierson	Tieden
Curtis	Kehe	Radl	Trowbridge
Den Herder	Kelly	Rex	Uban
Dougherty	Kinley	Rodgers	Varley
Doyle	Knoblauch	Roorda	Waugh
Drake	Knoke	Sargisson	Welden
Dunton	Kreamer	Schroeder	Wells
Edelen	Kruse	Schwartz	Willits
Egenes	Lipsky	Scott	Winkelman
Ellsworth	Logemann	Small	Wyckoff
Fischer, H. O.	McCormick	Shaw	Mr. Speaker
Fisher, C. R.	McElroy	Siglin	(Millen)
Freeman			

**The nays were, none.**

**Absent or not voting, 24:**

Anania	Gluba	Mayberry	Pelton
Bennett	Hamilton	Middleswart	Priebe
Blouin	Johnston	Miller	Schmeiser
Bray	Kennedy	Mollett	Schwieger
Ewell	Larson	Monroe	Skinner
Franklin	Lawson	Nielsen	Wirtz

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

**Senate File 484**, a bill for an act to authorize county boards of supervisors to adopt and enforce certain traffic ordinances, and to provide penalties for violations, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

**The ayes were, 77:**

Alt	Doyle	Grassley	Knoblauch
Andersen	Drake	Hansen	Knoke
Bergman	Dunton	Harbor	Kreamer
Blouin	Edelen	Hill	Kruse
Camp	Egenes	Holden	Lipsky
Christensen	Ellsworth	Husak	Logemann
Clark	Fischer, H. O.	Jesse	McCormick
Cochran	Fisher, C. R.	Kehe	McElroy
Curtis	Freeman	Kelly	Mendenhall
Dougherty	Goode	Kinley	Menefee

Moffitt	Sargisson	Stanley	Varley
Norpel	Schmeiser	Stokes	Waugh
Nystrom	Schroeder	Strand	Welden
Patton	Schwartz	Stromer	Wells
Pellett	Schwieger	Strothman	Willits
Pierson	Scott	Taylor	Winkelman
Radl	Shaw	Tieden	Wyckoff
Rex	Siglin	Trowbridge	Mr. Speaker
Rodgers	Small	Uban	(Millen)
Roorda	Sorg		

The nays were, none.

**Absent or not voting, 23:**

Anania	Franklin	Lawson	Nielsen
Bennett	Gluba	Mayberry	Pelton
<b>Bray</b>	Hamilton	Middleswart	Priebe
Campbell	Johnston	Miller	Skinner
Den Herder	Kennedy	Mollett	Wirtz
Ewell	Larson	Monroe	

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

**House File 539**, a bill for an act to define administrative rules, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 539)

**The ayes were, 72:**

Andersen	Hill	Norpel	Sorg
Blouin	Husak	Nystrom	Stanley
Camp	Kehe	Patton	Stokes
Campbell	Kelly	Pellett	Strand
Christensen	Kinley	Pierson	Stromer
Clark	Knoblauch	Radl	Strothman
Cochran	Knoke	Rex	Taylor
Curtis	Kreamer	Rodgers	Trowbridge
Dougherty	Kruse	Roorda	Uban
Doyle	Lipsky	Sargisson	Varley
Dunton	Logemann	Schmeiser	Waugh
Edelen	McCormick	Schroeder	Welden
Ellsworth	McElroy	Schwartz	Wells
Fisher, C. R.	Mendenhall	Schwieger	Willits
Freeman	Menefee	Scott	Winkelman
Goode	Miller	Shaw	Wyckoff
Grassley	Moffitt	Siglin	Mr. Speaker
Hansen	Monroe	Small	(Millen)
Harbor			

The nays were, none.



**Absent or not voting, 28:**

Alt	Egenes	Jesse	Mollett
Anania	Ewell	Johnston	Nielsen
Bennett	Fischer, H. O.	Kennedy	Pelton
Bergman	Franklin	Larson	Priebe
Bray	Gluba	Lawson	Skinner
Den Herder	Hamilton	Mayberry	Tieden
Drake	Holden	Middleswart	Wirtz

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

**MOTION TO RECONSIDER**

(House File 205)

**MR. SPEAKER:** I move to reconsider the vote by which House File 205 failed to pass the House on May 20, 1971.

D. VINCENT MAYBERRY

**BILLS SIGNED BY THE GOVERNOR**

A communication was received from the Governor announcing that on May 20, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 215, an act relating to notice of compensation commission appraisal of damages and appeal from the damages award.

House File 515, an act to legalize and validate the proceedings of the Board of Township Trustees of Delaware Township of Polk County, Iowa, in connection with certain elections held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said elections and that bonds issued pursuant to said proceedings shall be enforceable obligations of said township.

Senate File 325, an act relating to escheat of unclaimed Postal Savings System accounts.

Senate File 326, an act relating to the authority of the Chemical Technology Review Board.

Senate File 386, an act relating to assignment of group life insurance.

Senate File 449, an act relating to the purchase and use of state-owned automobiles.

Senate File 502, an act relating to the establishment of water effluent standards.

Senate File 507, an act relating to the Iowa Crime Commission.

Senate File 526, an act to make appropriations to the appointive members of the Capitol Planning Commission for per diem compensation for services rendered.

**REPORT OF SIFTING COMMITTEE**

**MR. SPEAKER:** Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on

the sifting committee calendar:

- S. F. 297 COMMITTEE BILL. Motor vehicle inspection and safety. By law enforcement.
- S. F. 444 COMMITTEE BILL. Student fees at merged area community colleges. By higher education.
- H. F. 164 Relating to the adoption of children. By Bray, Franklin and Mendenhall.
- S. F. 89 Relating to the issuance of certificates of convenience and necessity to motor vehicle carriers. By Neu, Curran and Thordsen. (Companion Bill H. F. 136)
- H.F. 271 To require that railway employees be provided adequate sanitation and shelter. By Hansen, Camp, et al. (Companion Bill S. F. 342)
- H. F. 386 Relating to travel trailers. By Waugh, et al.

ANDREW VARLEY, Chairman

#### REPORT OF SIFTING COMMITTEE

(Noncontroversial Calendar)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

- H. F. 33 Relating to distance requirements for pipeline regulation. By Holden, et al.
- H. F. 324 Relating to the means of disbursement of support money in domestic relations cases. By Schwieger.
- H. F. 439 Relating to misuse of food stamps. By Schwieger.
- H. F. 546 Relating to contempt actions in paternity cases. By Schwieger.
- H. F. 707 To permit cities of not less than 13,000 nor more than 17,000 population, located on a navigable river, to enter into a single responsibility contract for construction of a waste treatment facility. By committee on cities and towns.
- S. F. 530 COMMITTEE BILL. Conditions of withdrawal from a county library district. By county government.

ANDREW VARLEY, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 182 as follows:
- 2 1. By striking all after the enacting clause and
- 3 inserting the following sections:
- 4 Section 1. DEFINITIONS. As used in this Act the
- 5 term:
- 6 1. "Person" means any individual, partnership,
- 7 corporation, or association.
- 8 2. "Displaced person" means any person who moves

9 from real property, or moves his personal property  
10 from real property, as a result of the acquisition  
11 of such real property, in whole or in part, or as  
12 the result of the written order of an acquiring agency  
13 to vacate real property, for a program or project  
14 undertaken by the state highway commission with federal  
15 highway assistance; and solely for the purposes of  
16 sections four (4) and seven (7) of this Act, as a  
17 result of the acquisition of or as the result of the  
18 written order of the commission to vacate other real  
19 property, on which such person conducts a business  
20 or farm operation, for such program or project.

21 3. "Business" means any lawful activity, excepting  
22 a farm operation, conducted primarily:

23 a. For the purchase, sale, lease and rental of  
24 personal and real property, and for the manufacture,  
25 processing, or marketing of products, commodities,  
26 or any other personal property;

27 b. For the sale of services to the public;

28 c. By a nonprofit organization; or

29 d. Solely for the purposes of section four (4),  
30 subsection one (1) of this Act, for assisting in the  
31 purchase, sale, resale, manufacture, processing, or  
32 marketing of products, commodities, personal property,  
33 or services by the erection and maintenance of an  
34 outdoor advertising display or displays, whether or  
35 not such display or displays are located on the  
36 premises on which any of the above activities are  
37 conducted.

38 4. "Farm operation" means any activity conducted  
39 solely or primarily for the production of one or more  
40 agricultural products or commodities, including timber,  
41 for sale or home use, and customarily producing such  
42 products or commodities in sufficient quantity to  
43 be capable of contributing materially to the operator's  
44 support.

45 5. "Mortgage" means such classes of liens as are  
46 commonly given to secure advances on, or the unpaid  
47 purchase price of real property, under the laws of  
48 this state, together with the credit instruments,  
49 if any, secured thereby.

50 6. "Federal agency" means any department, agency,  
51 or instrumentality in the executive branch of the  
52 federal government, and any wholly owned federal  
53 government corporation.

54 7. "Commission" means the state highway commission.

55 8. "Highway project" means any federal-aid street  
56 or highway project requiring the purchase or  
57 condemnation of private property for public use.

58 9. "Departmental rules" means all rules subject  
59 to the provisions of chapter seventeen A (17A) of  
60 the Code.

61 Sec. 2. EFFECT UPON PROPERTY ACQUISITION.

62 1. The provisions of this Act shall not affect  
63 the validity of any property acquisitions by purchase

64 or condemnation.

65 2. Nothing in this Act shall be construed as  
66 creating in any condemnation proceedings brought under  
67 the power of eminent domain, any element of value  
68 or of damage not in existence immediately prior to  
69 the date of this Act.

70 3. In order to prevent unjust enrichment or a  
71 duplication of payments to any condemnee, the courts  
72 of this state, when determining just compensation  
73 in condemnation proceedings, shall not allow any  
74 damages which duplicate any of the benefits provided  
75 under the provisions of this Act.

76 Sec. 3. DECLARATION OF POLICY. The purpose of  
77 this Act is to establish a uniform policy for the  
78 fair and equitable treatment of persons displaced  
79 as a result of state and federally assisted highway  
80 programs in order that such persons shall not suffer  
81 disproportionate injuries as a result of programs  
82 designed for the benefit of the public as a whole.  
83 The general assembly declares that replacement housing  
84 for persons displaced by highway projects is a  
85 necessary and essential part of such highway projects.  
86 This Act shall be known and may be cited as the  
87 "Highway Relocation Assistance Law".

88 Sec. 4. MOVING AND RELATED EXPENSES.

89 1. Whenever the acquisition of real property for  
90 a program or project undertaken by the commission  
91 will result in the displacement of any person, the  
92 commission shall make a payment to any displaced  
93 person, upon proper application as approved by such  
94 commission, for:

95 a. Actual reasonable expenses in moving himself,  
96 his family, business, farm operation, or other personal  
97 property;

98 b. Actual direct losses of tangible personal  
99 property as a result of moving or discontinuing a  
100 business or farm operation, but not to exceed an  
101 amount equal to the reasonable expenses that would  
102 have been required to relocate such property, as  
103 determined by the commission; and

104 c. Actual reasonable expenses in searching for  
105 a replacement business or farm.

106 2. Any displaced person eligible for payments  
107 under subsection one (1) of this section who is  
108 displaced from a dwelling and who elects to accept  
109 the payments authorized by this subsection in lieu  
110 of the payments authorized by subsection one (1) of  
111 this section may receive a moving expense allowance,  
112 determined according to a schedule established by  
113 the commission not to exceed three hundred dollars;  
114 and a dislocation allowance of two hundred dollars.

115 3. Any displaced person eligible for payments  
116 under subsection one (1) of this section who is  
117 displaced from his place of business or from his farm

118 operation and who elects to accept the payment  
119 authorized by this subsection in lieu of the payment  
120 authorized by subsection one (1) of this section,  
121 may receive a fixed payment in an amount equal to  
122 the average annual net earnings of the business or  
123 farm operation, except that such payment shall be  
124 not less than two thousand five hundred dollars nor  
125 more than ten thousand dollars. In the case of a  
126 business, no payment shall be made under this  
127 subsection unless the commission is satisfied that  
128 the business cannot be relocated without a substantial  
129 loss of its existing patronage, and is not a part  
130 of a commercial enterprise having at least one other  
131 establishment not being acquired for a highway project  
132 which is engaged in the same or similar business.  
133 For purposes of this subsection, the term "average  
134 annual net earnings" means one-half of any net earnings  
135 of the business or farm operation, before federal,  
136 state, and local income taxes, during the two taxable  
137 years immediately preceding the taxable year in which  
138 such business or farm operation moves from the real  
139 property acquired for such project, or during such  
140 other period as the commission determines to be more  
141 equitable for establishing such earnings, and includes  
142 any compensation paid by the business or farm operation  
143 to the owner, his spouse, or his dependents during  
144 such period.

145 Sec. 5. REPLACEMENT HOUSING FOR HOMEOWNER.

146 1. In addition to payments otherwise authorized  
147 by this Act, the commission shall make an additional  
148 payment not in excess of fifteen thousand dollars  
149 to any displaced person who is displaced from a  
150 dwelling actually owned and occupied by such displaced  
151 person for not less than one hundred eighty days  
152 prior to the initiation of negotiations for the  
153 acquisition of the property. Such additional payment  
154 shall include the following elements:

155 a. The amount, if any, which when added to the  
156 acquisition cost of the dwelling acquired by the com-  
157 mission, equals the reasonable cost of a comparable  
158 replacement dwelling which is a decent, safe, and  
159 sanitary dwelling adequate to accommodate such dis-  
160 placed person, reasonably accessible to public ser-  
161 vices and places of employment and available on the  
162 private market. All determinations required to carry  
163 out this paragraph shall be made in accordance with  
164 departmental rules established by the commission in  
165 making these additional payments.

166 b. The amount, if any, which will compensate such  
167 displaced person for any increased interest costs  
168 which such person is required to pay for financing  
169 the acquisition of any such comparable replacement  
170 dwelling. Such amount shall be paid only if the  
171 dwelling acquired by the commission was encumbered

172 by a bona fide mortgage which was a valid lien on  
173 such dwelling for not less than one hundred and eighty  
174 days prior to the initiation of negotiations for the  
175 acquisition of such dwelling. Such amount shall be  
176 equal to the excess in the aggregate interest and  
177 other debt service costs of that amount of the  
178 principal of the mortgage on the replacement dwelling  
179 which is equal to the unpaid balance of the mortgage  
180 on the acquired dwelling, over the remainder term  
181 of the mortgage on the acquired dwelling, reduced  
182 to discounted present value. The discount rate shall  
183 be the prevailing interest rate paid on savings  
184 deposits by commercial banks in the general area in  
185 which the replacement dwelling is located.

186 c. Reasonable expenses incurred by such displaced  
187 person for evidence of title, recording fees, and  
188 other closing costs incident to the purchase of the  
189 replacement dwelling, but not including prepaid  
190 expenses.

191 2. The additional payment authorized by this  
192 section shall be made only to such a displaced person  
193 who purchases and occupies a replacement dwelling  
194 which is decent, safe, and sanitary not later than  
195 the end of the one-year period beginning on the date  
196 on which he receives from the commission final payment  
197 of all costs of the acquired dwelling, or on the date  
198 on which he moves from the acquired dwelling, whichever  
199 is the later date.

200 **Sec. 6. REPLACEMENT HOUSING FOR TENANTS AND CER-  
TAIN**

201 **OTHERS.** In addition to amounts otherwise authorized  
202 by this Act, the commission shall make a payment to  
203 or for any displaced person displaced from any dwelling  
204 not eligible to receive a payment under section five  
205 (5) which dwelling was actually and lawfully occupied  
206 by such displaced person for not less than ninety  
207 days prior to the initiation of negotiations for  
208 acquisition of such dwelling. Such payment shall  
209 be either:

210 1. The amount necessary to enable such displaced  
211 person to lease or rent for a period not to exceed  
212 four years, a decent, safe, and sanitary dwelling  
213 of standards adequate to accommodate such person in  
214 areas not generally less desirable in regard to public  
215 utilities and public and commercial facilities, and  
216 reasonably accessible to his place of employment,  
217 but not to exceed four thousand dollars, or

218 2. The amount necessary to enable such person  
219 to make a down payment, including incidental expenses  
220 described in section five (5), subsection one (1),  
221 paragraph c, of this Act, on the purchase of a decent,  
222 safe, and sanitary dwelling of standards adequate  
223 to accommodate such person in areas not generally  
224 less desirable in regard to public utilities and  
225 public and commercial facilities, but not to exceed

226 four thousand dollars, except that if such amount  
227 exceeds two thousand dollars, such person must equally  
228 match any such amount in excess of two thousand  
229 dollars, in making the down payment.

230 **Sec. 7. RELOCATION ASSISTANCE ADVISORY SERVICES.**

231 1. Whenever the acquisition of real property for  
232 a highway project undertaken by the commission will  
233 result in the displacement of any person, the  
234 commission shall provide a relocation assistance  
235 advisory program for displaced persons which shall  
236 offer the services described in subsection three (3)  
237 of this section. If the commission determines that  
238 any person occupying property immediately adjacent  
239 to the real property acquired is caused substantial  
240 economic injury because of the acquisition, he may  
241 offer such person relocation advisory services under  
242 such program.

243 2. The commission shall cooperate to the maximum  
244 extent feasible with federal, state or local agencies  
245 to assure that such displaced persons receive the  
246 maximum assistance available to them.

247 3. Each relocation assistance advisory program  
248 required by subsection one (1) of this section shall  
249 include such measures, facilities, or services as  
250 may be necessary or appropriate in order to:

251 a. Determine the need, if any, of displaced per-  
252 sons, for relocation assistance;

253 b. Provide current and continuing information  
254 on the availability, prices, and rentals, of comparable  
255 decent, safe, and sanitary sales and rental housing,  
256 and of comparable commercial properties and locations  
257 for displaced businesses;

258 c. Assure that, within a reasonable period of  
259 time, prior to displacement there will be available  
260 in areas not generally less desirable in regard to  
261 public utilities and public and commercial facilities  
262 and at rents or prices within the financial means  
263 of the families and individuals displaced, decent,  
264 safe, and sanitary dwellings, as defined by the  
265 commission, equal in number to the number of and  
266 available to such displaced persons who require such  
267 dwellings and reasonably accessible to their places  
268 of employment, except that the commission may prescribe  
269 by departmental rules situations when such assurances  
270 may be waived;

271 d. Assist a displaced person displaced from his  
272 business or farm operation in obtaining and becoming  
273 established in a suitable replacement location;

274 e. Supply information concerning federal and state  
275 housing programs, and other federal or state programs  
276 offering assistance to displaced persons; and

277 f. Provide other advisory services to displaced  
278 persons in order to minimize hardships to such persons  
279 in adjusting to relocation.

280 4. The commission shall coordinate relocation  
281 activities with project work, and other planned or  
282 proposed governmental actions in the community or  
283 nearby areas which may affect the carrying out of  
284 relocation assistance programs.

285 Sec. 8. HOUSING REPLACEMENT BY COMMISSION AS LAST  
286 RESORT.

287 1. If a highway project cannot proceed to actual  
288 construction because comparable replacement sale or  
289 rental housing is not available, and the commission  
290 determines that such housing cannot otherwise be made  
291 available, the commission may take such action as  
292 is necessary or appropriate to provide such housing  
293 by use of funds authorized for such project. The  
294 commission may let contracts for the construction  
295 of said housing to approve plans and specifications  
296 for the building thereof, and to supervise, inspect  
297 and approve the housing once constructed in order  
298 that the housing so constructed complies with the  
299 terms and conditions of this Act.

300 2. No person shall be required to move from his  
301 dwelling on or after July 1, 1971, on account of any  
302 highway project, unless the commission is satisfied  
303 that replacement housing, in accordance with section  
304 seven (7), subsection three (3), paragraph c, of this  
305 Act, is available to such person.

306 Sec. 9. RULES ADOPTED. The commission shall make  
307 departmental rules and regulations necessary to effect  
308 the provisions of this Act and to assure:

309 1. Compliance with the Uniform Relocation  
310 Assistance and Real Property Acquisition Policies  
311 Act of 1970, Public Law 91-646.

312 2. The payment authorized by this Act are fair  
313 and reasonable and as uniform as practicable.

314 3. A displaced person who makes proper application  
315 for a payment authorized by this Act is paid promptly  
316 after a move or, in hardship cases, is paid in advance.

317 4. Any person aggrieved by a determination as  
318 to eligibility for a payment authorized by this Act,  
319 or the amount of a payment, may have his application  
320 reviewed by the commission.

321 All rules shall be subject to the provisions of  
322 chapter seventeen A (17A) of the Code.

323 Sec. 10. APPLICABLE TO OTHER THAN FEDERAL AID  
324 HIGHWAYS. The commission or any political subdivision  
325 may provide all or a part of the programs and payments  
326 authorized under this Act to persons displaced by  
327 any street or highway project which is financed in  
328 whole or in part by the state or a political  
329 subdivision, which is not a federal-aid project, and  
330 which requires the purchase or condemnation of private  
331 property for public use. To the extent that a program  
332 or payment is provided under this section, it shall  
333 be provided on a uniform basis to all persons so



334 displaced. The commission shall make departmental  
335 rules and regulations to assure reasonable standards,  
336 which need not conform to federal rules and guidelines,  
337 for programs and payments provided under this section.

338 Sec. 11. ACQUISITIONS BY OTHER STATE AGENCIES  
339 AND POLITICAL SUBDIVISIONS. Whenever real property  
340 is acquired by a state agency or a political  
341 subdivision of the state incident to a federal project  
342 or program, the state agency or political subdivision  
343 is hereby authorized and shall make all payments and  
344 provide all services required by this Act of the  
345 commission in order to secure the federal funds  
346 available for such project or program.

347 Sec. 12. PAYMENTS NOT TO BE CONSIDERED AS INCOME.  
348 No payment received under this Act shall be considered  
349 as income for the purposes of chapter four hundred  
350 twenty-two (422) of the Code.

351 Sec. 13. ADMINISTRATION. In order to prevent  
352 unnecessary expenses and duplications of functions,  
353 and to promote uniform and effective administration  
354 of relocation assistance programs for displaced  
355 persons, the commission may enter into contracts with  
356 any individual, firm, association, or corporation  
357 for services in connection with such programs, or  
358 may carry out its functions through any governmental  
359 agency, political subdivision, or instrumentality  
360 having an established organization for conducting  
361 relocation assistance programs. The commission shall,  
362 in carrying out the relocation assistance activities  
363 described in section eight (8) whenever practicable,  
364 utilize the services of state or local housing  
365 agencies, or other agencies having experience in the  
366 administration or conduct of similar housing assistance  
367 activities.

368 Sec. 14. FUNDING. Payments and expenditures under  
369 the provisions of this Act are incident to and arise  
370 out of the construction, maintenance, and supervision  
371 of public highways and streets, and, in the case of  
372 any federal-aid highway project, may be made by the  
373 commission from the primary road fund and funds made  
374 available by the federal government for the purpose  
375 of carrying out the provisions of this Act. Payments  
376 made under authority of section ten (10) of this Act  
377 may be made from the primary road fund in case of  
378 a primary road project only, and in other cases may  
379 be made from the secondary road fund or from  
380 appropriate funds under control of a political  
381 subdivision.

382 Sec. 15. FEDERAL GRANTS. The commission may do  
383 all things necessary to carry out the provisions of  
384 this Act and to secure federal grants to make the  
385 payments required by this Act, but the absence of  
386 federal aid to make such payments shall not discharge  
387 the obligation to make the payments.

388 Sec. 16. Chapter three hundred sixteen (316),  
 389 Code 1971, is repealed.  
 390 Sec. 17. Section four hundred seventy-two point  
 391 forty-two (472.42), Code 1971, is amended as follows:  
 392 472.42 EMINENT DOMAIN—PAYMENT TO DISPLACED  
 393 PERSONS. Any utility or railroad subject to section  
 394 474.10, chapter 490, or chapter 490A, authorized by  
 395 law to acquire property by condemnation that does  
 396 acquire the property of any person who is displaced  
 397 thereby after July 1, [1970] 1971, shall pay to such  
 398 person in addition to all other sums of money required  
 399 by law a displacement allowance in accordance with  
 400 and in the same manner as provided for acquisition  
 401 for highway projects in sections [316.3, 316.4 and  
 402 316.5] 4, 5, 6 and 8 of this Act. In the application  
 403 of said sections to utilities and railroads the term  
 404 "commission" shall mean the Iowa state commerce  
 405 commission. The displacement allowance shall be paid  
 406 in the manner provided in [that chapter] section 4,  
 407 5, 6 and 8 of this Act and pursuant to the rules and  
 408 regulations promulgated by the commission. Any person  
 409 aggrieved by a determination as to eligibility for  
 410 a payment or the amount of such payment may, upon  
 411 application, have the matter reviewed by the  
 412 commission. The decision of the commission upon  
 413 review shall be final as to all parties. Any utility  
 414 or railroad subject to this section that proposes  
 415 to acquire the property of any person who will be  
 416 displaced by such acquisition shall inform such person  
 417 of his right to receive a displacement allowance and,  
 418 if his entitlement thereto or the amount thereof is  
 419 in dispute, his right of appeal to the commission.  
 420 2. Page 1, amend the title by striking all after  
 421 the word "Act" on line 1 and all of line 2 and insert-  
 422 ing in lieu thereof the words "providing a relocation  
 423 advisory assistance program and relocation payments  
 424 to persons displaced by highway projects."

HILL of Polk, District 62  
 HOLDEN of Scott, District 75  
 WELDEN of Hardin, District 32

1 Amend House File 316, page 2, line 27, by striking  
 2 the following: "The dean of the college of medicine  
 3 at" and inserting in lieu thereof the following:  
 4 "The president of".

TIEDEN of Clayton, District 14

1 Amend House File 574, page 7, line 5, by striking  
 2 the words "or a state law" and inserting in lieu  
 3 thereof the words "and not inconsistent with the  
 4 laws of the General Assembly".

WILLITS of Polk, District 57

1 Amend House File 574, page 7, line 23, by  
2 striking "a motion,".

WILLITS of Polk, District 57  
KNOKE of Pottawattamie, District 79  
JESSE of Polk, District 58

1 Amend House File 574 as follows:

2 1. Page 52, line 28, by striking the word "quali-  
3 fied" and inserting in lieu thereof the word "eli-  
4 gible".

5 2. Page 53, line 9, by striking the word "quali-  
6 fied" and inserting in lieu thereof the word "eli-  
7 gible".

8 3. Page 60, line 31, by striking the word "quali-  
9 fied" and inserting in lieu thereof the word "eli-  
10 gible".

UBAN of Black Hawk, District 38

1 Amend the Hansen amendment to House File 574,  
2 filed on April 27, 1971, and appearing on pages 1117  
3 and 1118 of the House Journal, as follows:

4 1. Lines 5 and 6, by striking the words "public  
5 or private agencies, as defined in chapter twenty-  
6 eight E (28E) of the Code" and inserting in lieu  
7 thereof the words "cities or persons, as defined  
8 in this Act".

9 2. Line 8, by inserting after the word  
10 "facilities" the words "located within the state  
11 of Iowa".

12 3. Line 14, by inserting after the word  
13 "mandatory" the words " , provided, however, that  
14 the provisions of sections one hundred fifty-nine  
15 (159) through one hundred seventy-three (173)  
16 shall not apply or be available if a corporate  
17 entity is created under chapter twenty-eight E  
18 (28E) of the Code for such purposes."

19 4. Line 14, by adding the sentence "Provided  
20 further, however, that electric energy from operation  
21 of such jointly financed generating, transmission  
22 or related facilities shall not be furnished to  
23 any city, town or other customer receiving central  
24 station service on a retail basis from any person  
25 as of the date of this Act except upon the voluntary  
26 agreement of the utilities involved."

ELLSWORTH of Dubuque, District 50  
ANDERSEN of Woodbury, District 23

1 Amend House File 574 as follows:

2 1. By striking from page 13 all of lines 14  
3 through 35, inclusive, all of pages 14 through 21,  
4 inclusive, and from page 22 all of lines 1 through 15,  
5 inclusive, and inserting in lieu thereof the follow-  
6 ing:

7 "Sec. 23. A city development appeal board is  
8 hereby created. The board shall consist of three

9 members appointed by the governor, subject to con-  
10 firmation by two-thirds of the members of the Senate.  
11 The members of the board shall be qualified electors  
12 of the state and shall hold no other elective or  
13 appointive public office. The initial appointments  
14 must be for terms of two and four years. Successive  
15 appointments must be for four years, or to fill an  
16 unexpired term in case of a vacancy. Members are  
17 eligible for reappointment.

18 Sec. 24. The board shall hold a regular meet-  
19 ing once during July of each odd-numbered year, and  
20 select a chairman. At its initial meeting the board  
21 shall establish rules of procedure with reference to  
22 petition for and conduct of hearings. The board's  
23 rules are subject to chapter seventeen A (17A) of  
24 the Code, as applicable. At each regular meeting  
25 thereafter the board shall review its rules and pre-  
26 pare a report to the governor and the general assembly.

27 Sec. 25. The board is established for the pur-  
28 pose of adjudicating disputes arising between cities  
29 on questions involving annexation.

30 Sec. 26. For the regular meetings each member  
31 is entitled to receive from the state his actual and  
32 necessary expenses and forty dollars compensation for  
33 each day spent in the performance of board duties.  
34 The office of planning and programming shall be the  
35 office of record for the board, and shall provide  
36 staff assistance, as required, and shall budget funds  
37 to cover expenses and compensation of members of the  
38 board for the regular meetings.

39 Sec. 27. When agreement cannot be reached as  
40 provided in section three hundred sixty-two point  
41 twenty-six (362.26), subsection seven (7), of the  
42 Code, cities may individually or jointly appeal to  
43 the board for a decision, and the decision shall be  
44 binding for a period of ten years. Requests for  
45 adjudication shall be made at the office of planning  
46 and programming.

47 Sec. 28. The board shall conduct a public hear-  
48 ing on the dispute, as soon as practicable, at a  
49 suitable location convenient to the cities involved.  
50 Notice of the hearing must be served upon the  
51 council of each city involved, the county board of  
52 supervisors for each county which contains a portion  
53 of either of the cities, and any regional planning  
54 authority for the area involved. A notice of the  
55 hearing must be published as provided in section  
56 three (3) of this Act, except that there must be  
57 two publications in a newspaper having general cir-  
58 culation in each city and each territory involved in  
59 the dispute. Any person may submit written briefs  
60 and, in the board's discretion, may be heard on the  
61 proposal. The board may subpoena witnesses and  
62 documents relevant to the dispute. All costs of any  
63 hearing and deliberative meetings of the board for

64 any dispute shall be paid equally by the cities to  
 65 the dispute. Members of the board shall be entitled  
 66 to their actual and necessary expenses and forty  
 67 dollars compensation per day."

68 Sec. 29. A city, or a resident or property  
 69 owner in the territory or city involved, may appeal  
 70 a decision of the board to the district court of a  
 71 county which contains a portion of any city or  
 72 territory involved.

73 Appeal must be filed within thirty days of the  
 74 filing of a decision.

75 2. Page 112, line 6, by striking the follow-  
 76 ing: "three hundred sixty-two (362),".

KEHE of Bremer, District 12

KNOKE of Pottawattamie, District 79

SCHROEDER of Pottawattamie, District 54

1 Amend Senate File 89 as follows:

2 1. Page 1, by striking lines 9 and 10, and  
 3 inserting in lieu thereof the words "lic convenience  
 4 and necessity and the service would not be provided if  
 5 the expense of a public hearing was placed upon the  
 6 applicant."

7 2. Page 1, line 21, by striking the word "A".

8 3. Page 1, by striking lines 22 through 24.

9 4. Page 2, by striking lines 1 through 6.

10 5. Page 2, line 13, by inserting after the word  
 11 "points" the words "or no carrier is currently serving  
 12 those points".

FISCHER of Grundy, District 35

1 Amend the Egenes amendment to Senate File 510, as  
 2 amended, passed, and reprinted by the Senate, filed May  
 3 20, 1971, commencing on page 1606 of the House Journal,  
 4 by striking from line 70 the word "triplicate" and in-  
 5 serting in lieu thereof the words "[triplicate] *quadru-*  
 6 *plicate*".

EGENES of Story, District 33

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:30 a.m., Monday, May 24, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirty-fourth Calendar Day—Eighty-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, MAY 24, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Most Reverend Paul Leonard Hagarty, O.S.B., D.D., L.L.D., Bishop of Nassau, Bahamas.

The Journal of Friday, May 21, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kehe of Bremer, District 12, by the Speaker; Speaker Harbor for the morning by Speaker pro tempore Millen.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-three sixth grade students from St. Michael's School, Harlan, Iowa, accompanied by their teacher, Sister Irene. By Nielsen of Shelby, District 53.

Thirty-one fifth grade students from Douglas School, Des Moines, Iowa, accompanied by their teacher, Mrs. Warren. By Polk County delegation.

## PETITION FILED

The following petition was received and placed on file:

By Norpel of Jackson, District 52, from twelve residents of Jackson County opposing Senate File 351, relating to the meat and poultry inspection act.

## ANNIVERSARY CONGRATULATIONS

Norpel of Jackson, District 52, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Samuel F. Anania and Mrs. Anania on their twenty-first wedding anniversary.

Kreamer of Polk, District 63, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to Mr. and Mrs. Ralph Lancaster on their forty-eighth wedding anniversary.

#### INTRODUCTION OF BILLS

**House File 711**, by committee on conservation and recreation, a bill for an act relating to registration and safety regulations for snowmobiles.

Read first time and referred to the sifting committee.

**House File 712**, by Tieden, Welden, and Winkelman, a bill for an act to establish an Iowa natural and scenic rivers system.

Read first time and referred to the sifting committee.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 23, a bill for an act relating to the definition of pipeline company.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 63, a bill for an act relating to the compensation for public representatives serving on the committee on child labor.

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

House File 132, a bill for an act relating to penalties for false use of credit cards.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 63

- 1 Amend House File 63, page 1, line 19, by striking the word
- 2 "forty" and by inserting in lieu thereof the word "thirty".

#### SENATE MESSAGE CONSIDERED

**Senate File 534**, a bill for an act relating to the manner in which court reporters are compensated.

Read first time and referred to the sifting committee.

## HOUSE CONCURRENT RESOLUTION 39

By Varley and Cochran

*Be It Resolved by the House, the Senate Concurring:* That when adjournment is had on Friday, May 28, 1971, it be to reconvene on Tuesday, June 1, 1971, at 9:30 a.m.

Laid over under Rule 25.

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**House File 33**, a bill for an act relating to distance requirements for pipeline regulation, with report of committee recommending passage, was taken up for consideration.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 33)

The ayes were, 78:

Alt	Fischer, H. O.	Miller	Siglin
Anania	Fisher, C. R.	Moffitt	Sorg
Andersen	Franklin	Nielsen	Stanley
Bennett	Freeman	Norpel	Stokes
Bergman	Gluba	Nystrom	Strand
Blouin	Goode	Patton	Stromer
Camp	Grassley	Pellett	Strothman
Campbell	Hill	Pelton	Taylor
Clark	Holden	Pierson	Trowbridge
Cochran	Kinley	Priebe	Varley
Curtis	Knoblauch	Radl	Waugh
Den Herder	Knoke	Rex	Welden
Dougherty	Kruse	Rodgers	Wells
Doyle	Larson	Roorda	Willits
Drake	Logemann	Sargisson	Winkelman
Dunton	McCormick	Schmeiser	Wirtz
Edelen	McElroy	Schroeder	Wyckoff
Egenes	Mendenhall	Schwartz	Mr. Speaker
Ellsworth	Menefee	Schwieger	(Millen)
Ewell	Middleswart	Scott	

The nays were, none.

Absent or not voting, 22:

Bray	Jesse	Lawson	Shaw
Christensen	Johnston	Lipsky	Skinner
Hamilton	Kehe	Mayberry	Small
Hansen	Kelly	Mollett	Tieden
Harbor	Kennedy	Monroe	Uban
Husak	Kreamer		

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

**House File 324**, a bill for an act relating to the means of disburse-



ment of support money paid pursuant to court order or decree in domestic relations cases, with report of committee recommending passage, was taken up for consideration.

Schwieger of Black Hawk, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 324)

The ayes were, 77:

Alt	Franklin	Menefee	Sorg
Anania	Freeman	Middleswart	Stanley
Andersen	Gluba	Miller	Stokes
Bergman	Goode	Moffitt	Strand
Blouin	Grassley	Nielsen	Stromer
Campbell	Hill	Norpel	Strothman
Clark	Holden	Patton	Taylor
Cochran	Jesse	Pellett	Tieden
Curtis	Kelly	Pelton	Trowbridge
Den Herder	Kinley	Pierson	Varley
Dougherty	Knoblauch	Priebe	Waugh
Doyle	Knoke	Radl	Welden
Drake	Kreamer	Roorda	Wells
Dunton	Kruse	Sargisson	Willits
Edelen	Larson	Schroeder	Winkelman
Egenes	Lawson	Schwartz	Wirtz
Ellsworth	Logemann	Schwartz	Wyckoff
Ewell	McCormick	Scott	Mr. Speaker
Fischer, H. O.	McElroy	Siglin	(Millen)
Fisher, C. R.	Mendenhall		

The nays were, 3:

Camp	Rex	Schmeiser
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Absent or not voting, 20:

Bennett	Harbor	Lipsky	Rodgers
Bray	Husak	Mayberry	Shaw
Christensen	Johnston	Mollett	Skinner
Hamilton	Kehe	Monroe	Small
Hansen	Kennedy	Nystrom	Uban

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

**House File 439**, a bill for an act relating to misuse of food stamps and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

Pelton of Clinton, District 74, offered the following amendment filed by the committee on judiciary and moved its adoption:

Amend House File 439 as follows:

1. Page 1, by striking lines 4 through 19 and inserting in lieu thereof the following:

Section 1. Any person who buys, sells,

transfers, acquires, exchanges, barter, or possesses any federal food stamp in any manner not authorized by the rules of the United States department of agriculture or the Iowa department of social services shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail not to exceed thirty days.

The amendment was adopted.

Schwieger of Black Hawk, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 439)

The ayes were, 80:

Alt	Gluba	Miller	Small
Anania	Goode	Moffitt	Sorg
Andersen	Grassley	Nielsen	Stanley
Bergman	Hill	Norpel	Stokes
Blouin	Holden	Nystrom	Strand
Camp	Husak	Patton	Stromer
Campbell	Jesse	Pellet	Strothman
Clark	Kelly	Pierson	Taylor
Cochran	Kinley	Priebe	Tieden
Den Herder	Knoblauch	Radl	Trowbridge
Dougherty	Knoke	Rex	Varley
Doyle	Kreamer	Rodgers	Waugh
Drake	Kruse	Roord	Welden
Dunton	Larson	Sargisson	Wells
Edelen	Logemann	Schmeiser	Willits
Egenes	McCormick	Schroeder	Winkleman
Ellsworth	McElroy	Schwartz	Wirtz
Ewell	Mendenhall	Schwieger	Wyckoff
Fisher, C. R.	Menefee	Scott	Mr. Speaker
Franklin	Middleswart	Siglin	(Millen)
Freeman			

The nays were, none.

Absent or not voting, 20:

Bennett	Hamilton	Kennedy	Monroe
Bray	Hansen	Lawson	Pelton
Christensen	Harbor	Lipsky	Shaw
Curtis	Johnston	Mayberry	Skinner
Fischer, H. O.	Kehe	Mollett	Uban

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

**House File 546**, a bill for an act relating to contempt actions in paternity cases, with report of committee recommending passage, was taken up for consideration.

Schwieger of Black Hawk, District 40, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (H.F. 546)

The ayes were, 80:

Alt	Goode	Moffitt	Small
Anania	Grassley	Monroe	Sorg
Andersen	Hill	Nielsen	Stanley
Bergman	Holden	Norpel	Stokes
Blouin	Husak	Nystrom	Strand
Camp	Jesse	Patton	Stromer
Campbell	Kelly	Pellett	Strothman
Clark	Kinley	Pierson	Taylor
Cochran	Knoblauch	Priebe	Tieden
Curtis	Knoke	Radl	Trowbridge
Den Herder	Kruse	Rex	Varley
Dougherty	Larson	Rodgers	Waugh
Doyle	Lipsky	Roorda	Welden
Dunton	Logemann	Sargisson	Wells
Edelen	McCormick	Schmeiser	Willits
Ellsworth	McElroy	Schroeder	Winkelman
Ewell	Mendenhall	Schwartz	Wirtz
Fischer, H. O.	Menefee	Schwieger	Wyckoff
Fisher, C. R.	Middlewart	Scott	Mr. Speaker
Freeman	Miller	Siglin	(Millen)
Gluba			

The nays were, none.

Absent or not voting, 20:

Bennett	Franklin	Kehe	Mollett
Bray	Hamilton	Kennedy	Pelton
Christensen	Hansen	Kreamer	Shaw
Drake	Harbor	Lawson	Skinner
Egenes	Johnston	Mayberry	Uban

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

**House File 707**, a bill for an act to permit cities of not less than thirteen nor more than seventeen thousand population, located on a navigable river, to enter into a single responsibility contract for construction of a waste treatment facility, was taken up for consideration.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (H.F. 707)

The ayes were, 81:

Alt	Curtis	Fischer, H. O.	Kelly
Anania	Den Herder	Fisher, C. R.	Kinley
Andersen	Dougherty	Freeman	Knoblauch
Bergman	Doyle	Gluba	Knoke
Blouin	Drake	Goode	Kruse
Camp	Dunton	Grassley	Larson
Campbell	Edelen	Hill	Lipsky
Clark	Ellsworth	Husak	Logemann
Cochran	Ewell	Jesse	McCormick

McElroy	Pelton	Scott	Trowbridge
Mendenhall	Pierson	Siglin	Varley
Menefee	Priebe	Small	Waugh
Middleswart	Radl	Sorg	Welden
Miller	Rex	Stanley	Wells
Moffitt	Rodgers	Stokes	Willits
Monroe	Roorda	Strand	Winkelman
Nielsen	Sargisson	Stromer	Wirtz
Norpel	Schmeiser	Strothman	Wyckoff
Nystrom	Schroeder	Taylor	Mr. Speaker
Patton	Schwartz	Tieden	(Millen)
Pellett	Schwieger		

The nays were, none.

Absent or not voting, 19:

Bennett	Hamilton	Kehe	Mollett
Bray	Hansen	Kennedy	Shaw
Christensen	Harbor	Kreamer	Skinner
Egenes	Holden	Lawson	Uban
Franklin	Johnston	Mayberry	

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

**Senate File 530**, a bill for an act relating to conditions of withdrawal from a county library district, with report of committee recommending passage, was taken up for consideration.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 530)

The ayes were, 72:

Alt	Fischer, H. O.	Middleswart	Sorg
Anania	Fisher, C. R.	Miller	Stanley
Andersen	Franklin	Nielsen	Strand
Bergman	Freeman	Norpel	Stromer
Blouin	Gluba	Nystrom	Strothman
Bray	Goode	Patton	Taylor
Camp	Grassley	Pellett	Tieden
Campbell	Hill	Pelton	Trowbridge
Clark	Holden	Priebe	Varley
Cochran	Kelly	Radl	Waugh
Curtis	Kinley	Rex	Welden
Den Herder	Knoblauch	Rodgers	Wells
Dougherty	Kruse	Sargisson	Willits
Doyle	Mayberry	Schmeiser	Winkelman
Drake	McCormick	Schwartz	Wirtz
Dunton	McElroy	Schwieger	Wyckoff
Edelen	Mendenhall	Shaw	Mr. Speaker
Ellsworth	Menefee	Siglin	(Millen)
Ewell			

The nays were, 11:

Husak	Lipsky	Roorda	Small
Knoke	Moffitt	Schroeder	Stokes
Larson	Pierson	Scott	

Absent or not voting, 17:

Bennett	Harbor	Kennedy	Mollett
Christensen	Jesse	Kreamer	Monroe
Egenes	Johnston	Lawson	Skinner
Hamilton	Kehe	Logemann	Uban
Hansen			

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

#### HOUSE FILE 621 WITHDRAWN

Taylor of Dubuque, District 51, asked and received unanimous consent to withdraw **House File 621** from further consideration by the House.

The House resumed consideration of **Senate File 205**, a bill for an act relating to assessments levied by drainage and levee districts and to interest rates.

Cochran of Webster, District 29, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 205)

The ayes were, 82:

Alt	Franklin	Miller	Small
Anania	Freeman	Moffitt	Sorg
Andersen	Gluba	Nielsen	Stanley
Bergman	Goode	Norpel	Stokes
Blouin	Grassley	Nystrom	Strand
Bray	Hill	Patton	Strothman
Camp	Holden	Pellett	Taylor
Campbell	Husak	Pelton	Tieden
Clark	Jesse	Pierson	Trowbridge
Cochran	Kelly	Priebe	Uban
Curtis	Knoblauch	Rex	Varley
Den Herder	Knoke	Rodgers	Waugh
Dougherty	Kruse	Roorda	Welden
Doyle	Larson	Sargisson	Wells
Drake	Lipsky	Schmeiser	Willits
Dunton	Mayberry	Schroeder	Winkelman
Edelen	McCormick	Schwartz	Wirtz
Ellsworth	McElroy	Schwieger	Wyckoff
Ewell	Mendenhall	Scott	Mr. Speaker
Fischer, H. O.	Menefee	Shaw	(Millen)
Fisher, C. R.	Middleswart	Siglin	

The nays were, 2:

Monroe	Stromer
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Absent or not voting, 16:

Bennett	Hansen	Kennedy	Logemann
Christensen	Harbor	Kinley	Mollett
Egenes	Johnston	Kreamer	Radl
Hamilton	Kehe	Lawson	Skinner

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

**Senate File 280**, a bill for an act relating to garnishment of wages, liability for costs, and discharge of employees, with report of committee recommending passage, was taken up for consideration.

Pelton of Clinton, District 74, offered the following amendment from the floor and moved its adoption:

Amend Senate File 280, page 2, by striking from lines 11 and 12 the words "five thousand (5,000) dollars of such employee's earnings" and inserting in lieu thereof the words "judgment creditor".

The amendment was adopted.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 280)

The ayes were, 80:

Alt	Freeman	Moffitt	Siglin
Anania	Gluba	Monroe	Sorg
Andersen	Goode	Nielsen	Stanley
Bergman	Grassley	Norpel	Stokes
Bray	Hill	Nystrom	Strand
Camp	Holden	Patton	Stromer
Campbell	Husak	Pellett	Strothman
Christensen	Kinley	Pelton	Taylor
Clark	Knoblauch	Pierson	Tieden
Cochran	Knoke	Priebe	Trowbridge
Curtis	Kruse	Radl	Varley
Den Herder	Larson	Rex	Waugh
Dougherty	Lipsky	Rodgers	Welden
Doyle	Mayberry	Roorda	Wells
Drake	McCormick	Sargisson	Willits
Dunton	McElroy	Schmeiser	Winkelman
Edelen	Mendenhall	Schroeder	Wirtz
Ellsworth	Menefee	Schwieger	Wyckoff
Ewell	Middleswart	Scott	Mr. Speaker
Fisher, C. R.	Miller	Shaw	(Millen)
Franklin			

The nays were, 1:

Uban

Absent or not voting, 19:

Bennett	Hansen	Kelly	Mollett
Blouin	Harbor	Kennedy	Schwartz
Egenes	Jesse	Kreamer	Skinner
Fischer, H. O.	Johnston	Lawson	Small
Hamilton	Kehe	Logemann	

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

## SENATE AMENDMENT CONSIDERED

Knoke of Pottawattamie, District 79, called up for consideration **Senate File 474**, a bill for an act relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials, amended by the House and further amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment:

Amend the House amendment to Senate 474, as passed and reprinted by the Senate, as follows:

1. By adding after line 4 the following new paragraphs:

Page 3, line 1, by inserting after the word "under", the words "section 85.33 or".

Page 3, line 10, by inserting after the word "to", the words "section 85.33 or".

Page 3, line 19, by inserting after the word "to", the words "section 85.33 or".

Motion prevailed and the House concurred in the Senate amendment to the House amendment.

Knoke of Pottawattamie, District 79, moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 474)

The ayes were, 86:

Alt	Franklin	Miller	Small
Anania	Gluba	Moffitt	Sorg
Andersen	Goode	Monroe	Stanley
Bergman	Grassley	Nielsen	Stokes
Blouin	Hill	Norpel	Strand
Bray	Holden	Nystrom	Stromer
Camp	Husak	Patton	Strothman
Campbell	Jesse	Pellett	Taylor
Christensen	Knoblauch	Pelton	Tieden
Clark	Knoke	Pierson	Trowbridge
Cochran	Kreamer	Priebe	Uban
Curtis	Kruse	Rex	Varley
Den Herder	Larson	Rodgers	Waugh
Dougherty	Lawson	Roorda	Welden
Doyle	Lipsky	Sargisson	Wells
Drake	Logemann	Schmeiser	Willits
Dunton	Mayberry	Schroeder	Winkelman
Edelen	McCormick	Schwieger	Wirtz
Egenes	McElroy	Scott	Wyckoff
Ellsworth	Mendenhall	Shaw	Mr. Speaker
Ewell	Menefee	Siglin	(Millen)
Fisher, C. R.	Middleswart	Skinner	

The nays were, 1:

Radl

Absent or not voting, 13:

Bennett	Hansen	Kehe	Kinley
Fischer, H. O.	Harbor	Kelly	Mollett
Freeman	Johnston	Kennedy	Schwartz
Hamilton			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### HOUSE FILE 694 RECONSIDERED

Priebe of Kossuth, District 6, called up for consideration his motion to reconsider, filed on May 18, 1971, and moved to reconsider the vote by which **House File 694**, a bill for an act to appropriate from the motor vehicle fuel tax fund to the department of revenue, passed the House.

The motion prevailed.

Priebe of Kossuth, District 6, moved that the vote by which House File 694 was placed on its last reading be reconsidered.

The motion prevailed.

Goode of Davis, District 98, offered the following amendment filed by him and Camp of Clinton, District 73, and moved its adoption:

Amend House File 694 as follows:

1. Page 2, by adding after line 29 the following section:

"Sec. 4. Section three hundred twenty-four point seventy-seven (423.77), Code 1971, is amended as follows:

324.77 MONEYS DEPOSITED IN TREASURY—REFUNDS. All fees, taxes, interest, and penalties imposed under this chapter must be paid to the department of revenue in the form of remittances payable to the treasurer of state, and the department of revenue shall transmit each payment daily to the [state] treasurer of state. *Such payments shall be deposited by the treasurer of state in a fund, hereby created, within the state treasury which shall be known as the motor vehicle fuel tax fund.* The department of revenue shall certify monthly to the state comptroller amounts of refunds of tax approved or determined by the department during each month, and the state comptroller shall draw warrants in such amounts on the motor vehicle fuel tax fund and transmit them. There is hereby appropriated out of the money received under the provisions of this chapter *and deposited in the motor vehicle fuel tax fund* sufficient funds to pay such refunds as may be authorized in this chapter.

*The general assembly may appropriate from the motor fuel tax fund such amounts as it determines are necessary for administrative expenses. Allocations and transfers of fees, taxes, interest, and penalties imposed under this chapter, pursuant to any provision of the Code, shall be made from*



*the motor fuel tax fund."*

2. Amend the title, page 1, line 1, by inserting after the word "Act" the word "relating" and before the word "appropriate" the words "and to".

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 694)

The ayes were, 81:

Alt	Hill	Monroe	Small
Andersen	Holden	Nielsen	Sorg
Bergman	Husak	Norpel	Stanley
Blouin	Jesse	Nystrom	Stokes
Camp	Kelly	Patton	Strand
Campbell	Kinley	Pellett	Stromer
Christensen	Knoblauch	Pelton	Strothman
Clark	Knoke	Priebe	Tieden
Cochran	Kreamer	Radl	Trowbridge
Curtis	Kruse	Rex	Uban
Den Herder	Larson	Rodgers	Varley
Dougherty	Lawson	Roorda	Waugh
Doyle	Lipsky	Sargisson	Welden
Drake	Logemann	Schmeiser	Wells
Dunton	Mayberry	Schroeder	Willits
Edelen	McCormick	Schwieger	Winkelman
Ellsworth	McElroy	Scott	Wirtz
Fischer, H. O.	Menefee	Shaw	Wyckoff
Fisher, C. R.	Middleswart	Siglin	Mr. Speaker
Goode	Miller	Skinner	(Millen)
Grassley	Moffitt		

The nays were, 1:

Taylor

Absent or not voting, 18:

Anania	Franklin	Harbor	Mendenhall
Bennett	Freeman	Johnston	Mollett
Bray	Gluba	Kehe	Pierson
Egenes	Hamilton	Kennedy	Schwartz
Ewell	Hansen		

The bill having received a constitutional majority was declared to have been repassed by the House and the title as amended was agreed to.

#### MOTIONS TO RECONSIDER WITHDRAWN

(House Files 688, 692 and 695)

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw his motions to reconsider the votes on House Files 688, 692 and 695, filed by him on May 18, 1971.

## SIFTING COMMITTEE CALENDAR

**House File 164**, a bill for an act relating to the adoption of children, with report of committee recommending passage, was taken up for consideration.

Bray of Scott, District 77, offered the following amendment filed by Bray, et al., and moved its adoption:

Amend Senate File 164 as follows:

Page 3, line 7, by striking the words "adopted child" and inserting in lieu thereof the words "child to be adopted".

The amendment was adopted.

Bray of Scott, District 77, offered the following amendment filed by Bray, et al., and moved its adoption:

Amend House File 164 as follows:

1. Page 2, line 4, by striking the words "appropriated funds" and inserting in lieu thereof "funds appropriated to the Department of Social Services and any gifts or grants received by the Department for this purpose."

2. Page 3, by adding after line 17 the following new paragraph:

"The Department of Social Services shall report to the General Assembly by April 1, 1972, a cost benefit analysis of financial assistance provided under this Act."

The amendment was adopted.

Doyle of Woodbury, District 21, asked and received unanimous consent to withdraw the amendment filed by him on March 22, 1971, and found on page 667 of the House Journal.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:

Amend House File 164, page 3, by adding to section 5 thereof the following:

"The twelve months period of residence in the proposed home required in section six hundred point two (600.2) of the Code shall not apply to this section."

The amendment was adopted.

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the amendment filed by him on April 13, 1971, and found on page 927 of the House Journal.

Kreamer of Polk, District 63, offered the following amendment filed by him and moved its adoption:

Amend House File 164 by adding thereto the following new section:

Section four hundred twenty-two point nine (422.9), subsection two (2), Code 1971, is amended by adding the following new paragraph:

"Add the amount by which expenses paid or incurred in connection with the adoption of a child by the taxpayer exceed three percent of the net income of the taxpayer, or of the taxpayer and spouse in the case of a joint return. The expenses may include medical and hospital expenses of the natural mother which are incident to the child's birth and are paid by the taxpayer, welfare agency fees, legal fees, and all other fees and costs relating to the adoption of a child if the child is placed by a child-placing agency licensed under chapter two hundred thirty-eight (238) of the Code.

The amendment was adopted.

Bray of Scott, District 77, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 164)

The ayes were, 87:

Alt	Franklin	Menefee	Skinner
Anania	Freeman	Middleswart	Small
Andersen	Gluba	Miller	Sorg
Bergman	Goode	Moffitt	Stanley
Blouin	Grassley	Monroe	Stokes
Bray	Hansen	Nielsen	Strand
Camp	Hill	Norpel	Stromer
Campbell	Husak	Nystrom	Strothman
Christensen	Jesse	Patton	Taylor
Clark	Kelly	Pellett	Tieden
Cochran	Kennedy	Pelton	Trowbridge
Curtis	Kinley	Pierson	Uban
Den Herder	Knoblauch	Priebe	Varley
Dougherty	Kreamer	Rodgers	Waugh
Drake	Kruse	Roorda	Welden
Dunton	Larson	Sargisson	Wells
Edelen	Lipsky	Schmeiser	Willits
Egenes	Logemann	Schroeder	Winkelman
Ellsworth	Mayberry	Schwieger	Wirtz
Ewell	McCormick	Scott	Wyckoff
Fischer, H. O.	McElroy	Shaw	Mr. Speaker
Fisher, C. R.	Mendenhall	Siglin	(Millen)

The nays were, 3:

Doyle	Knoke	Radl
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Absent or not voting, 10:

Bennett	Holden	Lawson	Rex
Hamilton	Johnston	Mollett	Schwartz
Harbor	Kehe		

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

**Senate File 89**, a bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers, with report of committee recommending passage, was taken up for consideration.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the Uban-Dunton amendment, filed on April 14, 1971, and found on page 941 of the House Journal.

Fischer of Grundy, District 35, offered the following amendment filed by him and moved its adoption:

Amend Senate File 89 as follows:

1. Page 1, by striking lines 9 and 10, and inserting in lieu thereof the words "lic convenience and necessity and the service would not be provided if the expense of a public hearing was placed upon the applicant."
2. Page 1, line 21, by striking the word "A".
3. Page 1, by striking lines 22 through 24.
4. Page 2, by striking lines 1 through 6.
5. Page 2, line 13, by inserting after the word "points" the words "or no carrier is currently serving those points".

The amendment was adopted.

Fischer of Grundy, District 35, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 89)

The ayes were, 86:

Alt	Ewell	Kruse	Pelton
Andersen	Fischer, H. O.	Larson	Pierson
Bergman	Fisher, C. R.	Lipsky	Rodgers
Blouin	Franklin	Logemann	Roorda
Bray	Freeman	Mayberry	Sargisson
Camp	Gluba	McCormick	Schmeiser
Campbell	Goode	McElroy	Schroeder
Christensen	Grassley	Mendenhall	Schwieger
Clark	Hansen	Menefee	Scott
Cochran	Holden	Middleswart	Shaw
Curtis	Husak	Miller	Siglin
Den Herder	Jesse	Moffitt	Skinner
Dougherty	Kelly	Monroe	Small
Doyle	Kennedy	Nielsen	Sorg
Drake	Kinley	Norpel	Stanley
Dunton	Knoblauch	Nystrom	Stokes
Edelen	Knoke	Patton	Strand
Egenes	Kreamer	Pellet	Stromer
Ellsworth			

Strothman	Varley	Willits	Wyckoff
Taylor	Waugh	Winkelman	Mr. Speaker
Tieden	Welden	Wirtz	(Millen)
Trowbridge	Wells		

Ths nays were, none.

Absent or not voting, 14:

Anania	Hill	Mollett	Rex
Bennett	Johnston	Priebe	Schwartz
Hamilton	Kehe	Radl	Uban
Harbor	Lawson		

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

#### HOUSE FILE 136 WITHDRAWN

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw **House File 136** from further consideration by the House.

**House File 386**, a bill for an act relating to travel trailers, with report of committee recommending passage, was taken up for consideration.

Small of Johnson, District 69, offered the following amendment from the floor and moved its adoption:

Amend House File 386 as follows:

1. Page 4, line 16, by striking the word "sixty-five" and inserting in lieu thereof the word "fifty-five".
2. Page 5, line 13, by inserting after the word "sold" the words "or rented".

The amendment lost.

Waugh of Monona, District 27, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 386)

The ayes were, 75:

Alt	Drake	Jesse	Middleswart
Anania	Edelen	Kelly	Miller
Andersen	Ellsworth	Kinley	Moffitt
Bennett	Fischer, H. O.	Knoblauch	Nielsen
Bergman	Fisher, C. R.	Knoke	Norpel
Camp	Franklin	Kruse	Nystrom
Campbell	Freeman	Lawson	Patton
Christensen	Gluba	Logemann	Pellett
Cochran	Goode	Mayberry	Pelton
Curtis	Grassley	McCormick	Pierson
Den Herder	Hansen	Mendenhall	Priebe
Dougherty	Holden	Menefee	Radl
Doyle			

Rex	Scott	Strothman	Wells
Rodgers	Shaw	Taylor	Willits
Roorda	Siglin	Tieden	Winkelman
Sargisson	Sorg	Trowbridge	Wirtz
Schmeiser	Stokes	Varley	Mr. Speaker
Schroeder	Strand	Waugh	(Millen)
Schwartz	Stromer	Welden	

The nays were, 17:

Blouin	Hill	Larson	Small
Bray	Husak	Lipsky	Stanley
Clark	Kennedy	Monroe	Uban
Dunton	Kreamer	Skinner	Wyckoff
Egenes			

Absent or not voting, 8:

Ewell	Harbor	Kehe	Mollett
Hamilton	Johnston	McElroy	Schwieger

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

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

#### CONSIDERATION OF BILLS SIFTING COMMITTEE CALENDAR

**Senate File 444**, a bill for an act relating to student fees at merged area community colleges and vocational schools, with report of committee recommending passage, was taken up for consideration.

Willits of Polk, District 57, offered the following amendment from the floor and moved its adoption:

Amend Senate File 444 by inserting after the period in line 11 the following new sentence:

“No student shall be required to pay fees for activities, and each student shall be informed that he is not required to pay fees for activities.”

A non-record roll call was requested.

The ayes were 47, nays 46.

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor:

Amend Senate File 444, as amended and passed by the Senate, page 1, by striking all after the word “materials” in line 8, all of line 9, and through the word “universities” in line 10.

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to withdraw his amendment.

Lawson of Cerro Gordo, District 17, moved to reconsider the vote by which the Willits amendment was adopted by the House.

Roll call was requested by Lawson of Cerro Gordo, District 17, and Hansen of Black Hawk, District 37.

Rule 70 was invoked.

On the question "Shall the motion to reconsider prevail?"

The ayes were, 49:

Alt	Fischer, H. O.	Miller	Strand
Anania	Gluba	Moffitt	Stromer
Christensen	Hansen	Nystrom	Strothman
Clark	Kelly	Pierson	Tieden
Cochran	Kennedy	Rex	Trowbridge
Den Herder	Kinley	Sargisson	Varley
Doyle	Kreamer	Schmeiser	Welden
Drake	Kruse	Schwieger	Wells
Dunton	Lawson	Scott	Winkelman
Edelen	Logemann	Shaw	Wirtz
Egenes	Mayberry	Stanley	Mr. Speaker
Ellsworth	McElroy	Stokes	(Millen)
Ewell	Mendenhall		

The nays were, 44:

Andersen	Goode	Menefee	Roorda
Bergman	Grassley	Middleswart	Schroeder
Blouin	Hill	Monroe	Schwartz
Bray	Holden	Nielsen	Siglin
Camp	Husak	Norpel	Skinner
Campbell	Jesse	Patton	Small
Curtis	Knoblauch	Pellett	Sorg
Dougherty	Knoke	Pelton	Taylor
Fisher, C. R.	Larson	Priebe	Uban
Franklin	Lipsky	Radl	Willits
Freeman	McCormick	Rodgers	Wyckoff

Absent or not voting, 7:

Bennett	Harbor	Kehe	Waugh
Hamilton	Johnston	Mollett	

The motion prevailed.

Willits of Polk, District 57, reoffered the following amendment and moved its adoption:

Amend Senate File 444 by inserting after the period in line 11 the following new sentence:

"No student shall be required to pay fees for activities, and each student shall be informed that he is not required to pay fees for activities."

Roll call was requested by Willits of Polk, District 57, and Blouin of Dubuque, District 49.

On the question "Shall the amendment be adopted?"

The ayes were, 42:

Andersen	Goode	Middleswart	Schroeder
Bergman	Grassley	Monroe	Schwartz
Blouin	Hill	Nielsen	Siglin
Bray	Holden	Norpel	Skinner
Camp	Husak	Patton	Small
Campbell	Knoblauch	Pellett	Sorg
Curtis	Knoke	Pelton	Taylor
Dougherty	Larson	Radl	Uban
Doyle	Lipsky	Rodgers	Willits
Fisher, C. R.	McCormick	Roorda	Wyckoff
Franklin	Menefee		

The nays were, 49:

Alt	Freeman	Moffitt	Strand
Anania	Gluba	Nystrom	Stromer
Christensen	Hansen	Pierson	Strothman
Clark	Kennedy	Priebe	Tieden
Cochran	Kinley	Rex	Trowbridge
Den Herder	Kreamer	Sargisson	Varley
Drake	Kruse	Schmeiser	Welden
Dunton	Lawson	Schwieger	Wells
Edelen	Logemann	Scott	Winkelman
Egenes	Mayberry	Shaw	Wirtz
Ellsworth	McElroy	Stanley	Mr. Speaker
Ewell	Mendenhall	Stokes	(Millen)
Fischer, H. O.	Miller		

Absent or not voting, 9:

Bennett	Jesse	Kehe	Mollett
Hamilton	Johnston	Kelly	Waugh
Harbor			

The amendment lost.

Holden of Scott, District 75, offered the following amendment from the floor:

Amend Senate File 444 by striking from lines 15 and 16 the words "any increases in student fees for activities" and inserting in lieu thereof the following: "student fees".

Drake of Muscatine, District 71, moved the previous question on Senate File 444 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 47, nays 31.

The motion having received a three-fifths majority prevailed.

Holden of Scott, District 75, moved the adoption of his amendment.

The amendment lost.



Freeman of Buena Vista, District 15, offered the following amendment from the floor:

Amend Senate File 444 by adding after the period in line 14 the following: "No athlete can play on a community college athletic team who did not attend an Iowa high school."

Drake of Muscatine, District 71, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Pierson of Mahaska, District 87, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 444)

The ayes were, 82:

Alt	Fischer, H. O.	Logemann	Shaw
Anania	Fisher, C. R.	Mayberry	Siglin
Andersen	Franklin	McCormick	Small
Bergman	Gluba	McElroy	Stanley
Blouin	Goode	Mendenhall	Stokes
Bray	Grassley	Menefee	Strand
Camp	Hansen	Miller	Stromer
Campbell	Harbor	Moffitt	Strothman
Christensen	Hill	Monroe	Taylor
Clark	Holden	Nielsen	Tieden
Cochran	Husak	Norpel	Trowbridge
Curtis	Jesse	Nystrom	Varley
Den Herder	Kelly	Pellet	Waugh
Dougherty	Kennedy	Pierson	Welden
Doyle	Kinley	Priebe	Wells
Drake	Knoblauch	Roorda	Willits
Dunton	Kreamer	Sargisson	Winkelman
Edelen	Kruse	Schmeiser	Wirtz
Egenes	Larson	Schroeder	Mr. Speaker
Ellsworth	Lawson	Schwieger	(Millen)
Ewell	Lipsky	Scott	

The nays were, 9:

Freeman	Radl	Schwartz	Sorg
Middleswart	Rodgers	Skinner	Wyckoff
Patton			

Absent or not voting, 9:

Bennett	Kehe	Mollett	Rex
Hamilton	Knoke	Pelton	Uban
Johnston			

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

## HOUSE FILE 436 WITHDRAWN

Dunton of Keokuk, District 88, asked and received unanimous consent to withdraw **House File 436** from further consideration by the House.

## WAYS AND MEANS CALENDAR

## SENATE FILE 510 DEFERRED

**Senate File 510**, a bill for an act relating to the transfer and use of state funds and relating to the use tax imposed upon vehicles subject to registration, with report of committee recommending passage, was taken up for consideration.

Fischer of Grundy, District 35, moved that Senate File 510 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.

The ayes were 47, nays 24.

The motion prevailed.

## SIFTING COMMITTEE CALENDAR

**House File 271**, a bill for an act to require that railway employees be provided adequate sanitation and shelter, with report of committee recommending passage, was taken up for consideration.

Pierson of Mahaska, District 87, offered the following amendment filed by him and moved its adoption:

Amend House File 271, page 2, line 20, by inserting after the words "*railway facility*," the words "*including locomotive or caboose*".

A non-record roll call was requested.

The ayes were 57, nays 19.

The amendment was adopted.

Hansen of Black Hawk, District 37, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 271)

The ayes were, 76:

Alt	Campbell	Doyle	Fischer, H. O.
Anania	Christensen	Drake	Fisher, C. R.
Andersen	Clark	Dunton	Franklin
Bergman	Cochran	Edelen	Freeman
Blouin	Curtis	Egenes	Gluba
Bray	Den Herder	Ellsworth	Goode
Camp	Dougherty	Ewell	Grassley

Hansen	McCormick	Pellett	Stanley
Harbor	McElroy	Pierson	Strand
Holden	Mendenhall	Rex	Strothman
Husak	Menefee	Rodgers	Taylor
Jesse	Middleswart	Sargisson	Varley
Kelly	Miller	Schmeiser	Waugh
Kennedy	Moffitt	Schroeder	Willits
Knoblauch	Monroe	Schwartz	Winkelman
Larson	Nielsen	Schwieger	Wirtz
Lawson	Norpel	Scott	Wyckoff
Lipsky	Nystrom	Shaw	Mr. Speaker
Logemann	Patton	Small	(Millen)
Mayberry			

The nays were, 8:

Radl	Sorg	Stromer	Trowbridge
Roorda	Stokes	Tieden	Welden

Absent or not voting, 16:

Bennett	Kehe	Kruse	Siglin
Hamilton	Kinley	Mollett	Skinner
Hill	Knoke	Pelton	Uban
Johnston	Kreamer	Priebe	Wells

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

#### MOTION TO RECONSIDER

(Senate File 444)

I move to reconsider the vote by which Senate File 444 passed the House on May 24, 1971.

LAVERNE W. SCHROEDER

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 138, 302, 402, 425, 433, 460, 461 and 468.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 138, 302, 402, 425, 433, 460, 461 and 468.

## AMENDMENTS FILED

1 Amend Senate File 297, as amended, passed and re-  
2 printed by the Senate, by adding the following new  
3 sections:

4 1. Section three hundred twenty-one point one  
5 hundred sixty-seven (321.167), Code 1971, is hereby  
6 amended as follows:

7 321.167 DELIVERY OF PLATES OR EMBLEMS. On or  
8 before the first day of December of each year, the  
9 department shall deliver or cause to be delivered to  
10 the county treasurer of each county, approximately as  
11 many duplicate number plates [and certificate containers]  
12 as there are motor vehicles registered in such county  
13 during the preceding year, the plates so delivered to  
14 each county treasurer to be in numerical sequence.

15 In lieu of plates, the department may furnish  
16 the county treasurers appropriate distinguishing  
17 emblems as provided in section 321.34.

18 2. Section three hundred twenty-one point  
19 one hundred sixty-eight (321.168), Code 1971, is  
20 hereby amended as follows:

21 321.168. ADDITIONAL DELIVERIES. Thereafter,  
22 during the year, the department, upon requisition of  
23 the county treasurer, shall deliver additional number  
24 plates [and certificate containers].

KREAMER of Polk, District 63  
MILLEN of Floyd, District 99  
STANLEY of Linn, District 45  
GRASSLEY of Butler, District 10  
WELDEN of Hardin, District 32

1 Amend Senate File 510 as follows:

2 Page 2, by striking lines 1 through 10, inclusive  
3 and inserting in lieu thereof the following:

4 Section 1. Section four hundred twenty-two point  
5 sixty-nine (422.69), subsection five (5), Code 1971,  
6 as contained in chapter one thousand two hundred  
7 five (1205), Acts of the Sixty-third General Assembly,  
8 Second Session, is amended as follows:

9 "5. This subsection shall be effected for the  
10 fiscal year commencing July 1, [1971] 1973 and each  
11 fiscal year thereafter. During the last quarter of  
12 each fiscal year an amount equal to ten percent of the  
13 net receipts from [two-thirds] *each two cents* of the  
14 sales tax collected *for each dollar of sales* under  
15 division four (IV) of this chapter for the fiscal  
16 year, less the amount transferred during such fiscal  
17 year for motor vehicle registration plates, shall be  
18 transferred to the road use tax fund created by  
19 section three hundred twelve point one (312.1) of  
20 the Code. The remainder of the net receipts from  
21 the sales tax shall be credited to the general fund.

22 *During the last quarter of the fiscal year*  
23 *commencing July 1, 1971 and July 1, 1972 the net*

24 *receipts from all sales taxes collected under divi-*  
 25 *sion four (IV) of this chapter for the fiscal year,*  
 26 *less the amount transferred during such fiscal year*  
 27 *for motor vehicle registration plates, shall be*  
 28 *transferred to the general fund of the state."*

GOODE of Davis, District 98  
 CHRISTENSEN of Union, District 95  
 DUNTON of Keokuk, District 88  
 ANDERSEN of Woodbury, District 23  
 TIEDEN of Clayton, District 14

1 Amend the Egenes amendment filed May 20, 1971, to  
 2 Senate File 510, as amended, passed and reprinted by  
 3 the Senate, as follows:

4 1. Line 10, by inserting after the word "each"  
 5 the following:  
 6 "*registration receipt issued in conjunction with*  
 7 *the*".

8 2. Line 17, by striking the words "purchase  
 9 price of the vehicle and the".

10 3. Line 36, by inserting after the word "paid"  
 11 the following:

12 "*the amount of tax paid pursuant to section*  
 13 *four hundred twenty-three point seven (423.7)".*

14 4. Lines 51 and 52, by striking the words "*the*  
 15 *purchase price of the vehicle,*".

16 5. Lines 83 and 84, by striking the sentence  
 17 "*One copy shall be remitted to the department of*  
 18 *revenue*".

EGENES of Story, District 33

1 Amend House File 574, page 54, section 100, by  
 2 striking in line 15 the following: "make an annual  
 3 report available to the public," and inserting in  
 4 lieu thereof the following: "publish an annual  
 5 report as provided in section three (3) of this Act".

ELLSWORTH of Dubuque, District 50

1 Amend House File 574 as follows:

2 1. Page 92, line 4, by inserting after the word "within"  
 3 the words "the state of Iowa whether within".

4 2. Page 92, line 21, by inserting after the word  
 5 "payable" the words "solely and only".

6 3. Page 92, line 24, by inserting after the word "pay"  
 7 the words "solely and only".

8 4. Page 93, line 1, by inserting after the word "Act"  
 9 the words ", and specifically subject to the requirements of  
 10 section one hundred eighty-four (184) hereof".

11 5. Page 98, line 33, by striking the word "forty" and  
 12 inserting in lieu thereof the word "twenty".

13 6. Page 99, line 2, by striking the word "forty" and  
 14 inserting in lieu thereof the word "twenty".

15 7. Page 101, line 8, by inserting after the word  
 16 "project" the words ", except gasworks and electric light  
 17 and power plants and systems".

18 8. Page 107, line 3, by inserting after the comma the  
19 words "or the proposal to generate power and electric energy  
20 by a city utility already engaged in the distribution of  
21 electricity at retail,".

22 9. Page 109, by striking lines 23, 24, and 25, and  
23 inserting in lieu thereof the following:

24 "A city may not acquire by condemnation any existing  
25 gasworks or electric light and power plants and systems or  
26 incomplete parts thereof for the purpose of operating any  
27 of them as a city utility unless and until the contract or  
28 franchise of the owner has expired or been surrendered."

29 10. Page 109, by adding after line 25 the following new  
30 section:

31 "Sec. 190. A city may confer by ordinance the power to  
32 appropriate and condemn private property for such purpose  
33 upon any person authorized to construct and operate gasworks  
34 and electric light and power plants and systems."

35 11. Page 118, line 35 by inserting after the word "pools"  
36 the word "waterworks,".

37 12. By renumbering the sections and correcting the  
38 internal references where applicable.

FREEMAN of Buena Vista, District 15  
FISHER of Greene, District 56

1 Amend House File 574, page 31, by striking lines 21  
2 through 35, inclusive, and lines 1 through 7, inclusive,  
3 of page 32, and inserting in lieu thereof the following:

4 "6. A condensed statement of council proceedings and  
5 a monthly financial report of the city must be published  
6 within thirty days of the date of the proceedings, in a  
7 monthly pamphlet furnished to the city library, if any,  
8 and made available for distribution to the public at the  
9 office of the mayor or city clerk."

LARSON of Story, District 34

1 Amend House File 574 as follows:

2 1. Page 7, by adding after line 19 the following sub-  
3 section:

4 "A city may grant to any person a franchise to erect,  
5 maintain, and operate plants and systems for electric light  
6 and power, heating, telephone, telegraph, cable  
7 television, district telegraph and alarm, motor bus, trolley  
8 bus, street railway or other public transit, waterworks, or  
9 gasworks, within the city for a term of not more than  
10 twenty-five years. The franchise may be granted, amended,  
11 extended, or renewed only by an ordinance, but no exclusive  
12 franchise shall be granted, amended, extended, or renewed.

13 An ordinance granting, amending, extending, or renewing a  
14 franchise shall not become effective unless approved by the  
15 voters of the city. The proposal shall be submitted by the  
16 council at the next regular city election or at a special  
17 election called for that purpose prior to the next regular  
18 city election. If a majority of those voting approves the  
19 proposal the ordinance may become effective as provided in  
20 this section.

21 Notice of the election shall be given by publication once  
 22 each week for four consecutive weeks in a newspaper of gen-  
 23 eral circulation in the city. The election shall be held on  
 24 a day not less than five nor more than twenty days after the  
 25 last publication of notice.

26 The person asking for the granting, amending, extension,  
 27 or renewal of a franchise shall pay the costs incurred in  
 28 holding the election, including the costs of the notice.  
 29 A franchise shall not be finally effective until an accep-  
 30 tance in writing has been filed with the council and payment  
 31 of the costs has been made.

32 The franchise ordinance may regulate the conditions re-  
 33 quired and the manner of use of the streets and public  
 34 grounds of the city, and it may, for the purpose of provid-  
 35 ing electrical, gas, heating, or water service, confer the  
 36 power to appropriate and condemn private property upon the  
 37 person franchised."

KEHE of Bremer, District 12  
 KREAMER of Polk, District 63

1 Amend House File 574, page 108, by striking lines 25  
 2 through 35, inclusive, and line 1 of page 109, and  
 3 inserting in lieu thereof the following:

4 "4. A condensed statement of council proceedings and  
 5 a monthly financial report of the city must be published  
 6 within thirty days of the date of the proceedings, in a  
 7 monthly pamphlet furnished to the city library, if any,  
 8 and made available for distribution to the public at the  
 9 office of the mayor or city clerk."

LARSON of Story, District 34

1 Amend House 574 as follows:

- 2 1. Page 63, by striking lines 23 through 25,  
 3 inclusive.
- 4 2. Page 87, by striking lines 11 through 13,  
 5 inclusive.
- 6 3. Page 99, by striking lines 30 through 32,  
 7 inclusive.

ALT of Polk, District 61

1 Amend House File 574 as follows:

- 2 1. Page 25, line 10, insert after the period the follow-  
 3 ing:  
 4 "Although the councilmen are candidates at large, they  
 5 shall be candidates for a specific seat on the council.  
 6 Prior to each regular city election, the council shall assign  
 7 a number to each council seat for which a councilman is to  
 8 be elected, and each candidate shall indicate the council  
 9 seat for which he is a candidate. Each council seat shall  
 10 be considered a separate office, and the voters may cast one  
 11 vote for a candidate for each office."

TAYLOR of Dubuque, District 51

1 Amend House File 574 as follows:

2 1. Page 23, lines 2 and 3, strike the word "twenty-five"  
3 and insert in lieu thereof the word "twenty".

4 2. Page 27, line 35, strike the word "twenty-" and  
5 strike the word "five" from page 28, line 1, and insert in  
6 lieu thereof the word "twenty".

TAYLOR of Dubuque, District 51

1 Amend House File 574, page 12, line 32, by  
2 striking the word "may" and inserting in lieu thereof  
3 the word "shall".

JESSE of Polk, District 58

1 Amend House File 574 as follows:

2 1. Page 36, line 4, insert after the period the follow-  
3 ing:

4 "Also, a run-off election may be required in addition to  
5 a primary because of failure of a sufficient number of  
6 candidates to receive a majority vote in the regular city  
7 election."

8 2. Page 36, line 14, insert after the word "votes" the  
9 words "and a majority of the votes".

TAYLOR of Dubuque, District 51

1 Amend House File 574 as follows:

2 1. Page 8, by adding after line 4 the following new  
3 section:

4 "A city may grant to any person a franchise to erect,  
5 maintain, and operate plants and systems for electric light,  
6 heating, and power, heating, telephone, telegraph, cable  
7 television, district telegraph and alarm, motor bus, trolley  
8 bus, street railway or other public transit, waterworks, or  
9 gasworks, within the city for a term of not more than twenty-  
10 five years. The franchise may be granted, amended, renewed,  
11 or extended only by an ordinance, but no exclusive franchise  
12 shall be granted, amended, extended or renewed.

13 No such ordinance shall become effective unless a majority  
14 of the persons voting thereon vote in favor thereof. The  
15 proposal may be submitted by the council on its own motion  
16 to the voters at any city election. Upon receipt of a valid  
17 petition as defined in section four (4) of this Act,  
18 requesting that a proposal be submitted to the voters, the  
19 council shall submit the proposal at the next regular city  
20 election or at a special election called for that purpose  
21 prior to the next regular city election. If a majority of  
22 those voting approves the proposal the city may proceed as  
23 proposed.

24 Notice of the election shall be given by publication once  
25 each week for four consecutive weeks in a newspaper of  
26 general circulation in the city. The election shall be  
27 held on a day not less than five nor more than twenty days  
28 after the last publication of notice.

29 The person asking for the granting, amending, renewal,  
30 or extension of a franchise shall pay the costs incurred in  
31 holding the election, including the notice thereof. No  
32 franchise shall be finally effective until an acceptance in  
33 writing has been filed with the council and payment of the



34 costs have been made.

35 The franchise ordinance may regulate the conditions  
36 required and the manner of use of the streets and public  
37 grounds of the city, and it may, for the purpose of providing  
38 electrical, gas, heating, or water service, confer the power  
39 to appropriate and condemn private property upon the person  
40 so franchised."

41 2. By renumbering the sections and internal references where  
42 applicable to conform with this amendment.

GLUBA of Scott, District 76  
KENNEDY of Chickasaw, District 11  
ANDERSEN of Woodbury, District 23  
CAMP of Clinton, District 73  
SMALL of Johnson, District 69  
WILLITS of Polk, District 57  
HANSEN of Black Hawk, District 37

1 Amend House File 706 as follows:

2 1. Page 2, by striking lines 19, 20, and 21 and  
3 inserting in lieu thereof the following:

4 "grand jury. The members shall have the same  
5 qualifications as the members of a county grand jury  
6 and they may be challenged by the attorney general."

7 2. Page 2, lines 28 and 29, by striking the words  
8 "or a judge of the district court designated by the  
9 chief justice".

10 3. Page 2, line 30, by inserting after the words  
11 "jury and" the words "the supreme court".

12 4. Page 2, line 33, by inserting after the word  
13 "general" the words "or his assistants or designees".

14 5. Page 3, line 7, by inserting before the word  
15 "supreme" the words "clerk of the".

16 6. Page 3, lines 16 and 17, by striking the words  
17 "or a district court judge designated by the chief  
18 justice".

19 7. Page 3, by striking lines 18 through 21,  
20 inclusive, and inserting in lieu thereof the following:

21 "8. Jurisdiction shall be in the county where  
22 a majority of the acts constituting the crime or  
23 crimes charged in the indictment were committed, and  
24 the district court shall have jurisdiction to try  
25 the entire indictment or may transfer one or more  
26 counts to another district court. The defendant may  
27 request a change of venue as provided by law."

28 8. Page 3, line 31, by inserting after the word  
29 "appropriated" the words "and shall not exceed fifty  
30 thousand dollars per fiscal year".

31 9. Page 3, line 33, by inserting after the words  
32 "such funds" the words ", not to exceed fifty thousand  
33 dollars per fiscal year,".

DOYLE of Woodbury, District 21

1 Amend House File 574 as follows:

2 1. Page 25, insert after line 20 the following:

3 "At the next regular city election following the  
4 effective date of this division, a city under the council-

5 manager-at-large form which has not provided for a change  
6 to the council-manager-ward form, shall provide for the  
7 division of the city into five equal population wards, and  
8 shall elect a councilman from each of the five wards. Terms  
9 of the councilmen shall be staggered as provided in section  
10 fifty-nine (59), subsection four (4), of this Act. Sub-  
11 sequently this form shall be entitled the council-manager  
12 form.”

TAYLOR of Dubuque, District 51

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Tuesday, May 25, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirty-fifth Calendar Day—Ninetieth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, MAY 25, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Kenneth E. Metcalf, pastor of the St. John's United Methodist Church, Davenport, Iowa.

The Journal of Monday, May 24, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows :

Curtis of Cherokee, District 25, for the morning, on request of Willits of Polk, District 57.

## PRESENTATION OF VISITORS

Ewell of Black Hawk, District 39, presented to the House Lisa and Amy Blouin, twin daughters of Representative and Mrs. Michael Blouin, and on behalf of the House extended a "Happy Birthday" to them on their second birthday.

The Speaker announced that the following visitors were present in the House chamber :

Twenty fifth grade students from Moulton-Udell School, Udell, Iowa, accompanied by their teacher, Mrs. Moore. By Moffitt of Appanoose, District 96.

Forty-four Girl Scouts from Cedar Rapids, Iowa, accompanied by their leader, Mrs. Glandon. By Lipsky of Linn, District 46.

Twenty-seven students from Hillside Junior High School, West Des Moines, Iowa, accompanied by their teacher, Mrs. Shirley Henry. By Alt of Polk, District 61.

Thirty-four fifth grade students from Edwards School, Ames, Iowa, accompanied by their teacher, Mrs. Witmore. By Larson of Story, District 34.

Twenty-five second grade students from Blackhurst School, Urban-

dale, Iowa, accompanied by their teacher, Connie Duffust. By Willits of Polk, District 57.

#### PETITION FILED

The following petition was received and placed on file:

By Winkelman of Calhoun, District 26, from forty-five residents of Calhoun County opposing repeal of the Iowa meat and poultry inspection law and supporting the present law and funding.

#### COMMUNICATIONS FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of House Joint Resolution 1, relating to revenue sharing, adopted by the State of Oregon.

There is on file in the office of the Chief Clerk a copy of House Joint Memorial No. 6, relating to treatment of prisoners of war and the Geneva Convention, adopted by the State of Idaho.

There is also on file in the office of the Chief Clerk a copy of Senate Concurrent Resolution No. 10, relating to public welfare and the revision of existing federal-state systems of public welfare by substituting a federally-financed system of public assistance, adopted by the State of Oklahoma.

#### HOUSE CONCURRENT RESOLUTION 40

By Dougherty, Husak and Cochran

*Whereas*, the decline of the small businessman is directly related to the increasing growth of large corporations and conglomerates entering many business fields; and

*Whereas*, large corporations and conglomerates do not exercise the personal feeling for the persons and communities they serve in the same manner as the smaller, independent Iowa owned business; and

*Whereas*, many large corporations have in the immediate past ceased their operations for the primary purpose of receiving income tax advantages; and

*Whereas*, the cessation of the operations of such corporations has a profound effect on the employees of such corporations and their families, and in addition, affects the taxing base of the communities where they are located as well as the total economic structure of such communities, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of legislative members from both political parties and both houses of the General Assembly for the purpose of studying the feasibility of prohibiting corporations and conglomerates from buying local industrial plants and closing them in order to obtain income tax deductions; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies

of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### EXPLANATION OF VOTE

I was absent from the House chamber on May 24, 1971. Had I been present, I would have voted "aye" on the following bills: House Files 33, 164, 271, 324, 386, 439, 546, 694 and 707 and Senate Files 89, 205, 280, 444, 474 and 530.

HENRY C. MOLLETT

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 39

Varley of Adair, District 84, asked and received unanimous consent to take up for consideration House Concurrent Resolution 39 filed on May 24, 1971, and found on page 1640 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

#### CONSIDERATION OF BILLS

##### WAYS AND MEANS CALENDAR

The House resumed consideration of **Senate File 510**, a bill for an act relating to the transfer and use of state funds and relating to the use tax imposed upon vehicles subject to registration.

Speaker Harbor in the chair at 10:20 a.m.

Goode of Davis, District 98, offered the following amendment filed by Goode, et al., and moved its adoption:

Amend Senate File 510 as follows:

Page 2, by striking lines 1 through 10, inclusive, and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-two point sixty-nine (422.69), subsection five (5), Code 1971, as contained in chapter one thousand two hundred five (1205), Acts of the Sixty-third General Assembly, Second Session, is amended as follows:

"5. This subsection shall be effected for the fiscal year commencing July 1, [1971] 1973 and each fiscal year thereafter. During the last quarter of each fiscal year an amount equal to ten percent of the net receipts from [two-thirds] *each two cents* of the sales tax collected *for each dollar of sales* under division four (IV) of this chapter for the fiscal year, less the amount transferred during such fiscal year for motor vehicle registration plates, shall be transferred to the road use tax fund created by section three hundred twelve point one (312.1) of the Code. The remainder of the net receipts from

the sales tax shall be credited to the general fund.

*During the last quarter of the fiscal year commencing July 1, 1971 and July 1, 1972 the net receipts from all sales taxes collected under division four (IV) of this chapter for the fiscal year, less the amount transferred during such fiscal year for motor vehicle registration plates, shall be transferred to the general fund of the state."*

Roll call was requested by Goode of Davis, District 98, and Andersen of Woodbury, District 23.

On the question "Shall the amendment be adopted?" (S.F. 510)

The ayes were, 43:

Andersen	Goode	Millen	Stanley
Bergman	Husak	Miller	Stokes
Blouin	Kehe	Moffitt	Stromer
Bray	Kennedy	Patton	Strothman
Christensen	Larson	Pierson	Taylor
Clark	Lipsky	Radl	Tieden
Doyle	McCormick	Rodgers	Trowbridge
Dunton	McElroy	Schmeiser	Welden
Edelen	Mendenhall	Schwartz	Willits
Fischer, H. O.	Menefee	Schwieger	Wyckoff
Gluba	Middleswart	Skinner	

The nays were, 50:

Alt	Grassley	Mollett	Scott
Anania	Hansen	Monroe	Shaw
Camp	Hill	Nielsen	Siglin
Campbell	Holden	Norpel	Small
Cochran	Jesse	Nystrom	Sorg
Den Herder	Johnston	Pellett	Strand
Dougherty	Kelly	Pelton	Varley
Egenes	Knoblauch	Priebe	Waugh
Ellsworth	Knoke	Rex	Wells
Ewell	Kreamer	Roorda	Winkelman
Fisher, C. R.	Kruse	Sargisson	Wirtz
Franklin	Logemann	Schroeder	Mr. Speaker
Freeman	Mayberry		

Absent or not voting, 7:

Bennett	Drake	Kinley	Uban
Curtis	Hamilton	Lawson	

The amendment lost.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **Senate File 510**.

Rodgers of Dallas, District 85, offered the following amendment from the floor and moved its adoption:

Amend Senate File 510, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, by striking lines 11 through 22, inclusive.
2. Page 2, by striking lines 28 through 32, inclusive.
3. Page 3, by striking lines 1 through 4, inclusive.
4. Renumber sections and correct internal references in accordance with this amendment.

A non-record roll call was requested.

The ayes were 28, nays 53.

The amendment lost.

Kehe of Bremer, District 12, offered the following amendment filed by him and moved its adoption:

Amend Senate File 510, as passed by the Senate and reprinted, page 4, by striking from line 7 the words "who shall retain", all of line 8 and through the word "fund" in line 9.

The amendment lost.

Egenes of Story, District 33, offered the following amendment filed by her:

Amend Senate File 510 as amended, passed, and reprinted by the Senate as follows:

1. Page 5, by striking lines 7 through 12, inclusive, and inserting in lieu thereof the following:  
 "month, [together with an itemized statement on forms furnished by the department showing the name of each taxpayer, the make and purchase price of each motor vehicle or trailer, the amount of tax paid in each case, and such other information as the director may require] accompanied by a copy of each certificate of title issued for each vehicle subject to registration."
2. Page 6, by adding after line 3 the following new sections:

"Sec. 12. Section three hundred twenty-one point twenty (321.20), Code 1971, is amended by adding the following new subsection:

'The purchase price of the vehicle and the amount of tax to be paid under section four hundred twenty-three point seven (432.7) of the Code.'

Sec. 13. Section three hundred twenty-one point twenty-four (321.24), Code 1971, is amended as follows:

**321.24 ISSUANCE OF REGISTRATION AND CERTIFICATE OF TITLE.** Upon receipt of the application for title and payment of the required fees for motor vehicle, trailer, or semitrailer, the county treasurer shall, when satisfied as to the genuineness and regularity thereof, issue a registration receipt and certificate of title and shall file the application, the manufacturer's or importer's certificate, certificate

of title, or other evidence of ownership, as prescribed by the department. The registration receipt shall be delivered to the owner and shall contain upon the face thereof the date issued, the name and address of the owner, the registration number assigned to the vehicle, the title number assigned to the owner of the vehicle, the amount of the fee paid, type of fuel used and such description of the vehicle as determined by the department and upon the reverse side a form for notice of transfer to the vehicle. One copy of the registration receipt shall be retained by the county treasurer in a registration number file and said file shall be open for public inspection during reasonable business hours. Two copies shall be mailed to the department on date of issuance. The certificate of title shall contain upon the face thereof the identical information required upon the face of the registration receipt and such information shall be so placed on the title form as to permit the county treasurer to prepare the certificate of title simultaneously with the registration receipt. In addition thereto, the certificate of title shall contain a statement of the owner's title, *the purchase price of the vehicle, the amount of tax paid pursuant to section 423.7*, name and address of previous owner, and a statement of all liens and encumbrances as shown in the application, upon the vehicle therein described including the nature of the lien or liens, amount, date of notation and name and address of lienholder or lienholders. Said certificate shall bear thereon the seal of the county treasurer, his signature or that of his deputy, and shall provide space for the signature of the owner. Upon receipt of certificate of title the owner shall write his name with pen and ink in the space provided. The certificate of title shall contain upon the reverse side a form for assignment of title or interest and warranty thereof by the owner, for reassignments by a licensed dealer and for application for a new certificate of title by the transferee as provided in this chapter. All certificates of title shall be typewritten and shall be issued in triplicate. The original certificate of title shall be delivered to the owner in the event no lien or encumbrance appears thereon. Otherwise the certificate of title shall be delivered by the county treasurer to the person holding the first lien or encumbrance as shown in the certificate. One copy of the certificate shall be retained by the county treasurer in a title number file in the manner prescribed by the department and shall remain in the file of the county issuing the title for a period of three years from the date of notification of cancellation or that a new title has been issued as provided in this chapter after which it may be destroyed. One copy shall be mailed to the department on the date of issuance. *One copy shall be remitted to the department of revenue.* The department



shall designate a uniform system of title numbers so as to indicate the county of issuance.

Sec. 14. Chapter four hundred twenty-three (423), Code 1971, is amended by adding the following new section:

'Any person who willfully makes any false statement in regard to the purchase price of a vehicle subject to taxation under section four hundred twenty-three point seven (423.7) of the Code is guilty of a misdemeanor.'

Sec. 15. Section three hundred twenty-one point thirty-five (321.35), Code 1971, is amended by adding the following new paragraph:

'All motor vehicle registration plates shall be treated with a reflective material according to specifications prescribed by the commissioner of public safety.'

Egenes of Story, District 33, asked and received unanimous consent to withdraw the amendment to her amendment filed on May 21, 1971, and found on page 1637 of the House Journal.

Egenes of Story, District 33, offered the following amendment to her amendment and moved its adoption:

Amend the Egenes amendment filed May 20, 1971, to Senate File 510, as amended, passed and reprinted by the Senate, as follows:

1. Line 10, by inserting after the word "each" the following:  
*"registration receipt issued in conjunction with the"*.
2. Line 17, by striking the words "purchase price of the vehicle and the".
3. Line 36, by inserting after the word "paid" the following:  
*"the amount of tax paid pursuant to section four hundred twenty-three point seven (423.7)"*.
4. Lines 51 and 52, by striking the words *"the purchase price of the vehicle,"*.
5. Lines 83 and 84, by striking the sentence *"One copy shall be remitted to the department of revenue"*.

The amendment to the amendment was adopted.

Egenes of Story, District 33, moved the adoption of her amendment as amended.

The amendment as amended was adopted.

Small of Johnson, District 69, offered the following amendment from the floor and moved its adoption:

Amend Senate File 510 as amended, passed, and reprinted by the Senate as follows:

Page 6, by adding after line 3 the following new section:

"Sec. 12. Section four hundred twenty-three point twenty-four (423.24), Code 1971, is amended as follows:

423.24 DEPOSIT OF REVENUE. All revenue arising under the operation of this chapter, derived from the use tax on motor vehicles, trailers, and motor vehicle accessories and equipment, as same may be collected as provided by section 423.7 shall be credited to the [road use tax] *general fund of the state, after first depositing twenty-nine percent of such revenue to the secondary road fund of the counties, nine percent to the farm-to-market-road fund, and fifteen percent to the street construction fund of the cities and towns.* All other revenue arising under the operation of this chapter shall be credited to the general fund of the state.

The amendment lost.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (S.F. 510)

The ayes were, 48:

Alt	Hansen	Moffitt	Sorg
Bergman	Hill	Mollett	Stokes
Camp	Holden	Nielsen	Strand
Campbell	Kelly	Nystrom	Stromer
Christensen	Knoke	Pellet	Strothman
Clark	Kreamer	Pelton	Tieden
Curtis	Kruse	Pierson	Trowbridge
Den Herder	Lawson	Rex	Varley
Egenes	Logemann	Roorda	Waugh
Fisher, C. R.	McElroy	Schroeder	Winkelman
Freeman	Menefee	Shaw	Wirtz
Grassley	Miller	Siglin	Mr. Speaker

The nays were, 49:

Anania	Gluba	McCormick	Schwartz
Andersen	Goode	Mendenhall	Schwieger
Blouin	Husak	Middleswart	Scott
Bray	Jesse	Millen	Skinner
Cochran	Johnston	Monroe	Small
Dougherty	Kehe	Norpel	Stanley
Doyle	Kennedy	Patton	Taylor
Dunton	Kinley	Priebe	Uban
Edelen	Knoblauch	Radl	Welden
Ellsworth	Larson	Rodgers	Wells
Ewell	Lipsky	Sargisson	Willits
Fischer, H. O.	Mayberry	Schmeiser	Wyckoff
Franklin			

Absent or not voting, 3:

Bennett	Drake	Hamilton
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The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

**MOTION TO RECONSIDER**  
(Goode Amendment to Senate File 510)

MR. SPEAKER: I move to reconsider the vote by which the Goode, et al., amendment, filed May 24, 1971, to Senate File 510, failed to be adopted on May 25, 1971.

**THEODORE ELLSWORTH**

**MOTION TO RECONSIDER**  
(Senate File 510)

I move to reconsider the vote by which Senate File 510 failed to pass the House on May 25, 1971.

**JOAN LIPSKY**

**MOTION TO RECONSIDER**  
(Senate File 510)

I move to reconsider the vote by which Senate File 510 failed to pass the House on May 25, 1971.

**RAYMOND J. TAYLOR**

**MOTION TO RECONSIDER**  
(Senate File 510)

I move to reconsider the vote by which Senate File 510 failed to pass the House on May 25, 1971.

**ED SKINNER**

**MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

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

Senate File 543, a bill for an act appropriating from the general fund of the state for the department of social services.

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

Senate File 545, a bill for an act appropriating from the general fund of the state for capital improvements.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 211, a bill for an act relating to the term of office of county attorneys.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 654, a bill for an act relating to state aid to schools and imposing certain tax increases.

CARROLL A. LANE, Secretary

SENATE AMENDMENT TO HOUSE FILE 211

- 1 Amend House File 211 as follows:
- 2 1. Page 1, line 8, by inserting after the word "auditor"
- 3 the following: "*, a county attorney,*".
- 4 2. Page 1, by striking lines 14 through 20, inclusive,
- 5 and inserting in lieu thereof the following:
- 6 "[There shall be elected in each county, at each
- 7 general election, a county attorney, who shall hold office
- 8 for a term of two years.]"

SENATE AMENDMENT CONSIDERED  
HOUSE REFUSES TO CONCUR

(House File 654)

Den Herder of Sioux, District 1, called up for consideration **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, relating to the corporate income tax, and providing aid to cities, towns and counties from sales tax receipts, amended by the Senate, and moved that the House refuse to concur in the following Senate amendment:

- 1 Amend House File 654, as amended, passed and reprinted by the
- 2 House, as follows:
- 3 1. By striking everything after the enacting clause and
- 4 inserting in lieu thereof the following:
- 5 DIVISION I
- 6 Section 1. FOUNDATION PROPERTY TAX. Each school
- 7 district shall cause to be levied each year beginning in
- 8 1972 for the school general fund a foundation property tax
- 9 of twenty mills per dollar of assessed valuation on all tax-
- 10 able property in the district. For the purpose of this Act a
- 11 school district is defined as a school corporation organized
- 12 under chapter two hundred seventy-four (274), of the Iowa Code.

13 However, a school district which can meet its general fund  
14 budget by a levy of less than twenty mills per dollar of  
15 assessed valuation on all taxable property in the district,  
16 shall levy only the lesser amount needed. Each county auditor  
17 shall certify to each school district within the county and to  
18 the state comptroller not later than February first each year  
19 the assessed valuation of taxable property for the preceding  
20 year in each school district within the county.

21 Sec. 2. FOUNDATION FORMULA. The foundation formula is  
22 a method of determining the amount of per pupil state aid to  
23 be paid to public school districts in the state, based upon  
24 the relative wealth of each school district. The formula  
25 consists of multiplying a school district's relative wealth  
26 factor by the average per pupil state aid factor.

27 A school district's relative wealth factor is deter-  
28 mined for each school year by dividing the state average  
29 per pupil wealth by the school district's per pupil wealth.  
30 The state average per pupil wealth is determined by adding  
31 together the total assessed valuation for the preceding year  
32 of taxable property in the state and the total net income as  
33 defined in section four hundred twenty-two point seven (422.7),  
34 of the Code, for the most recently completed year in the state,  
35 and dividing the sum by the total per pupil enrollment in the  
36 state. The school district's per pupil wealth is determined  
37 by adding together the total assessed valuation of taxable  
38 property for the preceding year in the school district and  
39 the total net income for the most recently completed year  
40 in the district, and dividing the sum by the total per pupil  
41 enrollment in the district. For the purpose of determining  
42 a school district's relative wealth only, per pupil enrollment  
43 includes the number of students residing in the district or  
44 the state and attending nonpublic schools, as well as the  
45 students attending public schools, and shared-time students  
46 shall not be separately counted.

47 The average per pupil state aid factor is determined for  
48 each school year by dividing the total amount of money  
49 appropriated for state aid by the total per pupil enrollment  
50 in the state.

51 Each public school district in the state which cannot  
52 meet its general fund budget by the levy of the foundation  
53 property tax is entitled to state aid equal to the amount  
54 of its per pupil state aid as determined by the foundation  
55 formula multiplied by its per pupil enrollment, and the total  
56 prorated by the state comptroller so that the total to be  
57 paid to all school districts equals but does not exceed the  
58 total amount of money appropriated for state aid under this  
59 section. However, no district shall receive during a school  
60 year an amount of state aid per pupil which, added to the  
61 amount receivable per pupil from the foundation property tax,  
62 exceeds eighty-five percent of the state average general fund  
63 budget per pupil.

64 Prior to April fifteenth each year, the state comptroller  
65 shall determine an approximation based on the previous year's  
66 fall enrollment of the amount of state aid to be paid to each

67 school district in the state under this section, and shall  
 68 certify the estimated amount to each school district for use  
 69 in preparing budgets.

70 As soon as possible each year, the state comptroller  
 71 shall compute the actual amount due each school district in  
 72 the state under the provisions of this section, and shall pay  
 73 the amount due to each school district in three installments  
 74 to be paid on approximately the first days of November,  
 75 February, and May of each school year. The installments  
 76 shall be as nearly equal as possible as determined by the  
 77 state comptroller, taking into consideration the relative  
 78 budget and cash position of the state resources.

79 Sec. 3. GENERAL FUND BUDGET. Subject to limitations  
 80 imposed by the school budget review committee or by state  
 81 law, the general fund budget for the purpose set forth in  
 82 section two (2) of this Act shall be determined as follows:

83 1. Determine estimated general fund expenditures  
 84 exclusive of gifts, and federal grants and aids, except  
 85 federal aids paid in anticipation of or reimbursement for  
 86 expenses caused by a federal activity in or near a school  
 87 district which would otherwise need to be paid from local  
 88 sources, by adding together the estimated amounts to be  
 89 expended for the school year, for administration, instruction,  
 90 attendance services, health services, pupil transportation  
 91 services, fixed charges, operation and maintenance, com-  
 92 munity services, capital outlay, debt service, and tuition  
 93 paid other districts. The cost of food services and student  
 94 body activities shall not be included in general fund costs.

95 2. From the total of the sums determined under sub-  
 96 section one (1) of this section deduct the following:

97 a. Estimated receipts from state appropriations for  
 98 handicapped children aid, vocational aid, driver education  
 99 aid, and junior college aid.

100 b. Estimated general fund receipts from the following:  
 101 Tuition paid by individuals or by the state; transportation;  
 102 services; rents; income on investment securities; other  
 103 general fund revenue receipts; general fund nonrevenue  
 104 receipts; and transfers to the general fund other than those  
 105 resulting from clearing accounts, reorganization, and the  
 106 return of principal of invested securities.

107 c. An estimate of the total amount determined on the  
 108 per pupil cost basis for children transported who live  
 109 within statutory walking distance from school.

110 Sec. 4. DETERMINATION OF PER PUPIL ENROLLMENT.

111 total amount of state aid allocated to public schools shall  
 112 be paid to each school district, on a per pupil basis,  
 113 based on the number of students in each school district.  
 114 The number of students in each school district including  
 115 special education students shall be determined by a  
 116 count of actual enrollment on the second Friday in September.  
 117 Shared-time students shall be counted in the enrollment on  
 118 the basis of number of hours of instruction in a public  
 119 school, proportionate to a full-time student enrolled in

The

120 the district. A school district may appear before the school  
 121 budget review committee to apply for additional state aid pro-  
 122 viding it can substantiate that the second semester increased  
 123 enrollment, based upon a recount of actual enrollment on  
 124 the second Friday in February, shows an increase over active  
 125 enrollment on the second Friday in September of more than  
 126 five percent, and that the increased enrollment has caused  
 127 increased costs over the initial program presented in  
 128 the proposed budget for the year. The school budget review  
 129 committee may distribute additional state aid per pupil  
 130 allocated for this purpose equally to those schools qualify-  
 131 ing. However, the amount per pupil distributed shall not  
 132 exceed one-half of the amount distributed per pupil in  
 133 fall enrollment.

134 Sec. 5. PERCENTAGE GROWTH FACTOR.

135 1. It is the intent of the legislature that the total  
 136 amount of state aid appropriated for use in determining the  
 137 amount to be paid to each school district under the school  
 138 foundation formula provided in section two (2) of this Act,  
 139 will be increased or decreased annually by the amount of  
 140 the percentage growth factor for the state, which will be  
 141 computed by the state comptroller each year as follows:

142 a. Determine the percent of increase or decrease in  
 143 state general fund revenue from taxes other than any school  
 144 district income surtax, adjusted for changes in rates or  
 145 basis, for each year of the last three calendar years for  
 146 which accurate figures are available, and divide the total  
 147 by three.

148 b. The total state aid for the last preceding school  
 149 year multiplied by the percentage growth factor gives the  
 150 additional amount of state aid which should be added or  
 151 subtracted to the appropriation for the current school year.

152 Sec. 6. ADDITIONAL SCHOOL PROPERTY TAX AND

BUDGET

153 LIMITATION. The remainder of a school district's general  
 154 fund budget for the 1972-1973 school year, after allowance  
 155 for expected receipts from the foundation property tax and  
 156 from state aid based upon the foundation formula as deter-  
 157 mined under sections one (1) and two (2) of this Act, shall  
 158 be provided by a tax which the school board shall cause to  
 159 be levied on all taxable property within the district.  
 160 However, a district's general fund budget per pupil for  
 161 the 1972-1973 school year may not exceed one hundred five  
 162 percent of its general fund budget per pupil for the 1971-  
 163 1972 school year. However, the general fund budget of a  
 164 school district for 1972-1973 shall not increase by more  
 165 than forty-six dollars per pupil.

166 Sec. 7. GUARANTEED STATE AID. For the 1972-1973  
 167 school year and for the two succeeding school years only,  
 168 the state will provide specific funds, called guaranteed  
 169 state aid, to any school district which, under the provi-  
 170 sions of this division, would otherwise have a general  
 171 fund millage rate increase for the 1972-1973 school year  
 172 over its rate for the 1971-1972 school year, and the

173 amount of guaranteed state aid to be paid to each district  
174 each year will be the amount necessary to insure that each  
175 district's general fund millage rate, as determined under  
176 the provisions and limitations of this division, will not  
177 exceed its general fund millage rate for the 1971-1972  
178 school year. However, the amount of guaranteed state aid  
179 paid to a school district in each of the three years shall  
180 not be reduced if a millage rate reduction results from the  
181 imposition of a school district income tax, but shall be  
182 reduced if a millage rate reduction results from an  
183 increase in state aid based upon the foundation formula.

184 There is hereby appropriated from the general fund of  
185 the state to the department of public instruction funds  
186 sufficient to pay the guaranteed state aid. The state  
187 comptroller shall pay this aid no later than May fifteenth  
188 in 1973, 1974, and 1975.

189 Sec. 8. MAXIMUM MILLAGE. The total tax caused to  
190 be levied by a school district in 1972 for the foundation  
191 property tax and the additional school property tax as pro-  
192 vided in section six (6) of this Act shall be the maximum  
193 millage which the school board may cause to be levied for  
194 school general fund purposes in subsequent years, except  
195 as otherwise provided in this division. If a school district  
196 cannot meet its general fund budget by a combination of  
197 state aid based upon the foundation formula, and the maximum  
198 property tax millage permitted under this section, the  
199 school board may apply to the school budget review committee  
200 for an allotment of any special funds appropriated for this  
201 purpose, and if its application is refused, may hold a  
202 special election on the question of whether to adopt a school  
203 district income surtax, or to increase its millage levy, or  
204 both. However the school budget review committee may authorize  
205 a school district to increase the property tax millage levy up  
206 to three mills for general fund purposes over the limitations  
207 provided in this section, if within the boundaries of that  
208 district there has been a closing of a school resulting in  
209 a substantial increase in public school enrollment in that  
210 district.

211 Sec. 9. SCHOOL BUDGET REVIEW COMMITTEE. A school  
212 budget review committee is established, which consists  
213 of the superintendent of public instruction, the state  
214 comptroller, and three members appointed by the governor  
215 to represent the public and to serve three-year staggered  
216 terms. Those serving as public members on the effective  
217 date of this Act shall continue to serve out their unexpired  
218 terms. The school budget review committee shall meet and  
219 hold hearings to carry out the provisions of section ten (10)  
220 of this Act. It may call in school board members and employees  
221 as necessary for the hearings. Legislators shall be notified  
222 of hearings concerning school districts in their constituencies.  
223 The committee shall adopt its own rules of procedure. The  
224 superintendent of public instruction shall serve as chairman,  
225 and the state comptroller shall serve as secretary. The  
226 committee members representing the public are entitled to  
227 receive a per diem equal to the per diem of members of the



228 board of public instruction, and their necessary travel and  
229 other expenses while engaged in their official duties. Ex-  
230 pense payments shall be made from appropriations to the  
231 department of public instruction.

232 Not later than December first for the following school  
233 year, the board of directors of each school district shall  
234 set a tentative limitation in dollars of the amount the  
235 district may spend on each program in the system as defined  
236 by the school budget review committee and in the form so  
237 prescribed. This prospectus of program and allotted dollars  
238 as approved by the board of directors shall guide the super-  
239 intendent when preparing the proposed budget for the following  
240 school year. These limitations submitted by the board of  
241 directors to the superintendent of schools for the district  
242 shall be promptly forwarded to the school budget review  
243 committee.

244 Sec. 10. DUTIES OF COMMITTEE. The school budget re-  
245 view committee may recommend to the state board of public  
246 instruction and the state comptroller the revision of any  
247 rules, regulations, directives, or forms relating to school  
248 district budgeting and accounting, confer with local school  
249 boards or their representatives and make recommendations  
250 relating to any budgeting or accounting matters, and may  
251 direct the superintendent of public instruction or the state  
252 comptroller to make studies and investigations of school costs  
253 in any school district whose budget has been submitted to the  
254 committee. The committee shall report to each session of the  
255 general assembly, which report shall include any recommended  
256 changes in laws relating to school districts, and shall set  
257 out the number of hearings held pursuant to this Act, the  
258 reasons for any authorized increases in school costs, and other  
259 information as the committee deems advisable.

260 If a school board applies to the school budget review  
261 committee for an allotment of special funds the committee may  
262 make an allotment from any funds appropriated specifically  
263 for this purpose, making allowance for prorating the appro-  
264 priated funds among the districts who apply, in proportion  
265 to their needs. The committee, in determining whether to  
266 grant special funds, shall consider unique and unusual cir-  
267 cumstances including, but not limited to, unusual increases  
268 or decreases in enrollments, natural disasters, unusual  
269 transportation problems, and initial staffing problems.

270 The school budget review committee may call in any  
271 county board of education or joint county board of education  
272 for the purpose of reviewing its budget as it relates to  
273 the individual districts within the county.

274 Sec. 11. SPECIAL ELECTION. A school board may submit  
275 the question of whether to adopt a school district income  
276 surtax at a special election as provided in chapter two  
277 hundred seventy-seven (277) of the Code.

278 The question submitted to the voters shall state the  
279 specific rate of school district income surtax which will  
280 be imposed upon individuals residing in the school district  
281 on December thirty-first of that year, or for fiscal year  
282 taxpayers, on the last day of their tax year falling after  
283 the adoption of the income surtax, in order to meet the

284 school district's general fund budget as proposed. The  
285 surtax rate is determined by dividing the additional amount  
286 needed to meet the district's general fund budget by the  
287 amount of state individual income tax paid by individuals  
288 residing in the school district on December thirty-first  
289 of the last preceding year for which accurate figures are  
290 available, or for fiscal year taxpayers on the last day of  
291 their tax year falling after the adoption of the income  
292 surtax. For purposes of this Act the words "state individual  
293 tax paid" shall mean the tax computed under section four  
294 hundred twenty-two point five (422.5), Code of Iowa, less  
295 the deductions allowed in section four hundred twenty-two  
296 point twelve (422.12), Code of Iowa.

297 If a majority of those voting favors adoption of the  
298 proposed budget and the specified school district income  
299 surtax, the tax shall be imposed as provided in section  
300 twelve (12) of this Act.

301 If a majority of those voting does not favor adoption  
302 of the proposed budget and the specified school district  
303 income surtax, the school board shall reduce its general  
304 fund budget to the amount which can be met by its maximum  
305 property tax millage and its state aid.

306 The school board shall certify the result of an  
307 election required under this section to the school budget  
308 review committee, to the county auditor, to the director of  
309 revenue, and to the state comptroller, within ten days  
310 following the election. The school board shall publish in  
311 an official newspaper the income surtax rate.

312 A school board may also submit, at a special election  
313 held pursuant to chapter two hundred seventy-seven (277)  
314 of the Code, the question of whether the district may  
315 increase its millage levy for the general fund beyond the  
316 maximum otherwise provided in section eight (8) of this  
317 division, in lieu of or in addition to adopting a school  
318 district income surtax. The question submitted to the  
319 voters shall include a statement of the maximum number of  
320 additional mills the board may cause to be levied for the  
321 general fund. If a school board is authorized by the voters  
322 to cause an additional number of mills to be levied, the  
323 school board may certify only the additional amount actually  
324 needed, but not to exceed the maximum authorized. If the  
325 school board submits to the voters only a single question of  
326 whether to increase spending by means of an increase in the  
327 millage rate or by means of a combination of a school  
328 district income surtax and a millage increase, a majority  
329 of those voting may authorize a millage increase. If the  
330 board submits the question of whether to adopt a school  
331 district income surtax or a millage increase in the alternative,  
332 it shall also place on the ballot the alternative of approving  
333 neither one, and in this case a number of votes equal to  
334 thirty-five percent of those voting is required in favor of  
335 either proposition in order to authorize either the adoption  
336 of a school district income surtax or an increase in the  
337 general fund millage levy.

338 Sec. 12. SCHOOL DISTRICT INCOME TAX. If the voters

339 of a school district approve the imposition of a school  
340 district income surtax of a specified rate, the school  
341 board shall impose the tax by resolution, as a surtax on  
342 the state individual income tax paid on incomes received  
343 during the current calendar year by taxpayers residing in  
344 the school district on December thirty-first of the current  
345 year, or for fiscal year taxpayers, on the last day of  
346 their tax year falling after the adoption of the income  
347 surtax.

348 A local school district income surtax or as much thereof  
349 as may be necessary, imposed after approval by the voters  
350 shall continue to be in effect in that school district until  
351 the school board finds that the surtax or a part thereof is  
352 unnecessary, or until the amount of the surtax is altered by  
353 another election. If a school board increases its general  
354 fund budget so that it cannot be met by the combination of its  
355 maximum property tax, state aid based on the foundation  
356 formula, and the approved school district income surtax, the  
357 school board may hold another election as provided in section  
358 eleven (11) of this Act, to submit the question of whether  
359 to alter the surtax rate for the district.

360 At least once every five years, if a school district income  
361 surtax is found to be necessary, the school board shall submit  
362 to the voters of the school district, at the regular school  
363 election or at a special election, the question of whether  
364 to continue imposition of the established school district  
365 income surtax. If a majority of those voting does not approve  
366 continuation of the school district income surtax, the school  
367 board may reduce its general fund budget to the amount which  
368 can be met by its maximum property tax millage and state aid,  
369 or may reduce the budget and submit to the voters the question  
370 of imposition of a lesser rate of school district income  
371 surtax, as provided in section eleven (11) of this Act. If  
372 the voters refuse to approve any school district income sur-  
373 tax, the school board shall reduce its budget accordingly.

374 Sec. 13. STATUTES APPLICABLE. The director of revenue  
375 shall administer any school district income surtax imposed  
376 under section twelve (12) of this Act, and all the provisions  
377 of sections four hundred twenty-two point twenty-two (422.22)  
378 through four hundred twenty-two point thirty-one (422.31),  
379 inclusive, and four hundred twenty-two point seventy-three  
380 (422.73) of the Code, shall apply in respect to administration  
381 of the school district income surtax.

382 Sec. 14. FORM AND TIME OF RETURN. The school district  
383 income surtax shall be made a part of the Iowa individual  
384 income tax return subject to the conditions and restrictions  
385 set forth in section four hundred twenty-two point twenty-one  
386 (422.21) of the Code.

387 Sec. 15. DEPOSIT OF SCHOOL DISTRICT INCOME SURTAX.  
388 The director of revenue shall deposit all moneys received  
389 as school district income surtax to the credit of each  
390 district from which the moneys are received, in a "school  
391 district income surtax fund" which is established in the  
392 office of the treasurer of state.

393 Sec. 16. SCHOOL DISTRICT INCOME SURTAX CERTIFICA-  
TION.

394 On or before October twentieth each year, the director of  
395 revenue shall make an accounting of the school district  
396 income surtax collected under this Act applicable to tax  
397 returns for the last preceding calendar year or for fiscal  
398 year taxpayers, on the last day of their tax year falling  
399 after the adoption of the income surtax, from taxpayers in  
400 each of the various school districts in the state and certify  
401 to the state comptroller and the state department of public  
402 instruction the amount of total school district income surtax  
403 credited from the taxpayers of each school district. Additional  
404 returns in process, if any, at the time of certification shall  
405 be completed and the additional amount of school district  
406 income surtax reported to the state comptroller for distribution  
407 back to the school district with the first installment of the  
408 following school year.

409 Sec. 17. SCHOOL DISTRICT INCOME SURTAX DISTRIBU-  
TION.

410 The state comptroller shall draw warrants in payment of  
411 the amount of tax payable to each of the school districts in  
412 two installments to be paid on approximately the first day  
413 of December and the first day of February, and cause the  
414 same to be delivered to the respective school districts.

415 Sec. 18. DEPOSIT IN GENERAL FUND. All amounts  
416 received by a school district under the provisions of  
417 sections two (2), four (4), ten (10), and seventeen (17)  
418 of this Act shall be deposited in the school general fund,  
419 and may be used for any school general fund purpose.

420 Sec. 19. Section two hundred ninety-eight point one  
421 (298.1), Code 1971, is amended as follows:

422 298.1 SCHOOL TAXES. The board of each school corporation  
423 shall estimate the amount of the proposed expenditures and  
424 proposed receipts for the general school purposes at a time  
425 and in a manner to effectuate the provisions of [chapter 442]  
426 *sections 1 through 18, inclusive, of this Act.* Compliance  
427 with chapter 24 shall be observed.

428 [Prior to compliance with section 24.9, the superintendent  
429 of the county school systems shall call a joint meeting of  
430 school superintendents and school board members for all of  
431 the local districts within the county basic school tax unit.  
432 The time and place for such joint meetings shall be set by the  
433 superintendent of the county school system.]

434 [The purpose of the joint meeting shall be for a review  
435 of the budgets of the several school districts within the  
436 county basic school tax units, and for the discussion of  
437 common problems within the county basic unit.]

438 Sec. 20. Section four hundred twenty-two point sixty-  
439 five (422.65), Code 1971, is amended as follows:

440 422.65 ALLOCATION OF REVENUE. [Ten] *Fifty-five percent*  
441 of the total moneys received from the franchise tax shall  
442 be deposited in the state general fund. The remaining moneys  
443 received from the franchise tax shall be deposited in a  
444 franchise tax fund hereby established in the office of the

445 treasurer of state, and shall be paid quarterly on warrants  
446 by the state comptroller, after certification by the director  
447 of revenue, as follows:

448 [1. Fifty percent to the basic school tax equalization  
449 fund of the basic school tax unit from which the tax is  
450 collected, to be distributed in the same manner as other  
451 funds in the basic school tax equalization fund.]

452 [2. Thirty] 1. *Sixty* percent to the general fund of  
453 the city or town from which the tax is collected.

454 [3. Twenty] 2. *Forty* percent to the general fund of  
455 the county from which the tax is collected.

456 If the financial institution maintains one or more  
457 offices for the transaction of business, other than its  
458 principal office, a portion of its franchise tax shall be  
459 allocated to each office, based upon a reasonable measure  
460 of the business activity of each office. The director of  
461 revenue shall prescribe, for each type of financial institution,  
462 a method of measuring the business activity of each office.  
463 Financial institutions shall furnish all necessary information  
464 for this purpose at the request of the director.

465 Quarterly, the director of revenue shall certify to  
466 the treasurer of state the amounts to be paid to each [basic  
467 school tax unit,] city, town, and county from the franchise  
468 tax fund. All moneys received from the franchise tax are  
469 hereby appropriated according to the provisions of this  
470 section.

471 Sec. 21. Section four hundred thirty A point three  
472 (430A.3), Code 1971, is amended as follows:

473 430A.3 LEVY. There is hereby imposed upon capital  
474 employed in the business of making loans or investments within  
475 the state of Iowa, as determined under the provisions of this  
476 chapter, a tax of five mills on each dollar of such capital;  
477 such tax to be considered a tax upon moneys and credits of  
478 such corporations which shall be levied by the board of  
479 supervisors, and placed upon the tax list and collected by  
480 the county treasurer. The amount collected in each taxing  
481 district in cities and towns shall be apportioned twenty  
482 percent to the county general fund, thirty percent to the  
483 city or town general fund, and fifty percent to the [basic  
484 school tax equalization fund] *general fund of the school*  
485 *district where collected*, and the amount collected in each  
486 taxing district outside of cities and towns shall be apportioned  
487 fifty percent to the county general fund and fifty percent  
488 to the [basic school tax equalization fund] *general fund of the*  
489 *school district where collected*. The term "loans" as used  
490 herein shall mean the lending of money to members of the general  
491 public upon other than real estate security. The term  
492 "investments" as used herein shall mean the discounting,  
493 purchasing, or otherwise acquiring notes, mortgages, sales  
494 contracts, debentures, or any other evidences of indebtedness,  
495 based upon other than real estate security when such invest-  
496 ments are made in connection with loans made to members of  
497 the general public in the state of Iowa or in the courts of  
498 any operations having as their effect the financing of

499 business transactions within the state of Iowa resulting  
500 in the incurring of any indebtedness based upon security  
501 other than real estate security.

502 Sec. 22. Chapter four hundred forty-two (442), Code  
503 1971, is repealed.

504

#### DIVISION 2

505 Sec. 23. Section four hundred twenty-two point forty-  
506 three (422.43), unnumbered paragraphs one (1), two (2),  
507 seven (7), and eight (8), Code 1971, are amended as follows:

508 There is hereby imposed a tax of [three] *four* percent  
509 upon the gross receipts from all sales of tangible personal  
510 property, consisting of goods, wares, or merchandise,  
511 except as otherwise provided in this division, sold at  
512 retail in the state to consumers or users; a like rate of  
513 tax upon the gross receipts from the sales, furnishing or  
514 service of gas, electricity, water, heat, and communication  
515 service, including the gross receipts from such sales by  
516 any municipal corporation furnishing gas, electricity, water,  
517 heat, and communication service to the public in its pro-  
518 prietary capacity, except as otherwise provided in this  
519 division, when sold at retail in the state to consumers or  
520 users; and a like rate of tax upon the gross receipts from  
521 all sales of tickets or admissions to places of amusement,  
522 athletic events including those of educational institutions,  
523 fairs; and a like rate of tax upon that part of private club  
524 membership fees or charges paid for the privilege of partici-  
525 pating in any athletic sports provided club members.

526 There is hereby imposed a tax of [three] *four* percent  
527 upon the gross receipts derived from the operation of all  
528 forms of amusement devices and commercial amusement enter-  
529 prises operated or conducted within the state of Iowa,  
530 such tax to be collected from the operator in the same  
531 manner as is provided for the collection of taxes upon  
532 the gross receipts of tickets or admission as provided in  
533 this section.

534 The tax herein levied shall be computed and collected  
535 as hereinafter provided. The tax herein imposed shall be  
536 at the rate of [three] *four* percent.

537 There is hereby imposed, a tax of [three] *four* percent  
538 upon the gross receipts from the rendering, furnishing, or  
539 performing of services as defined in section 422.42.

540 Sec. 24. Section four hundred twenty-two point forty-  
541 five (422.45), Code 1971, is amended by adding the following  
542 new subsection:

543 Gross receipts from the sales of prescription drugs.

544 Sec. 25. Section four hundred twenty-three point two  
545 (423.2), Code 1971, is amended as follows:

546 423.2 IMPOSITION OF TAX. An excise tax is hereby  
547 imposed on the use in this state of tangible personal property  
548 purchased for use in this state, at the rate of [three] *four*  
549 percent of the purchase price of such property. Said tax is  
550 hereby imposed upon every person using such property within  
551 this state until such tax has been paid directly to the  
552 county treasurer or department of public safety to a

553 retailer, or to the department as hereinafter provided.  
554 An excise tax is hereby imposed on the use in this state of  
555 services enumerated in section 422.43 at the rate of [three]  
556 four percent. Said tax shall be applicable where services  
557 are rendered, furnished, or performed in this state or where  
558 the product or result of such service is used in this state.  
559 Such tax is imposed on every person using such services or  
560 the product of such services in this state until such user  
561 has paid such tax either to an Iowa use tax permit holder or  
562 has paid such tax to the department of revenue.

563 Sec. 26. Section four hundred twenty-two point forty-  
564 five (422.45), Code 1971, is amended by adding the following  
565 new subsection:

566 The gross receipts from sales of tangible personal  
567 property used or to be used as railroad rolling stock for  
568 transporting persons or property, or as materials or parts  
569 therefor.

570 Sec. 27. Section four hundred twenty-three point four  
571 (423.4), Code 1971, is amended by adding the following new  
572 subsection:

573 Tangible personal property used or to be used as rail-  
574 road rolling stock for transporting persons or property, or  
575 as materials or parts therefor.

576 Sec. 28. Section four hundred twenty-two point fifty-  
577 two (422.52), subsection one (1), Code 1971, is amended as  
578 follows:

579 1. The tax levied hereunder shall be due and payable  
580 in quarterly installments on or before the last day of the  
581 month next succeeding each quarterly period, the first of  
582 such quarterly periods being the period commencing with  
583 April 1, 1937, and ending on the thirtieth day of June, 1937;  
584 provided, however, commencing with the period beginning  
585 January 1, 1966, every retailer who collects more than  
586 five hundred dollars in retail sales taxes in any one month  
587 commencing with January 1, 1966, shall deposit with the depart-  
588 ment or in a depository bank designated by the director, said  
589 sum, made out on a deposit form for the month in such form  
590 and manner as may be prescribed by the director, said  
591 deposit form being due on or before the [twentieth] last day  
592 of the month next succeeding the month of collection, except  
593 no deposit will be required for the third month of the calendar  
594 quarter and the total quarterly amount, less the amounts  
595 deposited for the first two months of the quarter, will be  
596 due with the quarterly report on the last day of the month  
597 succeeding the month of collection. Said monthly  
598 remittance procedure shall be optional for any sales tax  
599 permit holder whose average monthly collection of tax  
600 amounts to more than twenty-five dollars and less than five  
601 hundred dollars. If the exact amounts of the taxes due  
602 on the monthly deposit form are not ascertainable by the  
603 retailer, or would work undue hardship in the computation  
604 of the taxes due by the retailer, the director may provide  
605 by rules and regulations alternative procedures for estimat-  
606 ing the amounts (but not the dates) so due by the retailers.  
607 The form so prescribed by the director shall be referred to  
608 as "retailers monthly tax deposit". Deposit forms shall be

609 signed by the retailer or his duly authorized agent, and  
 610 must be duly certified by him to be correct. The director  
 611 may authorize incorporated banks and trust companies which are  
 612 depositories or financial agents of the United States, or of  
 613 this state, to receive any tax imposed under this chapter,  
 614 in such manner, at such times and under such conditions as  
 615 the director may prescribe. The director shall prescribe  
 616 the manner, times, and conditions under which the receipt of  
 617 such tax by such banks and trust companies is to be treated  
 618 as payment of such tax to the department.

619 Sec. 29. The tax imposed under sections twenty-three  
 620 (23) and twenty-five (25) of this Act shall be at the rate  
 621 of three percent on the sales and use of tangible personal  
 622 property and the sale of taxable services, either of which  
 623 is used in the performance of a building or construction  
 624 contract executed prior to the effective date of this  
 625 Act.

### 626 DIVISION 3

627 Sec. 30. Chapter four hundred twenty-two (422),  
 628 Code 1971, is amended by adding the following new  
 629 section:

630 "Commencing January 1, 1972, every resident individual  
 631 shall be entitled to a sales tax credit against any tax  
 632 due resulting from income earned in the year 1971 and each  
 633 year thereafter with respect to himself and each of the  
 634 persons for whom he is entitled to claim as a personal  
 635 exemption for purposes of the personal income tax imposed  
 636 under division two (2) of this chapter, whether or not the  
 637 resident individual is required to file a personal income  
 638 tax return or pay the tax. If no tax is due, the amount of  
 639 the sales tax credit shall be refunded.

640 The amount of the sales tax credit shall be computed  
 641 in accordance with the following table:

642 If the net income of the 643 resident individual is 644 645	646 The credit allowed to resident 647 individual for himself and for 648 each person for whom he is entitled 649 to claim a personal exemption is:
646 Under \$1,000	\$12
647 \$1,000 or over and less than \$2,000	10
648 \$2,000 or over and less than \$3,000	7
649 \$3,000 or over and less than \$4,000	5
650 \$4,000 or over and less than \$5,000	3

651 The amount of the sales tax credit shall be allowed as  
 652 a credit against the personal income tax imposed under the  
 653 provisions of this chapter, provided the resident individual  
 654 claims the sales tax credit on his personal income tax  
 655 return filed under section four hundred twenty-two point  
 656 thirteen (422.13) of the Code. If the income tax due a  
 657 resident individual shown by personal income tax return is  
 658 less than the full amount of the sales tax credit to which  
 659 he is entitled pursuant to this section, the excess of the  
 660 sales tax credit over the income tax due shall be refunded  
 661 to him by the department of revenue.

662 No resident individual shall be eligible to claim a  
 663 sales tax refund if the individual has been claimed as



664 a dependent on another resident individual's income tax  
665 return.

666 No resident individual may receive more than one sales  
667 tax refund. The sales tax refund must be claimed by the  
668 individual on his income tax return and such individual  
669 must claim the sales tax refund for all dependents claimed  
670 on the return.

671 If any resident individual entitled to a sales tax  
672 credit under this section is not otherwise required to file  
673 an income tax return, the sales tax credit to which he is  
674 entitled shall be refunded to him upon furnishing proof, as  
675 required by the director of revenue, of his personal income  
676 and the number of his personal exemptions to the department  
677 of revenue.

678 The department of revenue shall promulgate rules and  
679 regulations with respect to refunds for this section includ-  
680 ing the manner and requirements for claiming the credit for  
681 or refund of the amount thereof in the same manner as state  
682 income tax refunds, and in accordance with the provisions  
683 of sections four hundred twenty-two point sixteen (422.16)  
684 and four hundred twenty-two point seventy-four (422.74)  
685 of the Code.

686 If the combined net income of the husband and wife  
687 exceeds five thousand dollars, neither the husband or wife  
688 shall receive any benefits under the provisions of this  
689 section. In computing net income, the net income of the  
690 husband and wife shall be added together to determine the  
691 appropriate sales tax credit.

692 For the purposes of this section, 'resident individual'  
693 means any person who has resided in this state for a full  
694 taxable year."

695 Sec. 31. The provisions of section thirty (30), of  
696 this Act shall become effective January 1, 1972.

#### 697 DIVISION 4

698 Sec. 32. Section four hundred twenty-two point sixty-  
699 nine (422.69), Code 1971, is amended by adding the following  
700 new subsection:

701 "A 'municipal assistance fund' is created in the  
702 office of the treasurer of state. Annually, prior to  
703 December thirty-first, the treasurer of state shall trans-  
704 fer an amount equal to one-fourth of the net receipts of  
705 one cent of the sales tax collected under division four  
706 (IV) of this chapter during the last preceding fiscal year  
707 into the municipal assistance fund for distribution to  
708 cities and towns. On or before December thirty-first, the  
709 state comptroller shall distribute the moneys in the municipal  
710 assistance fund to each city and town in the state in the pro-  
711 portion that the population of each city and town is to the  
712 total population of all cities and towns in the state. How-  
713 ever, the comptroller shall in no event distribute in any  
714 year to any city or town an amount in excess of one-half  
715 the amount to be collected from property tax levies by that  
716 city or town for that year. Any moneys remaining in the  
717 municipal assistance fund as a result of this limitation, or  
718 for any other reason, shall be retained in the fund and be

719 available for distribution the following year. The moneys  
720 in the municipal assistance fund are appropriated for this  
721 purpose.

722 a. The population of each city and town shall be  
723 determined by the latest available federal census. An  
724 incorporated city or town may have one special federal  
725 census taken each decade, and the population figure  
726 obtained shall be used in apportioning amounts under this  
727 subsection beginning the calendar year following the year  
728 in which the special census is certified to the secretary  
729 of state.

730 b. In any case where an incorporated city or town  
731 has been incorporated since the latest available federal  
732 census, the mayor and council shall certify to the treasurer  
733 of state the actual population of the incorporated city or  
734 town as of the date of incorporation and its apportionment  
735 of funds under this subsection shall be based upon such  
736 certification until the next federal census enumeration.  
737 Any community which has dissolved its incorporation shall  
738 not receive any apportionment of funds under this subsection  
739 after its dissolution.

740 c. In any case where an incorporated city or town  
741 has annexed any territory since the last regular or special  
742 federal census, the mayor and council shall certify to the  
743 treasurer of state the actual population of the annexed  
744 territory as determined by the last certified federal census  
745 of the territory and the apportionment of funds under this  
746 subsection shall be based upon the population of the city  
747 or town as modified by the certification of the population  
748 of the annexed territory until the next regular or special  
749 federal census enumeration.

750 d. In any case where two or more incorporated cities  
751 or towns have consolidated, the apportionment of funds under  
752 this subsection shall be based upon the population of the  
753 incorporated city or town resulting from the consolidation  
754 and shall be determined by combining the population of all  
755 incorporated cities and towns involved in the consolidation  
756 as determined by the last regular or special federal census  
757 enumeration for the consolidating city or town."

758 Sec. 33. Section twenty-six point six (26.6), Code 1971,  
759 is amended as follows:

760 26.6 POPULATION OF COUNTIES, TOWNSHIPS, CITIES,  
AND

761 TOWNS. Whenever the population of any county, township,  
762 city, or town is referred to in any law of this state, it  
763 shall be determined by the last certified, or certified and  
764 published, official census unless otherwise provided. How-  
765 ever, the population figure disclosed for any city or town  
766 as the result of a special federal census as modified as  
767 the result of consolidation or annexation in the manner  
768 provided in sections 312.3, and 123.50, shall be considered  
769 for no other purposes than the application of sections 123.50  
770 [and], 312.3 and the provisions of section 32 of this Act.  
771 Whenever a special federal census is hereafter taken by any  
772 city or town, the mayor and council shall certify the said

773 census as soon as possible to the secretary of state and to  
 774 the treasurer of state as otherwise herein provided, and fail-  
 775 ing to do so, the treasurer of state shall, after six months  
 776 from the date of said special census, turn over such moneys  
 777 as authorized by sections 123.50 and 312.3 to the general  
 778 fund of the state, and continue to do so until such time as  
 779 certification by said mayor and council is made, or until the  
 780 next decennial federal census. If there be a difference  
 781 between the original certified record in the office of the  
 782 secretary of state and the published census the former shall  
 783 prevail.”

784

#### DIVISION 5

785 Sec. 34. Section four hundred twenty-two point five  
 786 (422.5), Code 1971, is amended by striking subsections  
 787 four (4) through seven (7), inclusive, and inserting in  
 788 lieu thereof the following:

789 4. On the fourth thousand dollars of taxable income,  
 790 or any part thereof, three and one-quarter percent.

791 5. On the fifth, sixth, and seventh thousand dollars  
 792 of taxable income, or any part thereof, four and six-tenths  
 793 percent.

794 6. On the eighth and ninth thousand dollars of taxable  
 795 income, or any part thereof, six percent.

796 7. On all taxable income over nine thousand dollars  
 797 and not exceeding twenty-five thousand dollars, seven  
 798 percent.

799 8. On all taxable income over twenty-five thousand  
 800 dollars and not exceeding fifty thousand dollars, eight percent.

801 9. On all taxable income over fifty thousand dollars,  
 802 nine percent.

803 Sec. 35. Section four hundred twenty-two point thirty-  
 804 three (422.33), unnumbered paragraph one (1), Code 1971, is  
 805 amended as follows:

806 A tax is hereby imposed upon each corporation organized  
 807 under the laws of this state, and upon every foreign corpora-  
 808 tion doing business in this state, annually in an amount  
 809 computed by applying the following rates of taxation to  
 810 the net income received by the corporation during the income  
 811 year:

812 On the first twenty-five thousand dollars of taxable  
 813 income, or any part thereof, the rate of [four] *five* percent.

814 On taxable income between twenty-five thousand dollars  
 815 and one hundred thousand dollars or any part thereof, the  
 816 rate of [six] *seven* percent.

817 On taxable income of one hundred thousand dollars or  
 818 more, the rate of [eight] *nine* percent.

819 Sec. 36. Section four hundred twenty-two point thirty-  
 820 three (422.33), subsection one (1), paragraph “b”, unnumbered  
 821 paragraph four (4) is amended as follows:

822 The gross sales of the corporation within the state shall  
 823 be taken to be the gross sales from goods [sold and] delivered  
 824 within the state, excluding deliveries for transportation out  
 825 of the state.

826 Sec. 37. Section four hundred twenty-two point sixty-  
 827 nine (422.69), Code 1971, is amended by striking subsection

828 two (2).

829 Sec. 38. Section four hundred twenty-two point seventy-  
830 eight (422.78), Code 1971, is repealed.

831 Sec. 39. The provisions of section thirty-five (35)  
832 of this Act shall be effective January 1, 1971, for all  
833 taxable years commencing on or after January 1, 1971, and  
834 to this extent section thirty-five (35) of this Act is  
835 retroactive.

836 Sec. 40. The provisions of section thirty-four (34)  
837 shall be effective for all taxable income earned from and  
838 after January 1, 1972 and sections thirty-seven (37), and  
839 thirty-eight (38) of this Act shall be effective January 1,  
840 1972.

#### 841 DIVISION 6

842 Sec. 41. SHORT TITLE. This division may be cited as  
843 the "Tax Relief Act for Elderly and Totally Disabled Home-  
844 owners".

845 Sec. 42. PURPOSE. The purpose of this division is  
846 to provide relief, through a system of income tax credits  
847 and refunds and appropriations from the general fund, to  
848 certain persons who own their homestead.

849 Sec. 43. DEFINITIONS. As used in this division:

850 1. "Income" means the sum of federal adjusted gross  
851 income as defined in the Internal Revenue Code of the  
852 United States (1954), the amount of capital gains excluded  
853 from adjusted gross income, alimony, support money, non-  
854 taxable strike benefits, cash public assistance and relief  
855 (not including relief granted under this division), the  
856 gross amount of any pension or annuity (including railroad  
857 retirement benefits, all payments received under the federal  
858 social security act, state unemployment insurance laws, and  
859 veteran's disability pensions), nontaxable interest received  
860 from the federal government or any of its instrumentalities,  
861 workmen's compensation, and the gross amount of "loss of time"  
862 insurance. It does not include gifts from nongovernmental  
863 sources, or surplus foods or other relief in kind supplied  
864 by a governmental agency.

865 2. "Household" means a claimant and spouse.

866 3. "Household income" means all income received by  
867 all persons of a household in a calendar year while members  
868 of the household.

869 4. "Homestead" means the dwelling, owned by the  
870 claimant, and so much of the land surrounding it, not  
871 exceeding one acre, as is reasonably necessary for use of  
872 the dwelling as a home, and may consist of a part of a  
873 multi-dwelling or multi-purpose building and a part of the  
874 land upon which it is built. ("Owned" includes a vendee  
875 in possession under a land contract and of one or more joint  
876 tenants or tenants in common.) It does not include personal  
877 property such as furniture, furnishings or appliances.

878 5. "Claimant" means a person who is sixty-five years  
879 of age or older or is totally disabled and has filed a  
880 claim under this division and was domiciled in this state  
881 during the entire calendar year preceding the year in

882 which he files claim for relief under this division. When  
883 two individuals of a household are able to meet the  
884 qualifications for a claimant, they may determine between  
885 them as to whom the claimant shall be. If they are unable  
886 to agree, the matter shall be referred to the director of  
887 the department of revenue and his decision shall be final.  
888 If a homestead is occupied by two or more individuals, and  
889 more than one individual is able to qualify as a claimant,  
890 and some or all the qualified individuals are not related,  
891 the individuals may determine among them as to whom the  
892 claimant shall be. If they are unable to agree, the matter  
893 shall be referred to the director of the department of revenue,  
894 and his decision shall be final.

895 6. "Property taxes accrued" means property taxes  
896 (exclusive of special assessments, penalties and interest)  
897 levied on a claimant's homestead in this state in 1971  
898 or any calendar year thereafter, less any credits allowed  
899 under chapter four hundred twenty-five (425) of the Code.  
900 If a homestead is owned by two or more persons or entities  
901 as joint tenants or tenants in common, and one or more  
902 persons or entities are not a member of claimant's house-  
903 hold, "property taxes accrued" is that part of property  
904 taxes levied on the homestead which reflects the ownership  
905 percentage of the claimant and his household. If a claimant  
906 and spouse own their homestead part of the preceding calendar  
907 year and rent it or a different homestead for part of the  
908 same year, "property taxes accrued" means only taxes levied  
909 on the homestead when both owned and occupied by the claimant  
910 at the time of the levy, multiplied by the percentage of  
911 twelve months that such property was owned and occupied by  
912 the household as its homestead during the preceding year.  
913 When a household owns and occupies two or more different  
914 homesteads in this state in the same calendar year, "property  
915 taxes accrued" shall relate only to that property occupied by  
916 the household as a homestead on the levy date. If a home-  
917 stead is an integral part of a larger unit such as a farm,  
918 or a multi-purpose or multi-dwelling building, property  
919 taxes accrued shall be that percentage of the total pro-  
920 perty taxes accrued as the value of the homestead is of  
921 the total value. For purposes of this subsection "unit"  
922 refers to the parcel of property covered by a single  
923 tax statement of which the homestead is a part.

924 Sec. 44. CLAIM IN PERSONAL. The right to file claim  
925 under this division shall be personal to the claimant and  
926 shall not survive his death, but such right may be exercised  
927 on behalf of a claimant by his conservator or attorney-in-  
928 fact. If a claimant dies after having filed a timely claim,  
929 the amount thereof shall be disbursed to another member of  
930 the household as determined by the director of the department  
931 of revenue. If the claimant was the only member of his  
932 household, the claim may be paid to his executor or administrator,  
933 but if neither is appointed and qualified within two years of  
934 the filing of the claim, the amount of the claim shall escheat  
935 to the state.

936 Sec. 45. CLAIM AS INCOME TAX CREDIT OR REBATE. Sub-  
937 ject

938 to the limitations provided in this division, a claimant may  
939 claim in any year as a credit against Iowa income taxes other-  
940 wise due on his income, property taxes accrued. If the  
941 allowable amount of such claim exceeds the income taxes other-  
942 wise due on claimant's income, or if there are no Iowa income  
943 taxes due on claimant's income, the amount of the claim not  
944 used as an offset against income taxes, after certification  
945 by the director of the department of revenue, shall be paid  
946 to claimant from the general fund. No interest shall be  
947 allowed on any payment made to a claimant pursuant to this  
948 division.

949 Sec. 46. FILING DATE. A claim shall be filed with the  
950 director of revenue no later than April thirtieth of the year  
951 property taxes accrued are due and payable.

952 Sec. 47. SATISFACTION OF OUTSTANDING TAX LIABILI-  
953 TIES.

954 The amount of any claim otherwise payable under this division  
955 may be applied by the department of revenue against any  
956 debt owing the state of Iowa by the claimant, or his or  
957 her spouse who was a member of the claimant's household  
958 in the year to which the claim relates.

959 Sec. 48. ONE CLAIM PER HOUSEHOLD. Only one claimant  
960 per household per year shall be entitled to relief under  
961 this division.

962 Sec. 49. LIMITS. The amount of any claim pursuant  
963 to this division shall be determined to the nearest dollar  
964 amount in accordance with the following schedule:

965 Household	965 Percent
966 Income Range	966 of Tax
967 0 - 1,000	967 (75) percent of property
968 1,001 - 2,000	968 (60) percent of property
969 2,001 - 3,000	969 (45) percent of property
970 3,001 - 4,000	970 (30) percent of property
971 4,001 - 5,000	971 (15) percent of property
972 Over 5,000	972 not eligible

973 Sec. 50. ADMINISTRATION. The director of the depart-  
974 ment of revenue shall make available suitable forms with  
975 instructions for claimants, including a form which may be  
976 included with or as a part of the individual income tax  
977 blank. The claim shall be in such form as the director  
978 of the department of revenue may prescribe.

979 Sec. 51. PROOF OF CLAIM. Every claimant under this  
980 division shall supply to the department of revenue, in  
981 support of his claim, a verified statement showing that  
982 he was sixty-five years of age or totally disabled on or  
983 before the date of filing the claim, property taxes  
984 accrued, changes of homestead, household membership,  
985  
986  
987

988 household income, size and nature of property claimed  
989 as the homestead and a statement that the property taxes  
990 accrued and used for purposes of this division have been or  
991 will be paid by him and that there are no delinquent prop-  
992 erty taxes on the homestead. All persons living in the  
993 household who have attained their majority shall join in the  
994 signing and verification of said statement or the claim shall  
995 be denied.

996 Sec. 52. AUDIT OF CLAIM. If on the audit of any  
997 claim filed under this division the director of the depart-  
998 ment of revenue determines the amount to have been incorrectly  
999 determined, he shall redetermine the claim and notify the  
1000 claimant of the redetermination and his reasons for it. The  
1001 redetermination shall be final unless appealed within thirty  
1002 days of notice to the district court of the county wherein  
1003 the property was situated on which property taxes accrued  
1004 or rent constituting property taxes was paid.

1005 Sec. 53. DENIAL OF CLAIM. If it is determined that a  
1006 claim is excessive and was filed with fraudulent intent,  
1007 the claim shall be disallowed in full, and, if the claim  
1008 has been paid or a credit has been allowed against income  
1009 taxes otherwise payable, the credit shall be canceled and  
1010 the amount paid may be recovered by assessment (as income  
1011 taxes are assessed), and the assessment shall bear interest  
1012 from the date of payment or credit of the claim, until  
1013 refunded or paid, at the rate of one percent per month. The  
1014 claimant in such case, and any person who assisted in the  
1015 preparation or filing of such excessive claim or supplied  
1016 information upon which such excessive claim was prepared,  
1017 with fraudulent intent, is guilty of a misdemeanor. If it  
1018 is determined that a claim is excessive and was negligently  
1019 prepared, ten percent of the corrected claim shall be  
1020 disallowed, and if the claim has been paid or credited  
1021 against income taxes otherwise payable, the credit shall  
1022 be reduced or canceled, and the proper portion of any  
1023 amount paid shall be similarly recovered by assessment  
1024 as provided in section four hundred twenty-two point  
1025 thirty (422.30) of the Code, and the assessment shall bear  
1026 interest at one percent per month from the date of payment  
1027 until refunded or paid.

1028 Sec. 54. APPEALS. Any person aggrieved by the denial  
1029 in whole or in part of relief claimed under this division,  
1030 may appeal by filing a petition within thirty days after  
1031 such denial to the district court as provided in section  
1032 fifty-two (52) of this division.

1033 Sec. 55. PUBLIC WELFARE RECIPIENTS EXCLUDED. No  
1034 claim for relief under this division shall be allowed to  
1035 any person who is a recipient of public funds for the  
1036 payment of the taxes during the period for which the claim  
1037 is filed.

1038 Sec. 56. DISALLOWANCE OF CERTAIN CLAIMS. A claim  
1039 shall be disallowed, if the department finds that the  
1040 claimant received title to his homestead primarily for  
1041 the purpose of receiving benefits under this division.

1042 Sec. 57. EXTENSION OF TIME FOR FILING CLAIMS. In  
 1043 case of sickness, absence, or other disability, or if,  
 1044 in his judgment, good cause exists, the director of the  
 1045 department of revenue may extend for a period not to  
 1046 exceed six months the time for filing a claim.

1047 Sec. 58. Section four hundred twenty-five point  
 1048 one (425.1), Code 1971, is amended by striking subsection  
 1049 five (5).

#### 1050 DIVISION 7

1051 Sec. 59. There is appropriated from the general fund  
 1052 of this state to the department of public instruction for  
 1053 the fiscal year beginning July 1, 1972 and ending June 30,  
 1054 1973, the sum of two hundred thirty-six million (236,000,000)  
 1055 dollars, or so much thereof as may be necessary, to be  
 1056 distributed to public school districts as general state aid  
 1057 in the manner provided by the general assembly.

1058 Sec. 60. The total amount of general state aid to be  
 1059 paid to each school district shall be increased annually  
 1060 by the dollar amount of the percentage growth factor for  
 1061 the state, which the state comptroller shall compute each  
 1062 year as follows:

1063 1. Determine the percent of increase or decrease in  
 1064 state revenue from taxes other than any school district  
 1065 income surtax, adjusted for changes in rates or basis,  
 1066 for each year of the last three calendar years for which  
 1067 accurate figures are available, and divide the total by  
 1068 three.

1069 2. The total general state aid for the last preceding  
 1070 school year multiplied by the percentage growth factor  
 1071 gives the additional amount of general state aid which  
 1072 shall be added to the last preceding appropriation to  
 1073 determine the appropriation for the current school year.

1074 There is appropriated annually, for the fiscal year  
 1075 beginning July 1, 1973, and each fiscal year thereafter,  
 1076 from the general fund of the state to the department of  
 1077 public instruction for general state aid to public school  
 1078 districts, an amount sufficient to carry out the provisions  
 1079 of this section.

1080 There is appropriated annually, for the fiscal year  
 1081 beginning July 1, 1973, and each fiscal year thereafter,  
 1082 from the general fund of the state to the department of  
 1083 public instruction for reimbursable aid pursuant to chapter  
 1084 two hundred eighty-one (281) of the Code, an amount sufficient  
 1085 to pay the sums as provided in sections two hundred eighty-  
 1086 one point nine (281.9) and two hundred eighty-one point  
 1087 ten (281.10) of the Code.

1088 Sec. 61. Notwithstanding any provisions of the Code,  
 1089 interstate bridges owned by a city or town may be subject  
 1090 to assessment and taxation in the discretion of the governing  
 1091 body of the city or town owning such bridge.

#### 1092 DIVISION 8

1093 Sec. 62. Section four hundred twenty-two point forty-  
 1094 five (422.45), Code 1971, is amended by adding the following  
 1095 new subsection:



1096 "The gross receipts from sales of tangible personal prop-  
 1097 erty or services to an urban transit company as defined in  
 1098 section three hundred eighty-six C point one (386C.1) of  
 1099 the Code."

1100 Sec. 63. Section four hundred twenty-three point four  
 1101 (423.4), Code 1971, is amended by adding the following new  
 1102 subsection:

1103 "Tangible personal property used by an urban transit  
 1104 company as defined in section three hundred eighty-six C  
 1105 point one (386C.1) of the Code."

1106 2. Amend the title, page 1, by striking all after the word  
 1107 "to" in line 1 and inserting in lieu thereof the following:  
 1108 "financing of governmental programs by providing state aid  
 1109 to schools, school district property taxes, imposing a school  
 1110 district income tax including administration by the director  
 1111 of revenue and adoption of administrative provisions for the  
 1112 state individual income tax including interest and penalties,  
 1113 providing for an increase in the rate of sales and use taxes,  
 1114 exempting sales of tangible personal property to urban transit  
 1115 companies from the sales and use tax, and exempting prescription  
 1116 drugs from the sales and use tax, providing for a sales tax  
 1117 credit, providing aid to cities and towns from sales tax  
 1118 receipts, relating to the taxation of interstate bridges owned  
 1119 by a city or town, relating to the state individual and  
 1120 corporate income taxes and providing that the corporation income  
 1121 tax rates are retroactive, providing property tax relief for  
 1122 the elderly and totally disabled including penalties for filing  
 1123 fraudulent claims, and appropriating moneys from the general  
 1124 fund of the state for aid to public schools."

Varley of Adair, District 84, moved the previous question on  
**House File 654**, and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 55, nays 30.

The motion having received a three-fifths majority, prevailed.

On the Den Herder motion that the House refuse to concur in the  
 Senate amendment, a non-record roll call was requested.

The ayes were 85, nays 7.

The motion prevailed and the House refused to concur in the Sen-  
 ate amendment.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills,  
 submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports

that it has examined and finds correctly enrolled: Senate Files 217, 355, 442 and 484.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 217, 355, 442 and 484.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 24, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 262, an act relating to traffic control signals.

House File 399, an act relating to exemptions from the Merit System and providing for work test appointments.

House File 420, an act relating to reduction of sentence for prisoners held in county jails.

House File 479, an act relating to the extension of operators' and chauffeurs' licenses for persons separated from military service.

House File 587, an act relating to rules of statutory construction.

House File 605, an act relating to the regulated use of ground water.

Senate Joint Resolution 10, establishing legislative compensation to be paid because of a vacancy resulting in the Senate membership.

Senate File 76, an act relating to temporary registration of snowmobiles.

Senate File 289, an act relating to providing protective eyeglass lens and frames and providing a penalty.

Senate File 308, an act relating to delegates to political party caucuses and conventions.

Senate File 345, an act to provide protection for the institutional officers of the Iowa Security Medical Facility.

Senate File 487, an act making appropriations to certain state agencies.

#### AMENDMENTS FILED

- 1 Amend House File 574 by striking from page 8, lines 17
- 2 through 27, inclusive, and inserting in lieu thereof the
- 3 following:
- 4 "Sec. 16. 1. A city may not dispose of an interest in
- 5 real property for less than fair market value except to a

6 governmental body for a public purpose.

7 2. A city may not sell an interest in real property,  
8 except as provided in subsection three (3) of this section,  
9 unless it complies with the following procedure:

10 a. The council shall advertise for sealed bids for the  
11 property by the publication of notice as provided in section  
12 three (3) of this Act.

13 b. The notice must state the time and place for filing  
14 sealed bids, the time and place when sealed bids will be  
15 opened, a legal description of the property, and any further  
16 information which the council deems pertinent.

17 c. The council shall open, announce the amount of bids,  
18 and file all bids received, at the time and place specified  
19 in the notice. The council may make the sale to the person  
20 submitting the best bid which is not less than the fair mar-  
21 ket value of the property, or may reject all bids, fix a new  
22 date for receiving bids, and order publication of a new notice.

23 3. A city may sell an interest in real property to the  
24 person who owns all the abutting private property, or may  
25 lease real property for a term of more than three years,  
26 only after holding a public hearing on the proposal, and  
27 publishing notice of the hearing as provided in section  
28 three (3) of this Act."

JESSE of Polk, District 58

1 Amend House File 574 as follows:

2 1. Page 20, line 23, strike the words "qualified voters  
3 of the territory" and insert in lieu thereof the following:

4 "unless a majority of the voters in the territory has  
5 signed the petition, the proposal shall first be submitted  
6 to the voters of the territory. If a majority of those  
7 voting in the territory approves the proposal, or if a  
8 majority of the voters in the territory has signed the  
9 petition, the proposal shall then be submitted to the  
10 voters of the city, and the proposal is authorized if a  
11 majority of those voting in the city approves".

12 2. Page 20, strike lines 24 and 25.

TAYLOR of Dubuque, District 51

1 Amend the Freeman amendment to House File 574,  
2 filed on May 24, 1971, and appearing on page 1661 of  
3 the House Journal, by striking lines 2 and 3 and  
4 inserting in lieu thereof the following:

5 "1. Page 92, line 5, by inserting after the  
6 word "city" the words "except that no project which  
7 involves gasworks or electric light and power plants  
8 and systems, shall be constructed or operated outside  
9 the State of Iowa."

FREEMAN of Buena Vista, District 15

1 Amend House File 574 as follows:

2 1. Page 167, line 27, by striking the word "quali-  
3 fied" and inserting in lieu thereof the word "eli-  
4 gible".

5 2. Page 170, line 18, by striking the word "legal"  
6 and inserting in lieu thereof the word "qualified".

- 7 3. Page 176, line 29, by inserting the word "eli-  
8 gible" before the word "voters".  
9 4. Page 177, line 11, by inserting the word "Eli-  
10 gible" before the word "voters".

UBAN of Black Hawk, District 38

- 1 Amend House 574 by striking from page 158, lines  
2 31 through 35, inclusive, by striking pages 159 through 166,  
3 inclusive, and by striking lines 1 through 12, inclusive,  
4 from page 167.

TAYLOR of Dubuque, District 51

- 1 Amend House File 574 by inserting on page 27, line 13,  
2 after the comma the words "chief of police,".

TAYLOR of Dubuque, District 51

- 1 Amend House File 708, page 2, line 10, by  
2 striking the following: "\$23,770.00" and inserting  
3 in lieu thereof the following: "\$28,270.00".

STOKES of Plymouth, District 2

- 1 Amend House File 709, page 2, line 12, by striking the  
2 figures "1,166,530.00" and "1,266,100.00" and inserting in  
3 lieu thereof the figures "1,147,030.00" and "1,246,600.00".

NORPEL of Jackson, District 52

- 1 Amend House File 710, page 2, by striking lines  
2 13 through 21, inclusive.

WELDEN of Hardin, District 32

KEHE of Bremer, District 12

FISCHER of Grundy, District 35

- 1 Amend Senate File 509 by striking everything  
2 after the enacting clause and inserting in lieu  
3 thereof the following:  
4 "Section 1. Section ninety-two point nine (92.9),  
5 unnumbered paragraph one (1), Code 1971, is amended  
6 as follows:  
7 92.9 SCHOOL TRAINING PERMITTED. The provisions  
8 of [section] sections 92.8 and 92.10 shall not apply  
9 to pupils working under an instructor in a manual  
10 training department in the public schools of the  
11 state or under an instructor in a school shop, or  
12 industrial plant, or in a course of vocational  
13 education, or to apprentices provided they are  
14 employed under all of the following conditions:."

MILLEN of Van Buren, District 99

- 1 Amend Senate File 510, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 Page 6, by adding after line 3 the following new  
4 section:  
5 "Sec. 12. Section four hundred twenty-three point  
6 twenty-four (423.24), Code 1971, is amended as follows:

7     423.24 DEPOSIT OF REVENUE. All revenue arising  
 8 under the operation of this chapter, derived from the  
 9 use tax on motor vehicles, trailers, and motor vehicle  
 10 accessories and equipment, as same may be collected  
 11 as provided by section 423.7 shall be credited to the  
 12 [general fund of the state.]  
 13 *following funds in the following manner:*  
 14     *twenty-nine percent of such revenue to the*  
 15 *secondary road fund of the counties, nine percent*  
 16 *to the farm-to-market-road fund, twenty-nine percent*  
 17 *to the street construction fund of the cities and*  
 18 *towns, and thirty-three percent to the primary road*  
 19 *fund.*

KINLEY of Polk, District 60  
 SMALL of Johnson, District 69

1     Amend Senate File 510, as amended, passed, and re-  
 2 printed by the Senate, as follows:  
 3     1. Page 2, line 7, by striking the words "general  
 4 fund." and inserting in lieu thereof the following:  
 5 "[general fund.] *following funds in the following manner:*  
 6     *a. From an amount equal to ten percent of the net*  
 7 *receipts from each two cents of the sales tax collected*  
 8 *for each dollar of sales under division four (IV) of*  
 9 *this chapter for the fiscal year there shall be allocated*  
 10 *during the last quarter of each fiscal year twenty-nine*  
 11 *percent of such amount to the secondary road fund of*  
 12 *the counties, nine percent of such amount to the farm-*  
 13 *to-market-road fund, and fifteen percent to the street*  
 14 *construction fund of the cities and towns.*  
 15     *b. All other fees, taxes, interest, and penalties*  
 16 *shall be credited to the general fund of the state."*

SMALL of Johnson, District 69

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Wednesday, May 26, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirty-sixth Calendar Day—Ninety-first Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, MAY 26, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Arnold B. Stillwell, Jr., pastor of the Bethlehem Lutheran Church, Cedar Falls, Iowa.

The Journal of Tuesday, May 25, 1971, was approved.

## PRESENTATION OF DISTINGUISHED GUEST

The Speaker presented to the House the Honorable William J. Scherle, Congressman from the Seventh District and former member of the Iowa House in the Fifty-ninth through Sixty-first General Assemblies.

The House rose and extended their welcome.

Congressman Scherle briefly addressed the House.

## PETITIONS FILED

The following petitions were received and placed on file:

By Winkelman of Calhoun, District 26, from twenty-four residents of Calhoun County, and Varley of Adair, District 84, from sixteen residents of Ringgold and Taylor Counties, opposing repeal of the Iowa meat and poultry inspection law and supporting the present law and funding.

By Andersen of Woodbury, District 23, from three hundred eight students at Morningside College favoring an increase of funding of the Iowa tuition grant program from three million dollars to four million dollars for each year of the next biennial.

By Lawson of Cerro Gordo, District 17, and Andersen of Woodbury, District 23, from one thousand four hundred taxpayers and voters of the state supporting legislation which will provide for a cost of living wage adjustment for state employees in 1971 and 1972.

By Camp of Clinton, District 73, from nine vocational-technical instructors at the Marshalltown Community College favoring House

File 457, relating to the creation of a vocational youth organization fund.

#### PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five fifth grade students from Bradshaw School, Ames, Iowa, accompanied by their teachers, Mrs. Kunert and Mr. Himan. By Egenes of Story, District 33, and Larson of Story, District 34.

Thirty eighth grade students from St. Ludmilas School, Cedar Rapids, Iowa, accompanied by Sister Marie Alice, Mrs. Neal, Mrs. Bouloin and Father Herzog. By Wells of Linn, District 44.

#### HOUSE CONCURRENT RESOLUTION 41

By Goode

*Whereas*, the United States Congress has recently enacted legislation which will increase social security benefits by as much as ten percent retroactive to January 1, 1971; and

*Whereas*, in the past when social security benefits have been increased, recipients of payments from aid to the disabled, aid to dependent children, and old age assistance, who are also recipients of social security benefits, have had their state assistance payments reduced by the Department of Social Services; and

*Whereas*, compensation paid to veterans because of combat-related injuries is not reduced to recipients of social security benefits when social security benefits are increased; and

*Whereas*, persons who receive increases in social security benefits which are accompanied by deductions in categorical assistance payments do not receive increased income to offset cost of living increases and any increased social security benefits which they receive are nullified; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Department of Social Services is directed to continue making categorical assistance payments and not reduce payments because of increased social security benefits that recipients or their spouse, if any, may receive after January 1, 1971.

Laid over under Rule 25.

#### SENATE MESSAGES CONSIDERED

**Senate File 543**, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the department of social services, including construction of new buildings, repairs, improvements, replacements, or alterations.

Read first time and referred to the committee on appropriations.

**Senate File 545**, a bill for an act to appropriate from the general fund of the state for capital improvements for physical plant and

facilities and for the discharge of duties by the superintendent of public buildings and grounds.

Read first time and referred to the committee on **appropriations**.

REFERRED TO COMMITTEE ON HIGHER EDUCATION  
(House Concurrent Resolution 14)

Ewell of Black Hawk, District 39, called up for consideration **House Concurrent Resolution 14** filed on February 8, 1971, and found on pages 287 and 288 of the House Journal.

Pelton of Clinton, District 74, moved that House Concurrent Resolution 14 be referred to the committee on higher education.

Roll call was requested by Ewell of Black Hawk, District 39, and Pelton of Clinton, District 74.

On the question "Shall House Concurrent Resolution 14 be referred to the committee on higher education?"

The ayes were, 54:

Alt	Goode	Millen	Small
Anania	Grassley	Miller	Stanley
Andersen	Hansen	Moffitt	Stokes
Bergman	Hill	Mollett	Stromer
Camp	Holden	Nielsen	Strothman
Campbell	Kehe	Pellett	Taylor
Christensen	Knoke	Pelton	Tieden
Clark	Kreamer	Radl	Trowbridge
Curtis	Kruse	Rex	Waugh
Den Herder	Lipsky	Roorda	Welden
Drake	Logemann	Schroeder	Winkelman
Egenes	McElroy	Schwieger	Wirtz
Fisher, C. R.	Mendenhall	Shaw	Mr. Speaker
Freeman	Menefee		

The nays were, 36:

Bennett	Gluba	Monroe	Scott
Blouin	Husak	Norpel	Siglin
Bray	Jesse	Nystrom	Skinner
Cochran	Kennedy	Patton	Sorg
Dougherty	Kinley	Piereson	Strand
Doyle	Knoblauch	Priebe	Uban
Dunton	Mayberry	Rodgers	Wells
Ewell	McCormick	Sargisson	Willits
Franklin	Middleswart	Schmeiser	Wyckoff

Absent or not voting, 10:

Edelen	Hamilton	Larson	Schwartz
Ellsworth	Johnston	Lawson	Varley
Fischer, H. O.	Kelly		

The motion prevailed.



CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**House File 705**, a bill for an act to make an appropriation to the department of history and archives, was taken up for consideration.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 705)

The ayes were, 87:

Anania	Freeman	Middleswart	Shaw
Andersen	Goode	Millen	Siglin
Bennett	Grassley	Miller	Skinner
Bergman	Hansen	Moffitt	Small
Blouin	Hill	Mollett	Sorg
Bray	Holden	Monroe	Stanley
Camp	Husak	Nielsen	Stokes
Campbell	Jesse	Norpel	Strand
Christensen	Kehe	Nystrom	Stromer
Clark	Kennedy	Patton	Strothman
Cochran	Knoblauch	Pellett	Taylor
Curtis	Kreamer	Pelton	Tieden
Den Herder	Kruse	Pierson	Trowbridge
Dougherty	Larson	Priebe	Waugh
Doyle	Lawson	Radl	Welden
Drake	Lipsky	Rex	Wells
Dunton	Logemann	Rodgers	Willits
Egenes	Mayberry	Roorda	Winkelman
Ellsworth	McCormick	Sargisson	Wirtz
Ewell	McElroy	Schmeiser	Wyckoff
Fisher, C. R.	Mendenhall	Schroeder	Mr. Speaker
Franklin	Menefee	Scott	

The nays were, 4:

Edelen	Knoke	Schwieger	Uban
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Absent or not voting, 9:

Alt	Hamilton	Kelly	Schwartz
Fischer, H. O.	Johnston	Kinley	Varley
Gluba			

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

HOUSE FILE 691 WITHDRAWN

Camp of Clinton, District 73, asked and received unanimous consent to withdraw **House File 691** from further consideration by the House.

**House File 708**, a bill for an act making an appropriation to the commission on aging, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment from the floor and moved its adoption:

Amend House File 708 as follows:

Page 2, line 10, by striking the figure "28,270.00" and inserting in lieu thereof the figure "26,320.00" and by striking the figure "23,770.00" and inserting in lieu thereof the figure "26,320.00".

The amendment was adopted.

Stokes of Plymouth, District 2, asked and received unanimous consent to withdraw the amendment filed by him on May 25, 1971, and found on page 1700 of the House Journal.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 708)

The ayes were, 85:

Alt	Fisher, C. R.	Menefee	Shaw
Anania	Franklin	Middleswart	Siglin
Andersen	Freeman	Millen	Skinner
Bennett	Gluba	Miller	Small
Bergman	Goode	Moffitt	Sorg
Blouin	Grassley	Mollett	Stanley
Bray	Hansen	Monroe	Stokes
Camp	Hill	Nielsen	Strand
Campbell	Husak	Norpel	Strothman
Christensen	Jesse	Nystrom	Taylor
Clark	Kennedy	Patton	Tieden
Cochran	Knoke	Pellet	Trowbridge
Curtis	Kreamer	Pelton	Uban
Den Herder	Kruse	Pierson	Varley
Dougherty	Larson	Priebe	Waugh
Doyle	Lawson	Radl	Welden
Drake	Lipsky	Rodgers	Willits
Dunton	Logemann	Sargisson	Winkelman
Edelen	McCormick	Schmeiser	Wirtz
Egenes	McElroy	Schroeder	Wyckoff
Ellsworth	Mendenhall	Scott	Mr. Speaker
Fischer, H. O.			

The nays were, none.

Absent or not voting, 15:

Ewell	Kehe	Mayberry	Schwieger
Hamilton	Kelly	Rex	Stromer
Holden	Kinley	Roorda	Wells
Johnston	Knoblauch	Schwartz	

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

**House File 710**, a bill for an act relating to sewage treatment projects and to appropriate from the general fund of the state for the

sewage works construction fund, was taken up for consideration.

Welden of Hardin, District 32, offered the following Welden-Kehe-Fischer amendment and moved its adoption:

Amend House File 710, page 2, by striking lines 13 through 21, inclusive.

A non-record roll call was requested.

The ayes were 13, nays 80.

The amendment lost.

Norpel of Jackson, District 52, offered the following amendment from the floor and moved its adoption:

Amend House File 710 as follows:

1. Page 3, line 5 by striking the word "may" and inserting in lieu thereof the word "shall".
2. Page 3, line 10 by striking the word "may" and inserting in lieu thereof the word "shall".

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 710)

The ayes were, 91:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Siglin
Andersen	Gluba	Middleswart	Skinner
Bennett	Goode	Miller	Small
Bergman	Grassley	Moffitt	Sorg
Blouin	Hansen	Monroe	Stanley
Bray	Hill	Nielsen	Stokes
Camp	Holden	Norpel	Strand
Campbell	Husak	Nystrom	Stromer
Christensen	Jesse	Patton	Strothman
Clark	Kennedy	Pellett	Taylor
Cochran	Kinley	Pelton	Tieden
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Priebe	Uban
Dougherty	Kreamer	Radl	Varley
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Wells
Dunton	Lawson	Roorda	Willits
Edelen	Lipsky	Sargisson	Winkelman
Egenes	Logemann	Schmeiser	Wirtz
Ellsworth	Mayberry	Schroeder	Wyckoff
Ewell	McCormick	Schwartz	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	

The nays were, 8:

Fischer, H. O.      Kehe      Welden

**Absent or not voting, 6:**Hamilton  
JohnstonKelly  
Millen

Mollett

Shaw

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

**MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate amendment and passed:

House File 73, a bill for an act relating to conservation of soil and water resources.

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

Senate File 544, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism.

Also: That the Senate insists on its amendment to House File 654, a bill for an act relating to state aid to schools and imposing certain tax increases, and that the President of the Senate has appointed as members of the conference committee on the part of the Senate: the Senator from Clinton, Mr. Shaff, chairman; the Senator from Hancock, Mr. Ollenburg; the Senator from Lee, Mr. Davis; and the Senator from Polk, Mr. Gaudineer.

CARROLL A. LANE, Secretary

**CONFERENCE COMMITTEE APPOINTED**

(House File 654)

The Speaker announced the appointment of Holden of Scott, District 18, chairman; Varley of Adair, District 84, Lawson of Cerro Gordo, District 17, and Cochran of Webster, District 29, on the part of the House, as conferees concerning House File 654.

The House was recessed until 1:30 p.m.

**AFTERNOON SESSION**

The House reconvened, Speaker Harbor in the chair.

**LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Fischer of Grundy, District 35, for the afternoon, by the Speaker.

Speaker pro tempore Millen in the chair at 1:55 p.m.

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR  
(House File 574 Pending)

**House File 574**, a bill for an act relating to home rule for cities; establishing the City Code of Iowa which provides for powers and duties of cities including the power to impose penalties by ordinance, city development, organization of city government, city elections, city legislation, city finance including the power to issue bonds, city utilities, and administrative agencies of cities: coordinating the Code of Iowa with the City Code of Iowa; repealing incompatible chapters in title fifteen (15) and reenacting provisions from title fifteen (15) which belong in other parts of the Code of Iowa; removing inconsistent references, incorrect provisions, limited grants of power, and restrictions based upon population; and providing for a state housing code and penalties for violation thereof, to be enforced in cooperation with city officials, with report of committee recommending passage, was taken up for consideration.

Willits of Polk, District 57, offered the following amendment filed by him and moved its adoption:

Amend House File 574, page 7, line 5, by striking the words "or a state law" and inserting in lieu thereof the words "and not inconsistent with the laws of the General Assembly".

The amendment was adopted.

Kreamer of Polk, District 63, offered the following Kehe-Kreamer amendment:

Amend House File 574 as follows:

1. Page 7, by adding after line 19 the following subsection:

"A city may grant to any person a franchise to erect, maintain, and operate plants and systems for electric light and power, heating, telephone, telegraph, cable television, district telegraph and alarm, motor bus, trolley bus, street railway or other public transit, waterworks, or gasworks, within the city for a term of not more than twenty-five years. The franchise may be granted, amended, extended, or renewed only by an ordinance, but no exclusive franchise shall be granted, amended, extended, or renewed.

An ordinance granting, amending, extending, or renewing a franchise shall not become effective unless approved by the voters of the city. The proposal shall be submitted by the council at the next regular city election or at a special election called for that purpose prior to the next regular city election. If a majority of those voting approves the proposal the ordinance may become effective as provided in this section.

Notice of the election shall be given by publication once each week for four consecutive weeks in a newspaper of gen-

eral circulation in the city. The election shall be held on a day not less than five nor more than twenty days after the last publication of notice.

The person asking for the granting, amending, extension, or renewal of a franchise shall pay the costs incurred in holding the election, including the costs of the notice. A franchise shall not be finally effective until an acceptance in writing has been filed with the council and payment of the costs has been made.

The franchise ordinance may regulate the conditions required and the manner of use of the streets and public grounds of the city, and it may, for the purpose of providing electrical, gas, heating, or water service, confer the power to appropriate and condemn private property upon the person franchised."

Jesse of Polk, District 58, offered the following amendment to the amendment from the floor and moved its adoption:

Amend the Kehe-Kreamer amendment, filed May 24, 1971, to House File 574, line 14, by inserting after the word "franchise" the words "other than a cable television franchise".

The amendment to the amendment lost.

Gluba of Scott, District 76, offered from the floor the following amendment to the amendment, filed by him and Schroeder of Pottawattamie, District 54, and moved its adoption:

Amend the Kehe-Kreamer amendment to House File 574, filed May 24, 1971, by striking all of lines 13 through 20 and inserting in lieu thereof the following:

"No such ordinance shall become effective unless a majority of the persons voting thereon vote in favor thereof. The proposal may be submitted by the council on its own motion to the voters at any city election. Upon receipt of a valid petition as defined in section four (4) of this Act, requesting that a proposal be submitted to the voters, the council shall submit the proposal at the next regular city election or at a special election called for that purpose prior to the next regular city election. If a majority of those voting approves the proposal the city may proceed as proposed."

The amendment to the amendment was adopted.

Kreamer of Polk, District 63, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Gluba of Scott, District 76, asked and received unanimous consent

to withdraw the Gluba, et al., amendment filed on May 24, 1971, and found on pages 1664 and 1665 of the House Journal.

Willits of Polk, District 57, asked and received unanimous consent to withdraw the Willits, et al., amendment filed on May 21, 1971, and found on page 1635 of the House Journal.

Jesse of Polk, District 58, offered the following amendment filed by him and moved its adoption :

Amend House File 574 by striking from page 8, lines 17 through 27, inclusive, and inserting in lieu thereof the following:

"Sec. 16. 1. A city may not dispose of an interest in real property for less than fair market value except to a governmental body for a public purpose.

2. A city may not sell an interest in real property, except as provided in subsection three (3) of this section, unless it complies with the following procedure:

a. The council shall advertise for sealed bids for the property by the publication of notice as provided in section three (3) of this Act.

b. The notice must state the time and place for filing sealed bids, the time and place when sealed bids will be opened, a legal description of the property, and any further information which the council deems pertinent.

c. The council shall open, announce the amount of bids, and file all bids received, at the time and place specified in the notice. The council may make the sale to the person submitting the best bid which is not less than the fair market value of the property, or may reject all bids, fix a new date for receiving bids, and order publication of a new notice.

3. A city may sell an interest in real property to the person who owns all the abutting private property, or may lease real property for a term of more than three years, only after holding a public hearing on the proposal, and publishing notice of the hearing as provided in section three (3) of this Act."

The amendment was adopted.

Jesse of Polk, District 58, offered the following amendment filed by him:

Amend House File 574, page 12, line 32, by striking the word "may" and inserting in lieu thereof the word "shall".

Jesse of Polk, District 58, asked and received unanimous consent to withdraw his amendment.

Kehe of Bremer, District 12, offered the following Kehe-Knoke-Schroeder amendment and moved its adoption:

Amend House File 574 as follows:

1. By striking from page 13 all of lines 14 through 35, inclusive, all of pages 14 through 21, inclusive, and from page 22 all of lines 1 through 15, inclusive, and inserting in lieu thereof the following:

“Sec. 23. A city development appeal board is hereby created. The board shall consist of three members appointed by the governor, subject to confirmation by two-thirds of the members of the Senate. The members of the board shall be qualified electors of the state and shall hold no other elective or appointive public office. The initial appointments must be for terms of two and four years. Successive appointments must be for four years, or to fill an unexpired term in case of a vacancy. Members are eligible for reappointment.

Sec. 24. The board shall hold a regular meeting once during July of each odd-numbered year, and select a chairman. At its initial meeting the board shall establish rules of procedure with reference to petition for and conduct of hearings. The board's rules are subject to chapter seventeen A (17A) of the Code, as applicable. At each regular meeting thereafter the board shall review its rules and prepare a report to the governor and the general assembly.

Sec. 25. The board is established for the purpose of adjudicating disputes arising between cities on questions involving annexation.

Sec. 26. For the regular meeting each member is entitled to receive from the state his actual and necessary expenses and forty dollars compensation for each day spent in the performance of board duties. The office of planning and programming shall be the office of record for the board, and shall provide staff assistance, as required, and shall budget funds to cover expenses and compensation of members of the board for the regular meetings.

Sec. 27. When agreement cannot be reached as provided in section three hundred sixty-two point twenty-six (362.26), subsection seven (7), of the Code, cities may individually or jointly appeal to the board for a decision, and the decision shall be binding for a period of ten years. Requests for adjudication shall be made at the office of planning and programming.

Sec. 28. The board shall conduct a public hearing on the dispute, as soon as practicable, at a suitable location convenient to the cities involved. Notice of the hearing must be served upon the council of each city involved, the county board of supervisors for each county which contains a portion of either of the cities, and any regional planning authority for the area involved. A notice of the



hearing must be published as provided in section three (3) of this Act, except that there must be two publications in a newspaper having general circulation in each city and each territory involved in the dispute. Any person may submit written briefs and, in the board's discretion, may be heard on the proposal. The board may subpoena witnesses and documents relevant to the dispute. All costs of any hearing and deliberative meetings of the board for any dispute shall be paid equally by the cities to the dispute. Members of the board shall be entitled to their actual and necessary expenses and forty dollars compensation per day."

Section 29. A city, or a resident or property owner in the territory or city involved, may appeal a decision of the board to the district court of a county which contains a portion of any city or territory involved.

Appeal must be filed within thirty days of the filing of a decision.

2. Page 112, line 6, by striking the following: "three hundred sixty-two (362),".

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 574 as follows:

1. Page 20, line 23, strike the words "qualified voters of the territory" and insert in lieu thereof the following:

"unless a majority of the voters in the territory has signed the petition, the proposal shall first be submitted to the voters of the territory. If a majority of those voting in the territory approves the proposal, or if a majority of the voters in the territory has signed the petition, the proposal shall then be submitted to the voters of the city, and the proposal is authorized if a majority of those voting in the city approves".

2. Page 20, strike lines 24 and 25.

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 574 as follows:

1. Page 23, lines 2 and 3, strike the word "twenty-five" and insert in lieu thereof the word "twenty".

2. Page 27, line 35, strike the word "twenty-" and strike the word "five" from page 28, line 1, and insert in lieu thereof the word "twenty".

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 574 as follows:

1. Page 25, line 10, insert after the period the following:

“Although the councilmen are candidates at large, they shall be candidates for a specific seat on the council. Prior to each regular city election, the council shall assign a number to each council seat for which a councilman is to be elected, and each candidate shall indicate the council seat for which he is a candidate. Each council seat shall be considered a separate office, and the voters may cast one vote for a candidate for each office.”

A non-record roll call was requested.

The ayes were 23, nays 51.

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 574 as follows:

1. Page 25, insert after line 20 the following:

“At the next regular city election following the effective date of this division, a city under the council-manager-at-large form which has not provided for a change to the council-manager-ward form, shall provide for the division of the city into five equal population wards, and shall elect a councilman from each of the five wards. Terms of the councilmen shall be staggered as provided in section fifty-nine (59), subsection four (4), of this Act. Subsequently this form shall be entitled the council-manager form.”

A non-record roll call was requested.

The ayes were 27, nays 39.

The amendment lost.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House File 574 by inserting on page 27, line 13, after the comma the words “chief of police,”.

A non-record roll call was requested.

The ayes were 23, nays 48.

The amendment lost.

Larson of Story, District 34, offered the following amendment filed by him and moved its adoption:

Amend House File 574, page 31, by striking lines 21 through 35, inclusive, and lines 1 through 7, inclusive, of page 32, and inserting in lieu thereof the following:

"6. A condensed statement of council proceedings and a monthly financial report of the city must be published within thirty days of the date of the proceedings, in a monthly pamphlet furnished to the city library, if any, and made available for distribution to the public at the office of the mayor or city clerk."

A non-record roll call was requested.

The ayes were 18, nays 56.

The amendment lost.

(House File 574 pending.)

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 567, a bill for an act relating to commission form cities.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 686, a bill for an act relating to the review of school budgets.

Also: That the Senate has concurred in House amendment to and passed: Senate File 89, a bill for an act relating to issuance of certificates to motor vehicle carriers.

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

Senate File 528, a bill for an act appropriating funds from the general fund of the state to the higher education facilities commission.

Also: That the Senate has concurred in House amendment to and passed: Senate File 280, a bill for an act relating to garnishment of wages.

Also: That the Senate has concurred in House amendment to and passed: Senate File 296, a bill for an act relating to the establishment of a soy-bean promotion fund.

Also: That the Senate has concurred in House amendment to and passed: Senate File 332, a bill for an act relating to seasons and limits on fish and frogs.

Also: That the Senate has concurred in House amendment to and passed: Senate File 473, a bill for an act relating to remedies for the dilution of a mark.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 567

- 1 Amend House File 567 as follows:  
 2 1. Page 2, line 27, strike the word "shall" and insert in  
 3 lieu thereof the word "may".  
 4 2. Page 2, strike lines 28 through 35, inclusive, and  
 5 strike lines 1 and 2 on page 3, and insert in lieu thereof  
 6 the following:  
 7 "submit to the voters of the city, either at the next regular  
 8 city election or at a special election, the question of  
 9 whether to change to a council consisting of a mayor and  
 10 two councilmen, as provided in section 363B.2. If the question  
 11 is submitted at a special election and the change is approved  
 12 by a majority of the voters, the change shall become effective  
 13 with the term of office beginning the following January. If  
 14 the question is submitted at the next regular election and  
 15 the change is approved by a majority of the voters, the  
 16 change shall become effective with the term of office  
 17 beginning in January two years subsequent to the January  
 18 next following the election. If the question is submitted  
 19 at either the next regular election or a special election  
 20 and a change is not approved by a majority of the voters,  
 21 the city shall continue to be governed by a council consist-  
 22 ing of a mayor and four councilmen, as provided in section  
 23 363B.1."

## SENATE AMENDMENT TO HOUSE FILE 686

- 1 Amend House File 686 as passed by the House, page 2, by  
 2 inserting after the period in line 6 the following:  
 3 "In addition, the school budget review committee may  
 4 meet at any other time during the year, at the call of  
 5 the chairman."

## INTRODUCTION OF BILL

**House File 713**, by Drake and Uban, a bill for an act relating to the election laws.

Read first time and referred to the sifting committee.

## SENATE MESSAGE CONSIDERED

**Senate File 544**, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism.

Read first time and referred to the committee on appropriations.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports

that it has examined and finds correctly enrolled: Senate Files 205, 474 and 530.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 205, 474 and 530.

#### AMENDMENTS FILED

- 1 Amend Senate File 297, as amended, passed, and
- 2 reprinted by the Senate, page 1, line 8, by adding after
- 3 the period the following:
- 4 "The commissioner may adopt such rules and regulations,
- 5 subject to the provisions of chapter seventeen A (17A) of
- 6 the Code, as shall be necessary for the efficient operation
- 7 and maintenance of vehicle inspection stations."

SCHROEDER of Pottawattamie, District 54

- 1 Amend Senate File 297, as amended, passed, and reprinted
- 2 by the Senate, page 2, line 10, by striking the words
- 3 "regular United States mail" and inserting in lieu thereof
- 4 the words "certified mail, return receipt requested,".

SCHROEDER of Pottawattamie, District 54

- 1 Amend Senate File 544 as follows:
- 2 1. Page 2, by striking all after the period
- 3 in line 24 and all of lines 25, 26 and 27.

HILL of Polk, District 62  
FRANKLIN of Polk, District 64  
CLARK of Lee, District 100  
SKINNER of Polk, District 60  
WILLITS of Polk, District 57  
ALT of Polk, District 61  
KINLEY of Polk, District 66  
ANANIA of Polk, District 65  
BENNETT of Polk, District 59  
BRAY of Scott, District 77  
DEN HERDER of Sioux, District 1  
JESSE of Polk, District 58  
KREAMER of Polk, District 63

- 1 Amend House File 574 as follows:
- 2 1. Page 52, by striking all of lines 34 and 35,
- 3 inclusive, and inserting in lieu thereof the following:
- 4 "Upon the filing of any such protest, the county
- 5 auditor shall immediately prepare a true and complete

6 copy of the written protest, together with the budget  
7 to which the objections are made, and shall transmit  
8 the same forthwith to the state appeal board, and shall  
9 also send a copy of the protest to the council.

10 The state appeal board shall proceed to consider  
11 the protest in accordance with the same provisions that  
12 protests to budgets of municipalities are considered  
13 under chapter 24 of the Code, except that final dis-  
14 position of appeals of city budgets shall be made on or  
15 before November 24 of each year. The state appeal  
16 board shall certify its decision with respect to the  
17 protest to the county auditor, and such decision shall  
18 be final.

19 The county auditor shall make up his records in  
20 accordance with such decision and the levying board  
21 shall make its levy in accordance therewith. Upon  
22 receipt of such decision, the county auditor shall  
23 immediately notify both parties thereof, whereupon the  
24 council shall correct its records accordingly, if  
25 necessary."

26 2. Page 53, by striking all of lines 1 through 30.

KREAMER of Polk, District 63

On motion by Kreamer of Polk, District 63, the House adjourned  
until 9:00 a.m., Thursday, May 27, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirty-seventh Calendar Day—Ninety-second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, MAY 27, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Lawrence Burns, pastor of the Saint Thomas Aquinas Church, Indianola, Iowa.

The Journal of Wednesday, May 26, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Husak of Tama, District 41, on request of Wyckoff of Benton, District 42.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five Camp Fire girls from Linn County accompanied by their leaders, Mrs. Reif, Mrs. Hughes, Mr. and Mrs. Enabnit, Mrs. Fuller and Mr. and Mrs. Lester Bailey. By Linn County delegation.

Seventy-four eighth grade students from Holy Trinity School, Dubuque, Iowa, accompanied by Father Hagen, Sister Jeanne Wickham, Mr. Minges, Sister Hilvers and Sister Tilkes. By Ellsworth of Dubuque, District 50.

## PETITIONS FILED

The following petitions were received and placed on file:

By Winkelman of Calhoun, District 26, from twenty-three residents of Calhoun County, and Freeman of Buena Vista, District 15, from thirty-five residents of Buena Vista County opposing Senate File 351, relating to repealing the Iowa meat and poultry inspection law and supporting the present law and funding.

## PROOF OF PUBLICATION

Published copy of House File 716 and verified proof of publication of said bill in The Montezuma Republican, Montezuma, Iowa, on May 13, 1971, was

filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK  
Chief Clerk, House of Representatives

#### INTRODUCTION OF BILLS

**House File 714**, by Kelly, a bill for an act to prohibit littering on any private or public land or water and to provide penalties for violations.

Read first time and referred to the **sifting committee**.

**House File 715**, by committee on appropriations, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.

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

**House File 716**, by committee on judiciary, a bill for an act to legalize and validate the procedures followed by the Poweshiek County Board of Supervisors in contracting with the Frank Wheeler Construction Company of Montezuma, Iowa, for the repair and remodeling of the Poweshiek County jail located at Montezuma, Iowa.

Read first time and referred to the **sifting committee**.

**House File 717**, by committee on judiciary, a bill for an act authorizing supplements to salaries for county attorneys, assistant county attorneys, sheriffs and deputy sheriffs from governmental funds.

Read first time and referred to the **sifting committee**.

**House File 718**, by committee on judiciary, a bill for an act relating to requests of peace officers for blood tests under the implied consent law.

Read first time and referred to the **sifting committee**.

#### SENATE MESSAGES CONSIDERED

**Senate File 413**, a bill for an act relating to the period of time for which a merged area may levy a tax for certain purposes.

Read first time and referred to committee on **ways and means**.

**Senate File 528**, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state supported scholarship and medical student tuition loan programs.

Read first time and referred to committee on appropriations.



## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution 39, providing for adjournment on Friday, May 28, 1971, and to reconvene on Tuesday, June 1, 1971, at 9:30 a.m.

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

Senate File 77, a bill for an act relating to referendum for approval of low-rent housing projects.

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

Senate File 413, a bill for an act relating to the period of time for which a merged area may levy a tax for certain purposes.

CARROLL A. LANE, Secretary

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

**Senate File 297**, a bill for an act relating to motor vehicle inspection and safety and providing penalties for violation of the act, with report of committee recommending passage, was taken up for consideration.

Kruse of O'Brien, District 4, asked and received unanimous consent to withdraw the amendment filed by him on April 22, 1971, and found on pages 1078 and 1079 of the House Journal.

Millen of Floyd, District 99, offered the following amendment filed by Kreamer, et al., and moved its adoption:

Amend Senate File 297, as amended, passed and reprinted by the Senate, by adding the following new sections:

1. Section three hundred twenty-one point one hundred sixty-seven (321.167), Code 1971, is hereby amended as follows:

**321.167 DELIVERY OF PLATES OR EMBLEMS.** On or before the first day of December of each year, the department shall deliver or cause to be delivered to the county treasurer of each county, approximately as many duplicate number plates [and certificate containers] as there are motor vehicles registered in such county during the preceding year, the plates so delivered to each county treasurer to be in numerical sequence.

In lieu of plates, the department may furnish the county treasurers appropriate distinguishing emblems as provided in section 321.34.

2. Section three hundred twenty-one point

one hundred sixty-eight (321.168), Code 1971, is hereby amended as follows:

321.168 ADDITIONAL DELIVERIES. Thereafter, during the year, the department, upon requisition of the county treasurer, shall deliver additional number plates [and certificate containers].

The amendment was adopted.

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw the amendment filed by him on May 3, 1971, and found on page 1348 of the House Journal.

Knoke of Pottawattamie, District 79, offered the following amendment filed by Schroeder of Pottawattamie, District 54, and moved its adoption:

Amend Senate File 297, as amended, passed, and reprinted by the Senate, page 1, line 8, by adding after the period the following:

"The commissioner may adopt such rules and regulations, subject to the provisions of chapter seventeen A (17A) of the Code, as shall be necessary for the efficient operation and maintenance of vehicle inspection stations."

The amendment was adopted.

Knoke of Pottawattamie, District 79, offered the following amendment filed by Schroeder of Pottawattamie, District 54, and moved its adoption:

Amend Senate File 297, as amended, passed, and reprinted by the Senate, page 2, line 10, by striking the words "regular United States mail" and inserting in lieu thereof the words "certified mail, return receipt requested,".

The amendment was adopted.

Drake of Muscatine, District 71, offered the following amendment from the floor and moved its adoption:

Amend Senate File 297, as amended, passed and reprinted by the Senate, as follows:

Amend the title, line 1, by inserting after the word "safety" the following: "and relating to registration certificates and containers,".

The amendment was adopted.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 297)

## The ayes were, 64:

Alt	Fischer, H. O.	Logemann	Schwieger
Anania	Fisher, C. R.	Mayberry	Scott
Bennett	Franklin	McCormick	Shaw
Bergman	Freeman	McElroy	Small
Blouin	Gluba	Menefee	Sorg
Bray	Goode	Middleswart	Stanley
Camp	Hansen	Millen	Stokes
Clark	Hill	Miller	Strand
Cochran	Kehe	Moffitt	Stromer
Curtis	Kelly	Monroe	Strothman
Den Herder	Knoblauch	Norpel	Taylor
Drake	Knoke	Nystrom	Trowbridge
Dunton	Kreamer	Pierson	Uban
Edelen	Kruse	Roorda	Wells
Egenes	Larson	Schroeder	Wirtz
Ellsworth	Lipsky	Schwartz	Mr. Speaker

## The nays were, 30:

Andersen	Jesse	Priebe	Skinner
Campbell	Johnston	Radl	Tieden
Christensen	Kennedy	Rex	Waugh
Dougherty	Kinley	Rodgers	Welden
Doyle	Mendenhall	Sargisson	Willits
Ewell	Nielsen	Schmeiser	Winkelman
Grassley	Pellett	Siglin	Wyckoff
Husak	Pelton		

## Absent or not voting, 6:

Hamilton	Lawson	Patton	Varley
Holden	Mollett		

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

## HOUSE FILE 191 WITHDRAWN

Kruse of O'Brien, District 4, asked and received unanimous consent to withdraw **House File 191** from further consideration by the House.

## CONSIDERATION OF BILLS

## BUSINESS PENDING

(House File 574)

The House resumed consideration of **House File 574**, a bill for an act relating to home rule for cities; establishing the City Code of Iowa which provides for powers and duties of cities including the power to impose penalties by ordinance, city development, organization of city government, city elections, city legislation, city finance including the power to issue bonds, city utilities, and administrative agencies of cities: coordinating the Code of Iowa with the City Code of Iowa; repealing incompatible chapters in title fifteen (15) and reenacting provisions from title fifteen (15) which belong in

other parts of the Code of Iowa; removing inconsistent references, incorrect provisions, limited grants of power, and restrictions based upon population; and providing for a state housing code and penalties for violation thereof, to be enforced in cooperation with city officials.

Taylor of Dubuque, District 51, asked and received unanimous consent to withdraw the amendment filed by him on May 24, 1971, and found on page 1664 of the House Journal.

Speaker pro tempore Millen in the chair at 10:12 a.m.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Franklin of Polk, District 64, for the afternoon, on request of Schwartz of Wapello, District 97.

#### CONSIDERATION OF BILLS

The House resumed consideration of **House File 574**.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on May 19, 1971, and found on page 1580 of the House Journal.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 574 as follows:

1. Page 40, line 24, by striking the words "one and one-fourth" and inserting in lieu thereof the word "fifteen".

A non-record roll call was requested.

The ayes were 17, nays 55.

The amendment lost.

Kehe of Bremer, District 12, asked and received unanimous consent to withdraw the amendment filed by him on May 20, 1971, and found on page 1605 of the House Journal.

Goode of Davis, District 98, offered the following amendment from the floor and moved its adoption:

Amend House File 574 as follows:

1. Page 39, line 8, strike "and adopt by ordinance".
2. Page 39, line 14, after the word "code", insert the words "by ordinance".

The amendment was adopted.

Kehe of Bremer, District 12, offered the following amendment filed by him:

Amend House File 574 as follows:

1. Page 40, line 33, by striking the word "October" and inserting in lieu thereof the word "August."
2. Page 42, by striking from line 1 the words "and as" and all of lines 2 and 3 and inserting in lieu thereof a period.
3. Page 43 by striking all of lines 5 through 8, inclusive.
4. Page 43, by striking all of lines 13 and 14 and inserting in lieu thereof the following: "in section twenty-four point six (24.6) of the Code."
5. Page 47, by striking all of lines 19 through 35, inclusive.
6. By striking all of pages 48 through 53, inclusive.
7. Page 54, by striking all of lines 1 through 13, inclusive, and inserting in lieu thereof the following new section:  
"Annually, a city shall prepare and adopt a budget, and shall certify taxes, as provided in chapter twenty-four (24) of the Code."
8. Page 64, by striking all of lines 3 through 5, inclusive.
9. Page 115, by striking all of lines 32 through 35, inclusive.
10. Page 116, by striking all of lines 1 through 30, inclusive.
11. Page 117, by striking all of lines 10 through 35, inclusive.
12. Page 118, by striking all of lines 1 through 27, inclusive.
13. Page 125, by striking all of lines 29 through 35, inclusive.
14. Page 126, by striking all of lines 1 through 11, inclusive.
15. Page 180, by striking all of lines 24 through 35, inclusive.
16. By striking all of page 181.
17. Page 182, by striking all of lines 1 and 2.
18. Renumber sections as required by these amendments.

Division of the amendment was requested.

Kehe of Bremer, District 12, moved the adoption of amendment 1, lines 1 through 4 of the amendment.

Amendment 1 lost.

Kehe of Bremer, District 12, moved the adoption of amendments 2 through 18, lines 5 through 43 of the amendment.

A non-record roll call was requested.

The ayes were 26, nays 46.

Amendments 2 through 18 lost.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment filed by him on May 21, 1971, and found on page 1635 of the House Journal.

Kreamer of Polk, District 63, offered the following amendment filed by him:

Amend House File 574 as follows:

1. Page 52, by striking all of lines 34 and 35, inclusive, and inserting in lieu thereof the following:

“Upon the filing of any such protest, the county auditor shall immediately prepare a true and complete copy of the written protest, together with the budget to which the objections are made, and shall transmit the same forthwith to the state appeal board, and shall also send a copy of the protest to the council.

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 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.

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 council shall correct its records accordingly, if necessary.”

2. Page 53, by striking all of lines 1 through 30.

Kreamer of Polk, District 63, offered the following amendment to his amendment and moved its adoption:

Amend the Kreamer amendment to House File 574, filed May 26, 1971, by inserting after line 26 the following:

"3. Page 49, by striking all of lines 2 and 3".

The amendment to the amendment was adopted.

Kreamer of Polk, District 63, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Ellsworth of Dubuque, District 50, offered the following amendment filed by him and moved its adoption:

Amend House File 574, page 54, section 100 by striking in line 15 the following: "make an annual report available to the public," and inserting in lieu thereof the following: "publish an annual report as provided in section three (3) of this Act".

The amendment was adopted.

Skinner of Polk, District 60, offered the following amendment from the floor and moved its adoption:

Amend House File 574 as follows:

Page 58, line 30 by striking the words "or useful".

Page 67, line 19 by inserting after the word "by", the words "ordinance of".

Page 70, line 4 by inserting after the word "against" the word "specially".

Page 70, line 25 by inserting after the word "against" the word "specially".

Page 74, line 3 by inserting after the word "mailed" the words "by certified mail".

Page 74, line 8 by inserting after the word "be" the word "specially".

Page 76 is amended by striking all of lines 14, 15 and 16.

Page 77, line 17 by striking all after the letters "erty" and by inserting in lieu thereof the words "specially benefited in the assessment district."

Page 77, line 21 by inserting after the word "may" the words "assess the deficiency to the city or".

Page 77, line 25, by inserting after the word "be" the word "specially".

Page 77, line 27, by inserting after the word "assessments" the words "or as reduced by the court".

Page 82, line 18 by striking the word "may" and inserting in lieu thereof the word "shall".

The amendment was adopted.

Alt of Polk, District 61, offered the following amendment filed by him and moved its adoption:

Amend House 574 as follows:

1. Page 63, by striking lines 23 through 25, inclusive.

2. Page 87, by striking lines 11 through 13, inclusive.

3. Page 99, by striking lines 30 through 32, inclusive.

The amendment was adopted.

Mendenhall of Allamakee, District 13, offered the following amendment filed by Mendenhall, et al., and moved its adoption:

Amend House File 574 as follows:

1. Page 61, line 25, by striking the words "a majority" and inserting in lieu thereof the words "sixty percent".

2. Page 143, line 26, by striking the words "a majority" and inserting in lieu thereof the word "sixty percent".

3. Page 157, line 31, by striking the words "a majority" and inserting in lieu thereof the words "sixty percent".

A non-record roll call was requested.

The ayes were 68, nays 17.

The amendment was adopted.

Speaker pro tempore Millen in the chair at 3:00 p.m.

Freeman of Buena Vista, District 15, offered the following amendment filed by him and Fisher of Greene, District 56:

Amend House File 574 as follows:

1. Page 92, line 4, by inserting after the word "within" the words "the state of Iowa whether within".

2. Page 92, line 21, by inserting after the word "payable" the words "solely and only".

3. Page 92, line 24, by inserting after the word "pay" the words "solely and only".

4. Page 93, line 1, by inserting after the word "Act" the words ", and specifically subject to the requirements of section one hundred eighty-four (184) hereof".

5. Page 98, line 33, by striking the word "forty" and inserting in lieu thereof the word "twenty".

6. Page 99, line 2, by striking the word "forty" and inserting in lieu thereof the word "twenty".

7. Page 101, line 8, by inserting after the word "project" the words ", except gasworks and electric light and power plants and systems".

8. Page 107, line 3, by inserting after the comma the words "or the proposal to generate power and electric energy by a city utility already engaged in the distribution of electricity at retail,".

9. Page 109, by striking lines 23, 24, and 25, and inserting in lieu thereof the following:



"A city may not acquire by condemnation any existing gasworks or electric light and power plants and systems or incomplete parts thereof for the purpose of operating any of them as a city utility unless and until the contract or franchise of the owner has expired or been surrendered."

10. Page 109, by adding after line 25 the following new section:

"Sec. 190. A city may confer by ordinance the power to appropriate and condemn private property for such purpose upon any person authorized to construct and operate gasworks and electric light and power plants and systems."

11. Page 118, line 35 by inserting after the word "pools" the word "waterworks,".

12. By renumbering the sections and correcting the internal references where applicable.

Division of the amendment was requested.

Freeman of Buena Vista, District 15, offered the following amendment to amendment 1 of the amendment and moved its adoption:

Amend the Freeman amendment to House File 574, filed on May 24, 1971, and appearing on page 1661 of the House Journal, by striking lines 2 and 3 and inserting in lieu thereof the following:

"1. Page 92, line 5, by inserting after the word "city" the words "except that no project which involves gasworks or electric light and power plants and systems, shall be constructed or operated outside the State of Iowa."

A non-record roll call was requested.

The ayes were 49, nays 35.

The amendment to the amendment was adopted.

Freeman of Buena Vista, District 15, moved the adoption of amendment 1 as amended and amendments 2 and 3 of the amendment, lines 1 through 7.

Roll call was requested by Kennedy of Chickasaw, District 11, and Norpel of Jackson, District 52.

On the question "Shall amendment 1 as amended and amendments 2 and 3 be adopted?"

The ayes were, 39:

Andersen	Freeman	Mendenhall	Stanley
Bergman	Grassley	Menefee	Stokes
Campbell	Kehe	Monroe	Strand
Christensen	Kelly	Pellett	Stromer
Curtis	Kinley	Rex	Strothman
Doyle	Knoblauch	Sargisson	Taylor
Ellsworth	Lipsky	Schwartz	Welden
Ewell	Logemann	Schwieger	Winkelman
Fischer, H. O.	Mayberry	Siglin	Mr. Speaker
Fisher, C. R.	McElroy	Sorg	(Millen)

## The nays were, 43:

Alt	Goode	Miller	Scott
Anania	Hansen	Moffitt	Skinner
Blouin	Hill	Nielsen	Small
Bray	Husak	Norpel	Trowbridge
Clark	Jesse	Patton	Uban
Den Herder	Johnston	Pelton	Waugh
Dougherty	Kennedy	Pierson	Wells
Drake	Kreamer	Priebe	Willits
Dunton	Larson	Radi	Wirtz
Egenes	McCormick	Roorda	Wyckoff
Gluba	Middleswart	Schmeiser	

## Absent or not voting, 18:

Bennett	Hamilton	Lawson	Schroeder
Camp	Harbor	Mollett	Shaw
Cochran	Holden	Nystrom	Tieden
Edelen	Knoke	Rodgers	Varley
Franklin	Kruse		

Amendment 1, as amended, and amendments 2 and 3 of the amendment lost.

Freeman of Buena Vista, District 15, moved the adoption of amendment 4, lines 8 through 10 of the amendment.

Roll call was requested by Kennedy of Chickasaw, District 11, and Freeman of Buena Vista, District 15.

On the question "Shall amendment 4 be adopted?"

## The ayes were, 15:

Andersen	Kehe	Schwieger	Strothman
Christensen	Logemann	Siglin	Welden
Fischer, H. O.	Patton	Sorg	Winkelman
Freeman	Sargisson	Stokes	

## The nays were, 60:

Alt	Gluba	Mendenhall	Scott
Anania	Goode	Menefee	Skinner
Bergman	Grassley	Middleswart	Small
Blouin	Hansen	Miller	Stanley
Bray	Hill	Moffitt	Strand
Campbell	Husak	Monroe	Tieden
Clark	Jesse	Nielsen	Trowbridge
Curtis	Johnston	Norpel	Uban
Den Herder	Kelly	Pellett	Waugh
Dougherty	Kennedy	Priebe	Wells
Doyle	Larson	Radi	Willits
Drake	Lipsky	Rex	Wirtz
Dunton	Mayberry	Roorda	Wyckoff
Edelen	McCormick	Schmeiser	Mr. Speaker
Egenes	McElroy	Schwartz	(Millen)
Fisher, C. R.			

## Absent or not voting, 25:

Bennett	Well	Holden	Kreamer
Camp	Franklin	Kinley	Kruse
Cochran	Hamilton	Knoblauch	Lawson
Ellsworth	Harbor	Knoke	Mollett

Nystrom  
Pelton  
Pierson

Rodgers  
Schroeder

Shaw  
Stromer

Taylor  
Varley

Amendment 4 of the amendment lost.

Freeman of Buena Vista, District 15, moved the adoption of amendments 5 and 6, lines 11 through 14 of the amendment.

A non-record roll call was requested.

The ayes were 13, nays 54.

Amendments 5 and 6 lost.

Freeman of Buena Vista, District 15, moved the adoption of amendment 7, lines 15 through 17 of the amendment.

A non-record roll call was requested.

The ayes were 23, nays 52.

Amendment 7 lost.

Freeman of Buena Vista, District 15, asked and received unanimous consent to withdraw amendment 8, lines 18 through 21 of the amendment.

Freeman of Buena Vista, District 15, moved the adoption of amendment 9, lines 22 through 28 of the amendment.

A non-record roll call was requested.

The ayes were 29, nays 50.

Amendment 9 of the amendment lost.

Freeman of Buena Vista, District 15, moved the adoption of amendment 10, lines 29 through 34 of the amendment.

A non-record roll call was requested.

The ayes were 16, nays 50.

Amendment 10 of the amendment lost.

Freeman of Buena Vista, District 15, asked and received unanimous consent to withdraw amendments 11 and 12, lines 35 through 38 of the amendment.

Hansen of Black Hawk, District 37, offered the following amendment filed by him:

Amend House File 574 as follows:

Page 95, by adding after line 22 the following new subsection:

3. If a city enters into an agreement with one or

more public or private agencies, as defined in chapter twenty-eight E (28E) of the Code, for joint or cooperative action in planning, owning, constructing, or operating physical facilities to be used in connection with a city utility, the provisions of sections one hundred fifty-nine (159) through one hundred seventy-three (173), inclusive, of this Act shall apply and be available, and the provisions of sections one hundred seventy-five (175) through one hundred eighty (180), inclusive, of this Act shall not be mandatory.

Ellsworth of Dubuque, District 50, offered the following amendment to the amendment and moved its adoption:

Amend the Hansen amendment to House File 574, filed on April 27, 1971, and appearing on pages 1117 and 1118 of the House Journal, as follows:

1. Lines 5 and 6, by striking the words "public or private agencies, as defined in chapter twenty-eight E (28E) of the Code" and inserting in lieu thereof the words "cities or persons, as defined in this Act".

2. Line 8, by inserting after the word "facilities" the words "located within the state of Iowa".

3. Line 14, by inserting after the word "mandatory" the words ", provided, however, that the provisions of sections one hundred fifty-nine (159) through one hundred seventy-three (173) shall not apply or be available if a corporate entity is created under chapter twenty-eight E (28E) of the Code for such purposes."

4. Line 14, by adding the sentence "Provided further, however, that electric energy from operation of such jointly financed generating, transmission or related facilities shall not be furnished to any city, town or other customer receiving central station service on a retail basis from any person as of the date of this Act except upon the voluntary agreement of the utilities involved."

Roll call was requested by Larson of Story, District 34, and Ellsworth of Dubuque, District 50.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 36:

Anania	Grassley	Monroe	Siglin
Andersen	Kehe	Pellett	Sorg
Camp	Kelly	Priebe	Stokes
Campbell	Kinley	Rex	Stromer
Doyle	Knoblauch	Sargisson	Strothman
Ellsworth	Logemann	Schroeder	Taylor
Ewell	McElroy	Schwartz	Tieden
Fischer, H. O.	Mendenhall	Schwieger	Welden
Freeman	Menefee	Shaw	Winkelman

The nays were, 45:

Bergman	Gluba	Lipsky	Scott
Blouin	Goode	Mayberry	Skinner
Bray	Hansen	Middleswart	Small
Clark	Hill	Miller	Stanley
Curtis	Husak	Moffitt	Strand
Den Herder	Jesse	Nielsen	Trowbridge
Dougherty	Johnston	Norpel	Uban
Drake	Kennedy	Pelton	Waugh
Dunton	Kreamer	Pierson	Wells
Edelen	Kruse	Radl	Willits
Egenes	Larson	Roorda	Wyckoff
Fisher, C. R.			

Absent or not voting, 19:

Alt	Hamilton	McCormick	Schmeiser
Bennett	Harbor	Mollett	Varley
Christensen	Holden	Nystrom	Wirtz
Cochran	Knoke	Patton	Mr. Speaker
Franklin	Lawson	Rodgers	(Millen)

The amendment to the amendment lost.

Hansen of Black Hawk, District 37, moved the adoption of his amendment.

The amendment lost.

Larson of Story, District 34, asked and received unanimous consent to withdraw the amendment filed by him on May 24, 1971, and found on page 1663 of the House Journal.

Taylor of Dubuque, District 51, offered the following amendment filed by him and moved its adoption:

Amend House 574 by striking from page 158, lines 31 through 35, inclusive, by striking pages 159 through 166, inclusive, and by striking lines 1 through 12, inclusive, from page 167.

A non-record roll call was requested.

The ayes were 22, nays 47.

The amendment lost.

Uban of Black Hawk, District 38, offered the following amendment filed by him:

Amend House File 574 as follows:

1. Page 167, line 27, by striking the word "qualified" and inserting in lieu thereof the word "eligible".
2. Page 170, line 18, by striking the word "legal" and inserting in lieu thereof the word "qualified".
3. Page 176, line 29, by inserting the word "eligible" before the word "voters".
4. Page 177, line 11, by inserting the word "Eligible" before the word "voters".

Uban of Black Hawk, District 38, offered the following amendment to his amendment from the floor and moved its adoption:

Amend the Uban amendment to House File 574, filed May 25, 1971, as follows:

1. By striking all of lines 2 through 4.
2. By striking in lines 7 and 8 the word "eligible" and inserting in lieu thereof the word "qualified".
3. By striking in lines 9 and 10 the word "eligible" and inserting in lieu thereof the word "qualified".

The amendment to the amendment was adopted.

Uban of Black Hawk, District 38, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Skinner of Polk, District 60, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 574)

The ayes were, 87:

Alt	Goode	Menefee	Shaw
Anania	Grassley	Middleswart	Siglin
Andersen	Hansen	Miller	Skinner
Bennett	Harbor	Moffitt	Small
Bergman	Hill	Monroe	Sorg
Blouin	Husak	Nielsen	Stanley
Bray	Jesse	Norpel	Stokes
Campbell	Johnston	Patton	Strand
Christensen	Kehe	Pellett	Stromer
Clark	Kelly	Pelton	Strothman
Cochran	Kennedy	Pierson	Tieden
Curtis	Kinley	Priebe	Trowbridge
Den Herder	Knoblauch	Radl	Uban
Dougherty	Kreamer	Rex	Waugh
Doyle	Kruse	Rodgers	Welden
Drake	Larson	Roorda	Wells
Dunton	Lipsky	Sargisson	Willits
Edelen	Logemann	Schmeiser	Winkelman
Egenes	Mayberry	Schroeder	Wirtz
Ellsworth	McCormick	Schwartz	Wyckoff
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker
Gluba	Mendenhall	Scott	(Millen)

The nays were, 2:

Freeman	Taylor
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Absent or not voting, 11:

Camp	Franklin	Knoke	Nystrom
Ewell	Hamilton	Lawson	Varley
Fischer, H. O.	Holden	Mollett	

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

REFERRED TO COMMITTEE ON APPROPRIATIONS  
(Senate File 262)

The Speaker announced that **Senate File 262** previously passed on file is referred to the committee on **appropriations**.

PERSONAL PRIVILEGE

Pierson of Mahaska, District 87, asked and received unanimous consent that the following remarks by Blouin of Dubuque, District 49, be printed in the House Journal:

MR. SPEAKER, MEMBERS OF THE HOUSE:

The chairman of the Chemical Technology Review Board, in a story in Tuesday's newspaper, publicly criticized and questioned the personal character and motivation of the chairman of the Senate environmental preservation committee.

This individual went so far as to say that Mr. Laverty has a "vested interest" in certain sections of Senate File 85, the environmental reorganization bill.

Mr. Speaker, I would like to attempt to set the record straight for Mr. Mau's information and for the information of the public.

In 1965, as a private citizen, Senator Laverty lobbied successfully for the passage of a bill which set up controls and regulations for commercial fertilizers and soil conditioners. If Mr. Laverty had his personal "vested interests" at heart, he would not have done this.

Since that time, as a legislator, he has worked tirelessly toward controls of agricultural chemicals.

In 1969, he was appointed to the Interim Study Committee on Environmental Preservation and was selected by that committee to serve as chairman—a choice that would not have been made had we feared his misuse of that position. I know this to be true because I also served on that committee. Further, I did express considerable reservations at that time and publicly so stated. I made it clear that I did not agree with the Senator's presence on that committee. Since that time, however, I have completely reversed my opinions on Chuck Laverty's capabilities and have told him so on several occasions. I now state it publicly for all to know.

Mr. Speaker, this committee on which Senator Laverty served as chairman was the committee that formulated the bill to create the Chemical Board on which Mr. Mau now serves as chairman—the board which has since proven so public-minded and dedicated to the public welfare. Mr. Mau's comments are so contrary to this premise that I begin to wonder what *his* motives are.

This interim committee is the same group which designed the far-from-perfect environmental reorganization bill, opposition to which came mainly from those bureaucrats who, in their own minds, would lose some stature in the public eye and were, therefore, attempting to protect their precious appointments.

Last fall, when our study committee was preparing our report on the final draft of Senate File 85, Senator Laverty went to the Chemical Tech-

nology Review Board, and specifically to Mr. Mau, to seek out their thoughts and ideas on our proposal. Not one person raised a single objection nor did anyone draw attention to any specific points within the proposal.

Now, after several months, the chairman of this same board takes a cheap shot at the man who sought out his opinion.

One further point bears comment. When the Attorney General ruled that the Chemical Technology Board did not have the power to prohibit the use of certain chemicals, it was Senator Lavery who took the initiative to draft a bill (Senate File 326) to clearly give this board that power and then saw to it that this bill was passed by both houses of this legislature this year.

Mr. Speaker, these are not the actions of a man trying to protect his "vested interests" but rather are the facts which prove the dedication of one individual who is trying to clean up the environment regardless of the economic impact to his own life.

I urge Mr. Mau to reconsider his public statements. I believe that a public apology is in order.

#### INTRODUCTION OF BILLS

**House File 719**, by committee on appropriations, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission.

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

**House File 720**, by committee on appropriations, a bill for an act to appropriate the fish and game protection fund for use by the state conservation commission.

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

**House File 721**, by committee on appropriations, a bill for an act relating to the administration fund of the state conservation commission.

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

**House File 722**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission.

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

**House File 723**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects.

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

**House File 724**, by committee on appropriations, a bill for an act to appropriate funds from the general fund of the state to the



state board of regents and institutions under the control of the board.

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

#### SENATE MESSAGE CONSIDERED

**Senate File 77**, a bill for an act relating to the referendum for approval of low-rent housing projects.

Read first time and referred to the **sifting committee**.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 14, 23 and 132.

**ELIZABETH R. MILLER**  
Chairman, House Committee  
**JOHN C. RHODES**  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 14, 23 and 132.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 27th day of May, 1971, sent to the Governor for his approval: House Files 14, 23 and 132.

**ELIZABETH R. MILLER**, Chairman

Report adopted.

#### AMENDMENT FILED

- 1 Amend House File 713, page 9, line 7, by striking
- 2 the word "eight" and inserting in lieu thereof the
- 3 word "ten".

**KINLEY** of Polk, District 66

On motion by Kreamer of Polk, District 63, the House adjourned until 9:00 a.m., Friday, May 28, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Thirty-eighth Calendar Day—Ninety-third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, MAY 28, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend George Thompson, pastor of the First Baptist Church, Burlington, Iowa.

The Journal of Thursday, May 27, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Christensen of Union, District 75, on request of Tieden of Clayton, District 14; Schroeder of Pottawattamie, District 54, on request of Knoblauch of Carroll, District 28.

## PRESENTATION OF DISTINGUISHED GUESTS

Skinner of Polk, District 60, presented to the House the Honorable Neal Smith, Congressman from the Fifth District, and escorted him to the Speaker's station.

The House rose and extended their welcome.

Congressman Smith briefly addressed the House.

William R. Kendrick, Chief Clerk, presented to the House Kenneth Smith from Aberdeen, Washington, brother of Congressman Smith.

## PETITION FILED

The following petition was received and placed on file:

By Monroe of Des Moines, District 92, from three hundred residents of Burlington, Iowa, opposing the recent decision to require motorcycle operators to wear helmets and face shields.

## CONSIDERATION OF BILLS

### APPROPRIATIONS CALENDAR

**House File 709**, a bill for an act making an appropriation from the

general fund of the state of Iowa to the department of public instruction, was taken up for consideration.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 709, page, 2, line 12, by striking the figures "1,166,530.00" and "1,266,100.00" and inserting in lieu thereof the figures "1,147,030.00" and "1,246,600.00".

Roll call was requested by Dunton of Keokuk, District 88, and Norpel of Jackson, District 52.

On the question "Shall the amendment be adopted?"

The ayes were, 22:

Doyle	Mendenhall	Radl	Strand
Franklin	Millen	Rodgers	Strothman
Husak	Norpel	Schwartz	Taylor
Kelly	Patton	Scott	Waugh
Knoblauch	Pierson	Stokes	Wyckoff
Logemann	Priebe		

The nays were, 46:

Alt	Ewell	Mayberry	Siglin
Anania	Fisher, C. R.	McElroy	Small
Andersen	Gluba	Menefee	Stanley
Bergman	Goode	Moffitt	Tieden
Blouin	Grassley	Monroe	Trowbridge
Bray	Hansen	Nielsen	Uban
Clark	Hill	Nystrom	Wells
Curtis	Johnston	Roorda	Willits
Dougherty	Kreamer	Sargisson	Winkelman
Dunton	Kruse	Schmeiser	Wirtz
Edelen	Larson	Schwieger	Mr. Speaker
Ellsworth	Lipsky		

Absent or not voting, 32:

Bennett	Fischer, H. O.	Knoke	Rex
Camp	Freeman	Lawson	Schroeder
Campbell	Hamilton	McCormick	Shaw
Christensen	Holden	Middleswart	Skinner
Cochran	Jesse	Miller	Sorg
Den Herder	Kehe	Mollett	Stromer
Drake	Kennedy	Pellett	Varley
Egenes	Kinley	Pelton	Welden

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 709)

The ayes were, 84:

Alt	Blouin	Cochran	Doyle
Anania	Bray	Curtis	Dunton
Andersen	Camp	Den Herder	Edelen
Bergman	Clark	Dougherty	Egenes

Ellsworth	Knoblauch	Patton	Stanley
Ewell	Kreamer	Pierson	Stokes
Fischer, H. O.	Kruse	Priebe	Strand
Fisher, C. R.	Larson	Radl	Stromer
Franklin	Lipsky	Rex	Strothman
Gluba	Logemann	Rodgers	Taylor
Goode	Mayberry	Roorda	Tieden
Grassley	McCormick	Sargisson	Trowbridge
Hansen	McElroy	Schmeiser	Varley
Hill	Mendenhall	Schwartz	Waugh
Holden	Menefee	Schwieger	Welden
Husak	Middleswart	Scott	Wells
Jesse	Moffitt	Shaw	Willits
Johnston	Monroe	Siglin	Winkelman
Kelly	Nielsen	Skinner	Wirtz
Kennedy	Norpel	Small	Wyckoff
Kinley	Nystrom	Sorg	Mr. Speaker

The nays were, 1:  
Uban

Absent or not voting, 15:			
Bennett	Freeman	Lawson	Pellett
Campbell	Hamilton	Millen	Pelton
Christensen	Kehe	Miller	Schroeder
Drake	Knoke	Mollett	

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

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **House File 715**, a bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 715)

The ayes were, 83:

Alt	Fisher, C. R.	Logemann	Roorda
Anania	Gluba	Mayberry	Sargisson
Andersen	Goode	McCormick	Schmeiser
Bennett	Grassley	McElroy	Schwartz
Bergman	Hansen	Mendenhall	Schwieger
Blouin	Hill	Menefee	Scott
Bray	Holden	Middleswart	Shaw
Clark	Husak	Millen	Siglin
Cochran	Jesse	Moffitt	Skinner
Curtis	Johnston	Nielsen	Small
Den Herder	Kelly	Norpel	Sorg
Dougherty	Kennedy	Nystrom	Stanley
Doyle	Kinley	Patton	Stokes
Dunton	Knoblauch	Pierson	Strand
Edelen	Kreamer	Priebe	Stromer
Egenes	Kruse	Radl	Strothman
Ellsworth	Larson	Rex	Taylor
Ewell	Lipsky	Rodgers	Tieden

Trowbridge	Waugh	Willits	Wyckoff
Uban	Welden	Winkelman	Mr. Speaker
Varley	Wells	Wirtz	

The nays were, none.

Absent or not voting, 17:

Camp	Franklin	Knoke	Monroe
Campbell	Freeman	Lawson	Pellett
Christensen	Hamilton	Miller	Pelton
Drake	Kehe	Mollett	Schroeder
Fischer, H. O.			

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

#### HOUSE CONCURRENT RESOLUTION 41 DEFERRED

Goode of Davis, District 98, called up for consideration **House Concurrent Resolution 41**, filed on May 26, 1971, and found on page 1703 of the House Journal.

Camp of Clinton, District 73, moved that House Concurrent Resolution 41 be referred to the committee on social services.

Roll call was requested by Small of Johnson, District 69, and Goode of Davis, District 98.

On the question "Shall House Concurrent Resolution 41 be referred to committee on social services?"

The ayes were, 31:

Bergman	Hill	Norpel	Strothman
Camp	Knoblauch	Nystrom	Tieden
Campbell	Kreamer	Roorda	Welden
Curtis	Kruse	Shaw	Wells
Den Herder	Lipsky	Siglin	Winkelman
Edelen	McElroy	Sorg	Wirtz
Egenes	Menefee	Stanley	Mr. Speaker
Fisher, C. R.	Moffitt	Stromer	

The nays were, 48:

Anania	Gluba	Mendenhall	Schwartz
Andersen	Goode	Middleswart	Schwieger
Blouin	Grassley	Miller	Scott
Bray	Husak	Nielsen	Small
Clark	Jesse	Patton	Stokes
Dougherty	Kelly	Pierson	Strand
Doyle	Kennedy	Priebe	Taylor
Dunton	Kinley	Radi	Trowbridge
Ellsworth	Larson	Rex	Uban
Ewell	Logemann	Rodgers	Waugh
Fischer, H. O.	Mayberry	Sargisson	Willits
Franklin	McCormick	Schmeiser	Wyckoff

Absent or not voting, 21:

Alt	Christensen	Drake	Hamilton
Bennett	Cochran	Freeman	Hansen

Holden  
Johnston  
Kehe  
Knoke

Lawson  
Millen  
Mollett

Monroe  
Pellett  
Pelton

Schroeder  
Skinner  
Varley

The motion lost.

Lipsky of Linn, District 46, asked and received unanimous consent that action on House Concurrent Resolution 41 be deferred.

#### HOUSE FILE 182 RECONSIDERED

Johnston of Johnson, District 70, called up for consideration the motion filed by him and Jesse of Polk, District 58, to reconsider **House File 182**, a bill for an act relating to compensation for refinancing costs where property is acquired for a public use.

Hill of Polk, District 62, moved to reconsider the vote by which House File 182 passed the House on April 2, 1971.

A non-record roll call was requested.

The ayes were 69, nays none.

The motion prevailed.

Hill of Polk, District 62, moved that the vote by which House File 182 was placed on its last reading be reconsidered.

The motion prevailed.

Hill of Polk, District 62, offered the following Hill-Holden-Welden amendment and moved its adoption:

Amend House File 182 as follows:

1. By striking all after the enacting clause and inserting the following sections:

Section 1. DEFINITIONS. As used in this Act the term:

1. "Person" means any individual, partnership, corporation, or association.

2. "Displaced person" means any person who moves from real property, or moves his personal property from real property, as a result of the acquisition of such real property, in whole or in part, or as the result of the written order of an acquiring agency to vacate real property, for a program or project undertaken by the state highway commission with federal highway assistance; and solely for the purposes of sections four (4) and seven (7) of this Act, as a result of the acquisition of or as the result of the written order of the commission to vacate other real property, on which such person conducts a business or farm operation, for such program or project.

3. "Business" means any lawful activity, excepting a farm operation, conducted primarily:

a. For the purchase, sale, lease and rental of personal and real property, and for the manufacture, processing, or marketing of products, commodities, or any other personal property;

b. For the sale of services to the public;

c. By a nonprofit organization; or

d. Solely for the purposes of section four (4), subsection one (1) of this Act, for assisting in the purchase, sale, resale, manufacture, processing, or marketing of products, commodities, personal property, or services by the erection and maintenance of an outdoor advertising display or displays, whether or not such display or displays are located on the premises on which any of the above activities are conducted.

4. "Farm operation" means any activity conducted solely or primarily for the production of one or more agricultural products or commodities, including timber, for sale or home use, and customarily producing such products or commodities in sufficient quantity to be capable of contributing materially to the operator's support.

5. "Mortgage" means such classes of liens as are commonly given to secure advances on, or the unpaid purchase price of real property, under the laws of this state, together with the credit instruments, if any, secured thereby.

6. "Federal agency" means any department, agency, or instrumentality in the executive branch of the federal government, and any wholly owned federal government corporation.

7. "Commission" means the state highway commission.

8. "Highway project" means any federal-aid street or highway project requiring the purchase or condemnation of private property for public use.

9. "Department rules" means all rules subject to the provisions of chapter seventeen A (17A) of the Code.

## Sec. 2. EFFECT UPON PROPERTY ACQUISITION.

1. The provisions of this Act shall not affect the validity of any property acquisitions by purchase or condemnation.

2. Nothing in this Act shall be construed as creating in any condemnation proceedings brought under the power of eminent domain, any element of value or of damage not in existence immediately prior to the date of this Act.

3. In order to prevent unjust enrichment or a duplication of payments to any condemnee, the courts of this state, when determining just compensation

in condemnation proceedings, shall not allow any damages which duplicate any of the benefits provided under the provisions of this Act.

**Sec. 3. DECLARATION OF POLICY.** The purpose of this Act is to establish a uniform policy for the fair and equitable treatment of persons displaced as a result of state and federally assisted highway programs in order that such persons shall not suffer disproportionate injuries as a result of programs designed for the benefit of the public as a whole. The general assembly declares that replacement housing for persons displaced by highway projects is a necessary and essential part of such highway projects. This Act shall be known and may be cited as the "Highway Relocation Assistance Law".

**Sec. 4. MOVING AND RELATED EXPENSES.**

1. Whenever the acquisition of real property for a program or project undertaken by the commission will result in the displacement of any person, the commission shall make a payment to any displaced person, upon proper application as approved by such commission, for:

a. Actual reasonable expenses in moving himself, his family, business, farm operation, or other personal property;

b. Actual direct losses of tangible personal property as a result of moving or discontinuing a business or farm operation, but not to exceed an amount equal to the reasonable expenses that would have been required to relocate such property, as determined by the commission; and

c. Actual reasonable expenses in searching for a replacement business or farm.

2. Any displaced person eligible for payments under subsection one (1) of this section who is displaced from a dwelling and who elects to accept the payments authorized by this subsection in lieu of the payments authorized by subsection one (1) of this section may receive a moving expense allowance, determined according to a schedule established by the commission not to exceed three hundred dollars; and a dislocation allowance of two hundred dollars.

3. Any displaced person eligible for payments under subsection one (1) of this section who is displaced from his place of business or from his farm operation and who elects to accept the payment authorized by this subsection in lieu of the payment authorized by subsection one (1) of this section, may receive a fixed payment in an amount equal to the average annual net earnings of the business or farm operation, except that such payment shall be not less than two thousand five hundred dollars nor more than ten thousand dollars. In the case of a business, no payment shall be made under this subsection unless the commission is satisfied that



the business cannot be relocated without a substantial loss of its existing patronage, and is not a part of a commercial enterprise having at least one other establishment not being acquired for a highway project which is engaged in the same or similar business. For purposes of this subsection, the term "average annual net earnings" means one-half of any net earnings of the business or farm operation, before federal, state, and local income taxes, during the two taxable years immediately preceding the taxable year in which such business or farm operation moves from the real property acquired for such project, or during such other period as the commission determines to be more equitable for establishing such earnings, and includes any compensation paid by the business or farm operation to the owner, his spouse, or his dependents during such period.

#### Sec. 5. REPLACEMENT HOUSING FOR HOMEOWNER.

1. In addition to payments otherwise authorized by this Act, the commission shall make an additional payment not in excess of fifteen thousand dollars to any displaced person who is displaced from a dwelling actually owned and occupied by such displaced person for not less than one hundred eighty days prior to the initiation of negotiations for the acquisition of the property. Such additional payment shall include the following elements:

a. The amount, if any, which when added to the acquisition cost of the dwelling acquired by the commission, equals the reasonable cost of a comparable replacement dwelling which is a decent, safe, and sanitary dwelling adequate to accommodate such displaced person, reasonably accessible to public services and places of employment and available on the private market. All determinations required to carry out this paragraph shall be made in accordance with departmental rules established by the commission in making these additional payments.

b. The amount, if any, which will compensate such displaced person for any increased interest costs which such person is required to pay for financing the acquisition of any such comparable replacement dwelling. Such amount shall be paid only if the dwelling acquired by the commission was encumbered by a bona fide mortgage which was a valid lien on such dwelling for not less than one hundred and eighty days prior to the initiation of negotiations for the acquisition of such dwelling. Such amount shall be equal to the excess in the aggregate interest and other debt service costs of that amount of the principal of the mortgage on the replacement dwelling which is equal to the unpaid balance of the mortgage on the acquired dwelling, over the remainder term of the mortgage on the acquired dwelling, reduced to discounted present value. The discount rate shall be the prevailing interest rate paid on savings

deposits by commercial banks in the general area in which the replacement dwelling is located.

c. Reasonable expenses incurred by such displaced person for evidence of title, recording fees, and other closing costs incident to the purchase of the replacement dwelling, but not including prepaid expenses.

2. The additional payment authorized by this section shall be made only to such a displaced person who purchases and occupies a replacement dwelling which is decent, safe, and sanitary not later than the end of the one-year period beginning on the date on which he receives from the commission final payment of all costs of the acquired dwelling, or on the date on which he moves from the acquired dwelling, whichever is the later date.

#### Sec. 6. REPLACEMENT HOUSING FOR TENANTS AND CERTAIN

OTHERS. In addition to amounts otherwise authorized by this Act, the commission shall make a payment to or for any displaced person displaced from any dwelling not eligible to receive a payment under section five (5) which dwelling was actually and lawfully occupied by such displaced person for not less than ninety days prior to the initiation of negotiations for acquisition of such dwelling. Such payment shall be either:

1. The amount necessary to enable such displaced person to lease or rent for a period not to exceed four years, a decent, safe, and sanitary dwelling of standards adequate to accommodate such person in areas not generally less desirable in regard to public utilities and public and commercial facilities, and reasonably accessible to his place of employment, but not to exceed four thousand dollars, or

2. The amount necessary to enable such person to make a down payment, including incidental expenses described in section five (5), subsection one (1), paragraph c, of this Act, on the purchase of a decent, safe, and sanitary dwelling of standards adequate to accommodate such person in areas not generally less desirable in regard to public utilities and public and commercial facilities, but not to exceed four thousand dollars, except that if such amount exceeds two thousand dollars, such person must equally match any such amount in excess of two thousand dollars, in making the down payment.

#### Sec. 7. RELOCATION ASSISTANCE ADVISORY SERVICES.

1. Whenever the acquisition of real property for a highway project undertaken by the commission will result in the displacement of any person, the commission shall provide a relocation assistance advisory program for displaced persons which shall offer the services described in subsection three (3) of this section. If the commission determines that

any person occupying property immediately adjacent to the real property acquired is caused substantial economic injury because of the acquisition, he may offer such person relocation advisory services under such program.

2. The commission shall cooperate to the maximum extent feasible with federal, state or local agencies to assure that such displaced persons receive the maximum assistance available to them.

3. Each relocation assistance advisory program required by subsection one (1) of this section shall include such measures, facilities, or services as may be necessary or appropriate in order to:

a. Determine the need, if any, of displaced persons, for relocation assistance;

b. Provide current and continuing information on the availability, prices, rentals, of comparable decent, safe, and sanitary sales and rental housing, and of comparable commercial properties and locations for displaced businesses;

c. Assure that, within a reasonable period of time, prior to displacement there will be available in areas not generally less desirable in regard to public utilities and public and commercial facilities and at rents or prices within the financial means of the families and individuals displaced, decent, safe, and sanitary dwellings, as defined by the commission, equal in number to the number of and available to such displaced persons who require such dwellings and reasonably accessible to their places of employment, except that the commission may prescribe by departmental rules situations when such assurances may be waived;

d. Assist a displaced person displaced from his business or farm operation in obtaining and becoming established in a suitable replacement location;

e. Supply information concerning federal and state housing programs, and other federal or state programs offering assistance to displaced persons; and

f. Provide other advisory services to displaced persons in order to minimize hardships to such persons in adjusting to relocation.

4. The commission shall coordinate relocation activities with project work, and other planned or proposed governmental actions in the community or nearby areas which may affect the carrying out of relocation assistance programs.

#### **Sec. 8. HOUSING REPLACEMENT BY COMMISSION AS LAST RESORT.**

1. If a highway project cannot proceed to actual construction because comparable replacement sale or rental housing is not available, and the commission determines that such housing cannot otherwise be made available, the commission may take such action as

is necessary or appropriate to provide such housing by use of funds authorized for such project. The commission may let contracts for the construction of said housing to approve plans and specifications for the building thereof, and to supervise, inspect and approve the housing once constructed in order that the housing so constructed complies with the terms and conditions of this Act.

2. No person shall be required to move from his dwelling on or after July 1, 1971, on account of any highway project, unless the commission is satisfied that replacement housing, in accordance with section seven (7), subsection three (3), paragraph c, of this Act, is available to such person.

Sec. 9. **RULES ADOPTED.** The commission shall make departmental rules and regulations necessary to effect the provisions of this Act and to assure:

1. Compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646.

2. The payment authorized by this Act are fair and reasonable and as uniform as practicable.

3. A displaced person who makes proper application for a payment authorized by this Act is paid promptly after a move or, in hardship cases, is paid in advance.

4. Any person aggrieved by a determination as to eligibility for a payment authorized by this Act, or the amount of a payment, may have his application reviewed by the commission.

All rules shall be subject to the provisions of chapter seventeen A (17A) of the Code.

Sec. 10. **APPLICABLE TO OTHER THAN FEDERAL AID HIGHWAYS.** The commission or any political subdivision may provide all or a part of the programs and payments authorized under this Act to persons displaced by any street or highway project which is financed in whole or in part by the state or a political subdivision, which is not a federal-aid project, and which requires the purchase or condemnation of private property for public use. To the extent that a program or payment is provided under this section, it shall be provided on a uniform basis to all persons so displaced. The commission shall make departmental rules and regulations to assure reasonable standards, which need not conform to federal rules and guidelines, for programs and payments provided under this section.

Sec. 11. **ACQUISITIONS BY OTHER STATE AGENCIES AND POLITICAL SUBDIVISIONS.** Whenever real property is acquired by a state agency or a political subdivision of the state incident to a federal project or program, the state agency or political subdivision is hereby authorized and shall make all payments and provide all services required by this Act of the

commission in order to secure the federal funds available for such project or program.

**Sec. 12. PAYMENTS NOT TO BE CONSIDERED AS INCOME.** No payment received under this Act shall be considered as income for the purposes of chapter four hundred twenty-two (422) of the Code.

**Sec. 13. ADMINISTRATION.** In order to prevent unnecessary expenses and duplications of functions, and to promote uniform and effective administration of relocation assistance programs for displaced persons, the commission may enter into contracts with any individual, firm, association, or corporation for services in connection with such programs, or may carry out its functions through any governmental agency, political subdivision, or instrumentality having an established organization for conducting relocation assistance programs. The commission shall, in carrying out the relocation assistance activities described in section eight (8) whenever practicable, utilize the services of state or local housing agencies, or other agencies having experience in the administration or conduct of similar housing assistance activities.

**Sec. 14. FUNDING.** Payments and expenditures under the provisions of this Act are incident to and arise out of the construction, maintenance, and supervision of public highways and streets, and, in the case of any federal-aid highway project, may be made by the commission from the primary road fund and funds made available by the federal government for the purpose of carrying out the provisions of this Act. Payments made under authority of section ten (10) of this Act may be made from the primary road fund in case of a primary road project only, and in other cases may be made from the secondary road fund or from appropriate funds under control of a political subdivision.

**Sec. 15. FEDERAL GRANTS.** The commission may do all things necessary to carry out the provisions of this Act and to secure federal grants to make the payments required by this Act, but the absence of federal aid to make such payments shall not discharge the obligation to make the payments.

**Sec. 16.** Chapter three hundred sixteen (316), Code 1971, is repealed.

**Sec. 17.** Section four hundred seventy-two point forty-two (472.42), Code 1971, is amended as follows:

**472.42 EMINENT DOMAIN—PAYMENT TO DISPLACED PERSONS.** Any utility or railroad subject to section 474.10, chapter 490, or chapter 490A, authorized by law to acquire property by condemnation that does acquire the property of any person who is displaced thereby after July 1, [1970] 1971, shall pay to such person in addition to all other sums of money required

by law a displacement allowance in accordance with and in the same manner as provided for acquisition for highway projects in sections [316.3, 316.4 and 316.5] 4, 5, 6 and 8 of this Act. In the application of said sections to utilities and railroads the term "commission" shall mean the Iowa state commerce commission. The displacement allowance shall be paid in the manner provided in [that chapter] section 4, 5, 6 and 8 of this Act and pursuant to the rules and regulations promulgated by the commission. Any person aggrieved by a determination as to eligibility for a payment or the amount of such payment may, upon application, have the matter reviewed by the commission. The decision of the commission upon review shall be final as to all parties. Any utility or railroad subject to this section that proposes to acquire the property of any person who will be displaced by such acquisition shall inform such person of his right to receive a displacement allowance and, if his entitlement thereto or the amount thereof is in dispute, his right of appeal to the commission.

2. Page 1, amend the title by striking all after the word "Act" on line 1 and all of line 2 and inserting in lieu thereof the words "providing a relocation advisory assistance program and relocation payments to persons displaced by highway projects."

The amendment was adopted.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 182)

The ayes were, 82:

Alt	Goode	Mendenhall	Siglin
Anania	Grassley	Menefee	Small
Andersen	Hansen	Middleswart	Sorg
Bergman	Hill	Millen	Stanley
Blouin	Holden	Moffitt	Stokes
Bray	Husak	Nielsen	Strand
Camp	Jesse	Norpel	Stromer
Clark	Johnston	Nystrom	Strothman
Cochran	Kelly	Patton	Taylor
Curtis	Kennedy	Pierson	Tieden
Den Herder	Kinley	Priebe	Trowbridge
Dougherty	Knoblauch	Rex	Uban
Doyle	Kreamer	Rodgers	Varley
Dunton	Kruse	Roorda	Waugh
Edelen	Larson	Sargisson	Welden
Egenes	Lawson	Schmeiser	Wells
Ellsworth	Lpisky	Schwartz	Willits
Fischer, H. O.	Logemann	Schwieger	Winkelman
Fisher, C. R.	Mayberry	Scott	Wyckoff
Franklin	McCormick	Shaw	Mr. Speaker
Gluba	McElroy		

The nays were, none.

Absent or not voting, 18:

Bennett	Freeman	Mollett	Radl
Campbell	Hamilton	Monroe	Schroeder
Christensen	Kehe	Pellett	Skinner
Drake	Knoke	Pelton	Wirtz
Ewell	Miller		

The bill having received a constitutional majority was declared to have been repassed by the House and the title as amended was agreed to.

### SENATE AMENDMENTS CONSIDERED

#### HOUSE REFUSES TO CONCUR (House File 211)

Grassley of Butler, District 10, called up for consideration **House File 211**, a bill for an act relating to the term of office of county attorneys, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 211 as follows:

1. Page 1, line 8, by inserting after the word "auditor" the following: "*a county attorney*,".

2. Page 1, by striking lines 14 through 20, inclusive, and inserting in lieu thereof the following:

"[There shall be elected in each county, at each general election, a county attorney, who shall hold office for a term of two years.]"

A non-record roll call was requested.

The ayes were 26, nays 48.

Motion lost and the House refused to concur in the Senate amendment.

Schwartz of Wapello, District 97, called up for consideration **House File 567**, a bill for an act relating to commission form cities, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 567 as follows:

1. Page 2, lines 27, strike the word "*shall*" and insert in lieu thereof the word "*may*".

2. Page 2, strike lines 28 through 35, inclusive, and strikes lines 1 and 2 on page 3, and insert in lieu thereof the following:

"*submit to the voters of the city, either at the next regular city election or at a special election, the question of whether to change to a council consisting of a mayor and two councilmen, as provided in section 363B.2. If the question is submitted at a special election and the change is approved by a majority of the voters, the change shall become effective*

*with the terms of office beginning the following January. If the question is submitted at the next regular election and the change is approved by a majority of the voters, the change shall become effective with the term of office beginning in January two years subsequent to the January next following the election. If the question is submitted at either the next regular election or a special election and a change is not approved by a majority of the voters, the city shall continue to be governed by a council consisting of a mayor and four councilmen, as provided in section 363B.1."*

Motion prevailed and the House concurred in the Senate amendment.

Schwartz of Wapello, District 97, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 567)

The ayes were, 79:

Anania	Franklin	Menefee	Scott
Andersen	Gluba	Middleswart	Shaw
Bergman	Goode	Millen	Siglin
Blouin	Grassley	Miller	Skinner
Bray	Hansen	Moffitt	Small
Camp	Hill	Nielsen	Stanley
Campbell	Husak	Norpel	Stokes
Clark	Jesse	Nystrom	Strand
Cochran	Johnston	Patton	Stromer
Curtis	Kennedy	Pellett	Strothman
Den Herder	Kinley	Pierson	Tieden
Dougherty	Knoblauch	Priebe	Trowbridge
Doyle	Kreamer	Radl	Varley
Dunton	Kruse	Rex	Waugh
Edelen	Lipsky	Rodgers	Welden
Egenes	Logemann	Roorda	Willits
Ellsworth	Mayberry	Sargisson	Winkelman
Ewell	McCormick	Schmeiser	Wyckoff
Fischer, H. O.	McElroy	Schwartz	Mr. Speaker
Fisher, C. R.	Mendenhall	Schwieger	

The nays were, none.

Absent or not voting, 21:

Alt	Holden	Lawson	Sorg
Bennett	Kehe	Mollett	Taylor
Christensen	Kelly	Monroe	Uban
Drake	Knoke	Pelton	Wells
Freeman	Larson	Schroeder	Wirtz
Hamilton			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Roorda of Jasper, District 67, called up for consideration **House**



**File 686**, a bill for an act relating to the review of school budgets for the school year commencing July 1, 1971, by the school budget review committee, and the filing of tentative budgets by individual school districts, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 686 as passed by the House, page 2, by inserting after the period in line 6 the following:

"In addition, the school budget review committee may meet at any other time during the year, at the call of the chairman."

Motion prevailed and the House concurred in the Senate amendment.

Roorda of Jasper, District 67, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 686)

The ayes were, 81:

Alt	Goode	Menefee	Scott
Anania	Grassley	Middleswart	Shaw
Andersen	Hansen	Millen	Siglin
Bergman	Hill	Miller	Skinner
Blouin	Husak	Moffitt	Sorg
Camp	Jesse	Nielsen	Stanley
Campbell	Johnston	Norpel	Stokes
Clark	Kelly	Nystrom	Strand
Cochran	Kennedy	Patton	Stromer
Curtis	Kinley	Pellett	Strothman
Den Herder	Knoblauch	Pierson	Taylor
Dougherty	Kreamer	Priebe	Tieden
Doyle	Kruse	Radl	Trowbridge
Dunton	Larson	Rex	Varley
Edelen	Lipsky	Rodgers	Waugh
Egenes	Logemann	Roorda	Welden
Ellsworth	Mayberry	Sargisson	Willits
Ewell	McCormick	Schmeiser	Winkelman
Fischer, H. O.	McElroy	Schwartz	Wyckoff
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Gluba			

The nays were, 1:

Uban

Absent or not voting, 18:

Bennett	Freeman	Lawson	Schroeder
Bray	Hamilton	Mollett	Small
Christensen	Holden	Monroe	Wells
Drake	Kehe	Pelton	Wirtz
Franklin	Knoke		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**Senate File 509**, a bill for an act relating to vocational training and apprenticeship programs, with report of committee recommending passage, was taken up for consideration.

Millen of Van Buren, District 99, offered the following amendment filed by him and moved its adoption:

Amend Senate File 509 by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section ninety-two point nine (92.9), unnumbered paragraph one (1), Code 1971, is amended as follows:

92.9 SCHOOL TRAINING PERMITTED. The provisions of [section] sections 92.8 and 92.10 shall not apply to pupils working under an instructor in a manual training department in the public schools of the state or under an instructor in a school shop, or industrial plant, or in a course of vocational education, or to apprentices provided they are employed under all of the following conditions:".

The amendment was adopted.

Millen of Van Buren, District 99, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 509)

The ayes were, 79:

Alt	Hansen	Miller	Skinner
Anania	Hill	Moffitt	Small
Andersen	Husak	Nielsen	Sorg
Bergman	Jesse	Norpel	Stanley
Blouin	Johnston	Nystrom	Stokes
Camp	Kelly	Patton	Strand
Campbell	Kennedy	Pellett	Stromer
Clark	Kinley	Pierson	Taylor
Cochran	Knoblauch	Priebe	Tieden
Curtis	Kreamer	Radl	Trowbridge
Den Herder	Kruse	Rex	Uban
Dougherty	Larson	Rodgers	Varley
Doyle	Lipsky	Roorda	Waugh
Dunton	Logemann	Sargisson	Welden
Edelen	Mayberry	Schmeiser	Wells
Ellsworth	McCormick	Schwartz	Willits
Fischer, H. O.	McElroy	Schwieger	Winkelman
Fisher, C. R.	Menefee	Scott	Wyckoff
Goode	Middleswart	Shaw	Mr. Speaker
Grassley	Millen	Siglin	

The nays were, none.

Absent or not voting, 21:

Bennett	Franklin	Kehe	Monroe
Bray	Freeman	Knoke	Pelton
Christensen	Gluba	Lawson	Schroeder
Drake	Hamilton	Mendenhall	Strothman
Egenes	Holden	Mollett	Wirtz
Ewell			

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

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 268, a bill for an act relating to the issuance and use of distress flags by handicapped persons.

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

House File 694, a bill for an act relating to motor vehicle fuel tax appropriated to the department of revenue.

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

Senate File 446, a bill for an act relating to the overall length of combinations of vehicles.

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

Senate File 503, a bill for an act relating to salaries of county officers.

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

Senate File 555, a bill for an act appropriating from the general fund of the state for the Iowa law enforcement academy.

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

Senate File 556, a bill for an act appropriating to the executive council general contingent fund.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 268

- 1 Amend House File 268, page 3, line 11, by inserting after
- 2 the word "misdemeanor" the following: "and punishable by a
- 3 fine of not more than one hundred dollars or thirty days in
- 4 jail".

**REPORT OF JOINT COMMITTEE ON ENROLLED BILLS**

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 73.

**ELIZABETH R. MILLER**  
Chairman, House Committee  
**JOHN C. RHODES**  
Chairman, Senate Committee

Report adopted.

**BILL SIGNED BY THE SPEAKER**

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 73.

**BILL SENT TO THE GOVERNOR**

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 28th day of May, 1971, sent to the Governor for his approval: House File 73.

**ELIZABETH R. MILLER, Chairman**

Report adopted.

**REPORT OF SIFTING COMMITTEE**

**MR. SPEAKER:** Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

**S. F. 518 COMMITTEE BILL.** Condemnation of property by the county. By county government.

**H. F. 679** Relating to the powers and duties of the budget and financial control committee and the legislative fiscal director. By Pelton.

**ANDREW VARLEY, Chairman**

**REPORT OF SIFTING COMMITTEE**

(Noncontroversial Calendar)

**MR. SPEAKER:** Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

**H. F. 533** Relating to inspection of patients' records. By Kelly.

**S. F. 533 COMMITTEE BILL.** Legalize the purchase of real estate by the historical society. By judiciary.

- S. F. 485 COMMITTEE BILL. Elections to fill vacancies in the General Assembly. By judiciary.  
ANDREW VARLEY, Chairman

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 27, 1971, he approved and transmitted to the Secretary of State the following bills:

- S. F. 138 To establish a chiropractic examining board fund and to increase the fee for renewal of a license to practice chiropractic.
- S. F. 205 Relating to assessments levied by drainage and levee districts and to interest rates.
- S. F. 217 Relating to compensating state employees for the use of their motor vehicles.
- S. F. 302 Relating to the reporting of motor vehicle accidents.
- S. F. 355 Relating to the tax levy for county hospitals in counties having a population of two hundred twenty-five thousand or more.
- S. F. 402 Relating to benefits under the peace officers' retirement system.
- S. F. 425 To legalize and validate the proceedings of the town council of the Town of Peterson, Clay County, Iowa, levying certain special assessments and issuing special assessment street improvement bonds.
- S. F. 433 To provide for annual validation of motor vehicle registration plates.
- S. F. 442 Relating to the investment of public funds from the sale of school bonds.
- S. F. 460 Providing for enactment of the uniform partnership act.
- S. F. 461 Relating to supreme court officers and employees and their duties, including court administration, as directed by the supreme court.
- S. F. 468 An act relating to the regulation and control of certain drugs and providing procedures for enforcement and penalties and making additional amendments to the Code in conformity with Senate File 1, acts of the Sixty-fourth General Assembly, First Session.
- S. F. 474 Relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials.
- S. F. 484 To authorize county boards of supervisors to adopt and enforce certain traffic ordinances, and to provide penalties for violations.
- S. F. 530 Relating to conditions of withdrawal from a county library district.

#### AMENDMENTS FILED

- 1 Amend House File 220 as follows:
- 2 1. Page 2, line 29, by striking all after the
- 3 word "building" and by striking lines 30 and 31.
- 4 2. Page 3, line 31, by adding after the word
- 5 "any" the words "real property".
- 6 3. Page 4, line 10, by striking all after the
- 7 word "located", and by striking all of lines 11 and 12.
- 8 Page 4, lines 24 and 25, by striking the words

9 "past, present, or anticipated".

10 Page 4, line 27, by striking the word "three" and  
11 inserting in lieu thereof the word "six".

12 4. Page 5, by striking all of lines 5, 6, and 7.

13 5. Page 8, line 2, by striking the word "felony"  
14 and inserting in lieu thereof the word "misdemeanor",  
15 and by striking the words "five thousand" and inserting  
16 in lieu thereof the words "two thousand".

17 Page 8, line 3, by striking the word "penitenti-  
18 ary" and inserting in lieu thereof the words "county  
19 jail".

20 Page 8, line 4, by striking the words "two years"  
21 and inserting in lieu thereof the words "six months".

22 Page 8, by striking all of line 19 and inserting  
23 in lieu thereof the following: "of or offer for sale  
24 within this state land located without this state".

25 Page 8, line 31, by striking the word "ten" and  
26 inserting in lieu thereof the word "forty-five".

27 6. Page 9, line 10, by striking the words "one  
28 year" and inserting in lieu thereof the words "six  
29 months".

30 Page 9, line 17, by striking the word "subdivi-  
31 sion" and inserting in lieu thereof the word "filing".

ANDERSEN of Woodbury, District 23

1 Amend House File 724 as follows:

2 1. Page 2, line 3, by striking the word "bien-  
3 nium", and inserting in lieu thereof the word "year".

4 2. Page 2, line 4, by striking the figure "1973"  
5 and inserting in lieu thereof the figure "1972".

6 3. Page 2, line 7, by striking the figures "1972-  
7 1973".

8 4. By striking all words and figures in the 1972-  
9 1973 column on pages 2, 3 and 4.

10 5. Page 4, by striking all of line 31, and through  
11 the word "biennium" in line 32.

12 6. Page 5, by striking the words "and nine hun-  
13 dred" from line 7, all of line 8, and through the word  
14 "biennium" in line 9.

UBAN of Black Hawk, District 38

On motion by Kreamer of Polk, District 63, the House adjourned until 9:30 a.m., Tuesday, June 1, 1971, pursuant to House Concurrent Resolution 39 duly adopted.

# JOURNAL OF THE HOUSE

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One Hundred Forty-second Calendar Day—Ninety-fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JUNE 1, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Terry Pepper, Des Moines, Iowa. Reverend Pepper graduated from Open Bible College on May 15, 1971, and is Indexing Clerk in the Iowa House of Representatives.

The Journal of Friday, May 28, 1971, was approved.

## PERSONAL PRIVILEGE

Scott of Cerro Gordo, District 18, rose on a point of personal privilege and presented Tom Miller and Curley Hintzman, representatives from the Clear Lake Chamber of Commerce, who extended an invitation to the members of the legislature and their families to the thirty-third Governor's Days on August 6, 7 and 8.

## ANNIVERSARY CONGRATULATIONS

Knoblauch of Carroll, District 28, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Dale Cochran and Mrs. Cochran on their nineteenth wedding anniversary.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Thirty-eight 4-H students from Joyce, Iowa, accompanied by their leader, Mrs. Richard Hanna. By Logemann of Worth, District 7.

## PETITIONS FILED

The following petitions were received and placed on file:

By Winkelman of Calhoun, District 26, from twenty-five residents of Calhoun County opposing the repeal of the Iowa meat and poultry inspection law and supporting the present law by funding the present program.

By Wells of Linn, District 44, from thirty-one residents of Cedar Rapids, Iowa, opposing the decision requiring motorcyclists to wear helmet and goggles.

By Camp of Clinton, District 73, from fourteen hundred taxpayers and voters of Iowa supporting legislation providing for a cost of living wage adjustment for state employees in 1971 and 1972; longevity pay, and advocating that the gas tax collected be used for designing, constructing and maintaining highways.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Bray of Scott, District 77, for June 1 and 2, on request of Cochran of Webster, District 29; McCormick of Delaware, District 48, on request of Knoblauch of Carroll, District 28.

#### INTRODUCTION OF BILL

**House File 725**, by Logemann, Taylor, Priebe, Wirtz, Mendenhall, Schwieger, Grassley, Middleswart, Dougherty, Winkelman, Roorda, Nielsen, Strothman, Edelen, Trowbridge, Schroeder, Stromer, Scott, Miller, Strand, Patton, Wyckoff, Waugh, Moffitt, McElroy, Radl, Rex, Stokes, Siglin, Menefee, Dunton, Fischer of Grundy and Nystrom (Curran, Keith and Stephens), a bill for an act requiring the election of members of county zoning commissions and voter approval of county zoning plans.

Read first time and referred to the **sifting committee**.

#### SENATE MESSAGES CONSIDERED

**Senate File 446**, a bill for an act relating to the overall length of combinations of vehicles.

Read first time and referred to the **sifting committee**.

**Senate File 503**, a bill for an act relating to the salaries of county officers.

Read first time and referred to the **sifting committee**.

**Senate File 555**, a bill for an act to provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy.

Read first time and referred to the committee on **appropriations**.

**Senate File 556**, a bill for an act creating and making an appropriation to the executive council general contingent fund.

Read first time and referred to the committee on **appropriations**.



## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 600, a bill for an act relating to the minimum age for appointment of commissioned and warrant officers in the national guard.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 600

- 1 Amend House File 600, page 2, line 1, by striking the word
- 2 "twentieth" and inserting in lieu thereof the word
- 3 "eighteenth".

## SENATE AMENDMENTS CONSIDERED

Lipsky of Linn, District 46, called up for consideration **House File 63**, a bill for an act to provide compensation for the public representatives serving on the committee on child labor, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 63, page 1, line 19, by striking the word "forty" and inserting in lieu thereof the word "thirty".

Motion prevailed and the House concurred in the Senate amendment.

Lipsky of Linn, District 46, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 63)

The ayes were, 74:

Alt	Freeman	Menefee	Schwieger
Anania	Gluba	Middleswart	Scott
Bennett	Goode	Miller	Siglin
Bergman	Grassley	Moffitt	Small
Blouin	Hansen	Mollett	Strand
Camp	Hill	Nielsen	Stromer
Campbell	Husak	Norpel	Strothman
Clark	Kehe	Nystrom	Taylor
Cochran	Kelly	Patton	Tieden
Curtis	Kinley	Pellett	Trowbridge
Den Herder	Knoblauch	Pierson	Varley
Dougherty	Knoke	Priebe	Waugh
Doyle	Kreamer	Rex	Welden
Drake	Kruse	Rodgers	Wells
Dunton	Larson	Roorda	Willits
Edelen	Lipsky	Sargisson	Winkelman
Ellsworth	Logemann	Schmeiser	Wyckoff
Fischer, H. O.	McElroy	Schroeder	Mr. Speaker
Fisher, C. R.	Mendenhall		

The nays were, none.

Absent or not voting, 26:

Andersen	Holden	Millen	Skinner
Bray	Jesse	Monroe	Sorg
Christensen	Johnston	Pelton	Stanley
Egenes	Kennedy	Radl	Stokes
Ewell	Lawson	Schwartz	Uban
Franklin	Mayberry	Shaw	Wirtz
Hamilton	McCormick		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Dunton of Keokuk, District 88, called up for consideration **House File 268**, a bill for an act relating to the issuance and use of distress flags by handicapped persons and providing penalties for violations thereof, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House 268, page 3, line 11, by inserting after the word "misdemeanor" the following: "and punishable by a fine of not more than one hundred dollars or thirty days in jail".

Motion prevailed and the House concurred in the Senate amendment.

Dunton of Keokuk, District 88, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 268)

The ayes were, 77:

Alt	Goode	Millen	Small
Anania	Grassley	Miller	Sorg
Andersen	Hansen	Moffitt	Stanley
Bergman	Hill	Mollett	Stokes
Blouin	Husak	Nielsen	Strand
Camp	Kehe	Norpel	Stromer
Campbell	Kelly	Nystrom	Strothman
Clark	Kinley	Patton	Taylor
Cochran	Knoblauch	Pierson	Tieden
Curtis	Knoke	Priebe	Trowbridge
Den Herder	Kreamer	Rex	Uban
Dougherty	Kruse	Rodgers	Varley
Doyle	Larson	Roorda	Welden
Drake	Lipsky	Sargisson	Wells
Dunton	Logemann	Schmeiser	Willits
Edelen	McElroy	Schroeder	Winkelman
Ellsworth	Mendenhall	Schwieger	Wirtz
Fischer, H. O.	Menefee	Scott	Wyckoff
Fisher, C. R.	Middleswart	Siglin	Mr. Speaker
Freeman			

The nays were, none.

## Absent or not voting, 23:

Bennett	Gluba	Lawson	Radl
Bray	Hamilton	Mayberry	Schwartz
Christensen	Holden	McCormick	Shaw
Egenes	Jesse	Monroe	Skinner
Ewell	Johnston	Pellett	Waugh
Franklin	Kennedy	Pelton	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

**Senate File 518**, a bill for an act relating to the condemnation of property by the county for flood and erosion control projects, with report of committee recommending passage, was taken up for consideration.

**Rex of Hamilton**, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 518)

## The ayes were, 77:

Alt	Goode	Moffitt	Sorg
Anania	Grassley	Mollett	Stanley
Andersen	Hansen	Nielsen	Stokes
Bergman	Husak	Norpel	Strand
Blouin	Jesse	Nystrom	Stromer
Camp	Kehe	Patton	Strothman
Campbell	Kelly	Pellett	Taylor
Clark	Kinley	Pierson	Tieden
Cochran	Knoblauch	Priebe	Trowbridge
Curtis	Knoke	Rex	Uban
Dougherty	Kreamer	Rodgers	Varley
Doyle	Kruse	Roorda	Waugh
Drake	Larson	Sargisson	Welden
Dunton	Lipsky	Schmeiser	Wells
Edelen	Logemann	Schroeder	Willits
Ellsworth	McElroy	Schwieger	Winkelman
Ewell	Mendenhall	Scott	Wirtz
Fisher, C. R.	Middleswart	Siglin	Wyckoff
Freeman	Millen	Small	Mr. Speaker
Gluba			

The nays were, none.

## Absent or not voting, 23:

Bennett	Franklin	Lawson	Pelton
Bray	Hamilton	Mayberry	Radl
Christensen	Hill	McCormick	Schwartz
Den Herder	Holden	Menefee	Shaw
Egenes	Johnston	Miller	Skinner
Fischer, H. O.	Kennedy	Monroe	

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

#### SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**House File 533**, a bill for an act relating to inspection of patients' records, with report of committee recommending passage, was taken up for consideration.

Kelly of Woodbury, District 22, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 533)

The ayes were, 69:

Alt	Grassley	Middleswart	Schwieger
Anania	Hansen	Millen	Scott
Andersen	Husak	Miller	Siglin
Bergman	Jesse	Mollett	Small
Camp	Kehe	Nielsen	Sorg
Campbell	Kelly	Norpel	Stanley
Cochran	Kinley	Nystrom	Stokes
Curtis	Knoblauch	Patton	Strand
Den Herder	Knoke	Pellett	Stromer
Dougherty	Kreamer	Pierson	Strothman
Doyle	Kruse	Priebe	Varley
Drake	Larson	Rex	Waugh
Dunton	Logemann	Rodgers	Welden
Edelen	Mayberry	Roorda	Wells
Ellsworth	McElroy	Sargisson	Winkelman
Fischer, H. O.	Mendenhall	Schmeiser	Wyckoff
Fisher, C. R.	Menefee	Schroeder	Mr. Speaker
Gluba			

The nays were, 14:

Blouin	Hill	Taylor	Uban
Clark	Lipsky	Tieden	Willits
Freeman	Moffitt	Trowbridge	Wirtz
Goode	Monroe		

Absent or not voting, 17:

Bennett	Franklin	Kennedy	Radl
Bray	Hamilton	Lawson	Schwartz
Christensen	Holden	McCormick	Shaw
Egenes	Johnston	Pelton	Skinner
Ewell			

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

**Senate File 533**, a bill for an act to legalize the purchase of real estate by the state historical society of Iowa, for the use and benefit of the State of Iowa, with report of committee recommending passage, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 533)

The ayes were, 81:

Alt	Goode	Millen	Small
Anania	Grassley	Miller	Sorg
Andersen	Hansen	Moffitt	Stanley
Bergman	Hill	Mollett	Stokes
Blouin	Husak	Monroe	Strand
Camp	Jesse	Nielsen	Stromer
Campbell	Kehe	Norpel	Strothman
Clark	Kelly	Nystrom	Taylor
Cochran	Kinley	Pellett	Tieden
Curtis	Knoblauch	Pelton	Trowbridge
Den Herder	Knoke	Pierson	Uban
Dougherty	Kreamer	Priebe	Varley
Doyle	Kruse	Rex	Waugh
Drake	Larson	Rodgers	Welden
Dunton	Lipsky	Roorda	Wells
Edelen	Logemann	Sargisson	Willits
Ellsworth	Mayberry	Schroeder	Winkelman
Ewell	McElroy	Schwieger	Wirtz
Fisher, C. R.	Mendenhall	Scott	Wyckoff
Freeman	Middleswart	Siglin	Mr. Speaker
Gluba			

The nays were, none.

Absent or not voting, 19:

Bennett	Franklin	Lawson	Schmeiser
Bray	Hamilton	McCormick	Schwartz
Christensen	Holden	Menefee	Shaw
Egenes	Johnston	Patton	Skinner
Fischer, H. O.	Kennedy	Radl	

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

**Senate File 485**, a bill for an act relating to elections to fill vacancies in the General Assembly, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 485)

The ayes were, 83:

Alt	Cochran	Ellsworth	Hill
Anania	Curtis	Fischer, H. O.	Husak
Andersen	Den Herder	Fisher, C. R.	Jesse
Bergman	Dougherty	Freeman	Kehe
Blouin	Doyle	Gluba	Kelly
Camp	Drake	Goode	Kinley
Campbell	Dunton	Grassley	Knoblauch
Clark	Edelen	Hansen	Knoke

Kreamer	Monroe	Schmeiser	Tieden
Kruse	Nielsen	Schroeder	Trowbridge
Larson	Norpel	Schwieger	Uban
Lipsky	Nystrom	Scott	Varley
Logemann	Patton	Shaw	Waugh
Mayberry	Pellett	Siglin	Welden
McElroy	Pelton	Sorg	Wells
Mendenhall	Pierson	Stanley	Willits
Menefee	Priebe	Stokes	Winkelman
Millen	Rex	Strand	Wirtz
Miller	Rodgers	Stromer	Wyckoff
Moffitt	Roorda	Strothman	Mr. Speaker
Mollett	Sargisson	Taylor	

The nays were, none.

Absent or not voting, 17:

Bennett	Franklin	Kennedy	Radl
Bray	Hamilton	Lawson	Schwartz
Christensen	Holden	McCormick	Skinner
Egenes	Johnston	Middleswart	Small
Ewell			

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

#### MOTION TO RECONSIDER

(Senate File 444)

Schroeder of Pottawattamie, District 54, called up for consideration his motion to reconsider filed May 24, 1971, and moved to reconsider the vote by which **Senate File 444**, a bill for an act relating to student fees at merged area community colleges and vocational schools, passed the House on May 24, 1971.

A non-record roll call was requested.

The ayes were 43, nays 35.

The motion lost.

#### SIFTING COMMITTEE CALENDAR

**House File 679**, a bill for an act relating to the powers and duties of the budget and financial control committee and the legislative fiscal director, with report of committee recommending passage, was taken up for consideration.

Goode of Davis, District 98, offered the following amendment from the floor and moved its adoption:

Amend House File 679, page 2, line 30, by striking the word "shall" and inserting in lieu thereof the word "may".

The amendment was adopted.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 679)

The ayes were, 57:

Alt	Freeman	Mollett	Sorg
Andersen	Gluba	Monroe	Stanley
Bergman	Goode	Norpel	Strand
Blouin	Hansen	Nystrom	Stromer
Camp	Kelly	Pellett	Strothman
Campbell	Knoke	Pelton	Taylor
Cochran	Kreamer	Pierson	Tieden
Curtis	Kruse	Rex	Uban
Den Herder	Logemann	Roorda	Varley
Dougherty	McElroy	Schmeiser	Welden
Drake	Menefee	Schroeder	Winkelman
Edelen	Middleswart	Schwieger	Wyckoff
Ellsworth	Millen	Siglin	Mr. Speaker
Fischer, H. O.	Miller	Small	
Fisher, C. R.	Moffitt		

The nays were, 28:

Anania	Hill	Lipsky	Scott
Clark	Husak	Mayberry	Shaw
Doyle	Jesse	Mendenhall	Stokes
Dunton	Kehe	Patton	Trowbridge
Ewell	Kinley	Priebe	Waugh
Franklin	Knoblauch	Rodgers	Wells
Grassley	Larson	Sargisson	Willits

Absent or not voting, 15:

Bennett	Hamilton	Lawson	Schwartz
Bray	Holden	McCormick	Skinner
Christensen	Johnston	Nielsen	Wirtz
Egenes	Kennedy	Radl	

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

#### HOUSE CONCURRENT RESOLUTION 26 PENDING

Freeman of Buena Vista, District 15, called up for consideration **House Concurrent Resolution 26**, filed on March 12, 1971, and found on pages 640 and 641 of the House Journal:

(House Concurrent Resolution 26 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

## CONSIDERATION OF BILLS

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration House Files 719, 720, 721, 722 and 723.

## APPROPRIATIONS CALENDAR

**House File 720**, a bill for an act to appropriate the fish and game protection fund for use by the state conservation commission, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment by the committee on appropriations from the floor and moved its adoption:

Amend House File 720, page 3, by adding after the period in line 13 the following:

"The commission to which this appropriation is made may make application to the appropriation committees for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committees or a subcommittee thereof shall hold a hearing upon such application while the General Assembly is in regular session."

The amendment was adopted.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 720)

The ayes were, 89:

Alt	Fisher, C. R.	Logemann	Roorda
Anania	Franklin	Mayberry	Sargisson
Andersen	Freeman	McCormick	Schmeiser
Bergman	Gluba	McElroy	Schwartz
Blouin	Goode	Menefee	Schwieger
Camp	Grassley	Middleswart	Scott
Campbell	Hansen	Millen	Shaw
Christensen	Hill	Miller	Siglin
Clark	Husak	Moffitt	Skinner
Cochran	Jesse	Monroe	Small
Curtis	Kehe	Nielsen	Sorg
Den Herder	Kelly	Norpel	Stanley
Dougherty	Kennedy	Nystrom	Stokes
Doyle	Kinley	Patton	Strand
Drake	Knoblauch	Pellett	Stromer
Dunton	Knoke	Pelton	Strothman
Edelen	Kreamer	Pierson	Taylor
Egenes	Kruse	Priebe	Tieden
Ellsworth	Larson	Radl	Trowbridge
Ewell	Lipsky	Rodgers	Uban



Varley  
Waugh  
Welden

Wells  
Willits

Winkelman  
Wirtz

Wyckoff  
Mr. Speaker

The nays were, none.

Absent or not voting, 11:

Bennett  
Bray  
Fischer, H. O.

Hamilton  
Holden  
Johnston

Lawson  
Mendenhall  
Mollett

Rex  
Schroeder

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

**House File 722**, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment by the committee on appropriations from the floor and moved its adoption:

Amend House File 722, page 3, by adding after the period in line 17 the following:

“The commission to which this appropriation is made may make application to the appropriation committees for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committees or a subcommittee thereof shall hold a hearing upon such application while the General Assembly is in regular session.”

The amendment was adopted.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 722)

The ayes were, 88:

Alt  
Anania  
Andersen  
Bergman  
Camp  
Campbell  
Christensen  
Clark  
Cochran  
Curtis  
Den Herder  
Dougherty  
Doyle  
Drake  
Dunton  
Edelen

Egenes  
Ellsworth  
Ewell  
Fisher, C. R.  
Franklin  
Freeman  
Gluba  
Goode  
Grassley  
Hansen  
Hill  
Husak  
Jesse  
Kehe  
Kelly  
Kennedy

Kinley  
Knoblauch  
Knoke  
Kreamer  
Kruse  
Larson  
Lipsky  
Logemann  
Mayberry  
McCormick  
McElroy  
Menefee  
Middleswart  
Millen  
Miller  
Moffitt

Monroe  
Nielsen  
Norpel  
Nystrom  
Patton  
Pellett  
Pelton  
Pierson  
Priebe  
Radl  
Rex  
Rodgers  
Roorda  
Sargisson  
Schmeiser  
Schroeder

Schwartz	Sorg	Tieden	Wells
Schwieger	Stanley	Trowbridge	Willits
Scott	Stokes	Uban	Winkelman
Shaw	Strand	Varley	Wirtz
Siglin	Stromer	Waugh	Wyckoff
Skinner	Taylor	Welden	Mr. Speaker

The nays were, 1:

Fischer, H. O.

Absent or not voting, 11:

Bennett	Hamilton	Lawson	Small
Blouin	Holden	Mendenhall	Strothman
Bray	Johnston	Mollett	

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

**House File 721**, a bill for an act relating to the administration fund of the state conservation commission, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment by the committee on appropriations from the floor and moved its adoption:

Amend House File 721, page 2, by adding after the period in line 18 the following:

“The commission to which this appropriation is made may make application to the appropriation committees for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committees or a sub-committee thereof shall hold a hearing upon such application while the General Assembly is in regular session.”

The amendment was adopted.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 721)

The ayes were, 90:

Alt	Doyle	Hansen	Logemann
Anania	Drake	Hill	Mayberry
Andersen	Dunton	Husak	McCormick
Bergman	Edelen	Jesse	McElroy
Blouin	Egenes	Kelly	Menefee
Camp	Ellsworth	Kennedy	Middleswart
Campbell	Ewell	Kinley	Millen
Christensen	Fisher, C. R.	Knoblauch	Miller
Clark	Franklin	Knoke	Moffitt
Cochran	Freeman	Kreamer	Monroe
Curtis	Gluba	Kruse	Nielsen
Den Herder	Gcode	Larson	Norpel
Dougherty	Grassley	Lipsky	Nystrom

Patton	Schmeiser	Stanley	Varley
Pellett	Schroeder	Stokes	Waugh
Pelton	Schwartz	Strand	Welden
Pierson	Schwieger	Stromer	Wells
Priebe	Scott	Strothman	Willits
Radl	Shaw	Taylor	Winkelman
Rex	Siglin	Tieden	Wirtz
Rodgers	Skinner	Trowbridge	Wyckoff
Roorda	Small	Uban	Mr. Speaker
Sargisson	Sorg		

The nays were, 1:

Fischer, H. O.

Absent or not voting, 9:

Bennett	Holden	Kehe	Mendenhall
Bray	Johnston	Lawson	Mollett
Hamilton			

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

**House File 723**, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment from the floor and moved its adoption:

Amend House File 723, page 3, line 6, by striking the words "Pleasant Creek Reservoir—Linn" and inserting in lieu thereof the words "Upper Iowa River Land Acquisition—Fayette-Winneshiek."

The amendment lost.

Ewell of Black Hawk, District 39, offered the following amendment from the floor and moved its adoption:

Amend House File 723, page 3, as follows:

1. By striking all of line 8.
2. By striking in line 11 the figures "\$1,370,500.00" and inserting in lieu thereof the figures "\$1,360,500.00".
3. By striking in line 21 the figures "\$2,071,360.00" and inserting in lieu thereof the figures "\$2,061,360.00".

A non-record roll call was requested.

The ayes were 32, nays 49.

The amendment lost.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 723)

The ayes were, 92:

Alt	Gluba	Menefee	Scott
Anania	Goode	Middleswart	Shaw
Andersen	Grassley	Millen	Siglin
Bergman	Hansen	Miller	Skinner
Blouin	Hill	Moffitt	Small
Camp	Husak	Monroe	Sorg
Campbell	Jesse	Nielsen	Stanley
Christensen	Johnston	Norpel	Stokes
Clark	Kehe	Nystrom	Strand
Cochran	Kelly	Patton	Stromer
Curtis	Kennedy	Pellett	Strothman
Den Herder	Kinley	Pelton	Taylor
Dougherty	Knoblauch	Pierson	Tieden
Doyle	Knoke	Priebe	Uban
Drake	Kreamer	Radl	Varley
Dunton	Kruse	Rex	Waugh
Edelen	Larson	Rodgers	Welden
Egenes	Lawson	Roorda	Wells
Ellsworth	Lipsky	Sargisson	Willits
Ewell	Logemann	Schmeiser	Winkelman
Fisher, C. R.	Mayberry	Schroeder	Wirtz
Franklin	McCormick	Schwartz	Wyckoff
Freeman	McElroy	Schwieger	Mr. Speaker

The nays were, 1:

Fischer, H. O.

Absent or not voting, 7:

Bennett	Hamilton	Mendenhall	Trowbridge
Bray	Holden	Mollett	

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

#### HOUSE FILE 719 DEFERRED

**House File 719**, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission, was taken up for consideration.

Welden of Hardin, District 32, offered the following amendment from the floor and moved its adoption:

Amend House File 719, page 3, by inserting after line 7 the following:

"Not to exceed fifteen percent of the amount appropriated under this section may be spent by the commission for repairs and improvements in existing state parks in addition to any specific projects set out in this section."

The amendment was adopted.

Goode of Davis, District 98, asked and received unanimous consent that action on **House File 719** be deferred and that the bill be retained on the calendar as **unfinished business**.

MOTION TO RECONSIDER  
(House File 679)

I move to reconsider the vote by which House File 679 passed the House on June 1, 1971.

MICHAEL BLOUIN

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bill under consideration and recommends that it be placed on the sifting committee calendar:

S. F. 500 COMMITTEE BILL. Iowa inheritance tax. By judiciary.  
ANDREW VARLEY, Chairman

REPORT OF SIFTING COMMITTEE  
(Noncontroversial Calendar)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

H. F. 225 Relating to municipal judges. By Bray, et al.

H. F. 716 To legalize and validate the procedures followed by the Poweshiek County Board of Supervisors in contracting with the Frank Wheeler Construction Company of Montezuma, Iowa. By committee on judiciary.

ANDREW VARLEY, Chairman

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 28, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 14, an act relating to the leasing of property by the state conservation commission.

House File 23, an act relating to the definition of pipeline and pipeline company.

House File 73, an act relating to conservation of soil and water resources of the state, and to control of water pollution.

House File 132, an act relating to the penalties for false use of credit cards and fraudulent use of wire services.

REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations, to whom was referred House File 457, a bill for an act to create a vocational youth organization

fund, and to make an appropriation therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 528**, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state supported scholarship and medical student tuition loan programs, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 528, page 2, by striking all of line 14 and inserting in lieu thereof the following: "Code, the following amounts: \$290,000.00 \$235,000.00".

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 543**, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the department of social services, including construction of new buildings, repairs, improvements, replacements, or alterations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 205 by striking lines 6 through 11, and
- 2 inserting in lieu thereof the following:
- 3 "No motor truck shall be operated nor shall a semitrailer
- 4 or trailer be drawn on the public road system carrying sand,
- 5 gravel, rocks, broken pieces of concrete, hides, sod, loose
- 6 paper products, garbage, trash, or scrap metal which may be
- 7 blown from the vehicle, without covering that part of the
- 8 vehicle carrying these items."

DOYLE of Woodbury, District 21  
 SCHROEDER of Pottawattamie, District 54  
 SARGISSON of Woodbury, District 24  
 CHRISTENSEN of Decatur, District 95  
 ELLSWORTH of Dubuque, District 50

- 1 Amend House File 414 as follows:
- 2 1. By inserting after line 13 the following:
- 3 "Sec. 2. Chapter six hundred thirteen A (613A),
- 4 Code 1971, is amended by adding the following new
- 5 section:
- 6 **VOLUNTARY PERSONNEL.** The protection
- 7 against personal liability afforded by this chapter
- 8 to an officer, employee, or agent of a municipality
- 9 shall also be afforded to a person who has volunteered
- 10 his services to a municipality without compensation,

11 when such services have been accepted by the municipality  
 12 and when the act or omission for which personal liability  
 13 is sought to be imposed has been performed in the  
 14 reasonable discharge of his lawful, assigned duties."

15 2. Amend the title, lines 2 and 3, by striking the  
 16 words "and members of nonprofit corporations" and  
 17 inserting in lieu thereof the words "members, and  
 18 voluntary personnel of nonprofit corporation, and of  
 19 voluntary personnel of municipalities".

ALT of Polk, District 61

1 Amend House File 679 as follows:

2 1. Page 3 by striking all of lines 2 through 7.  
 3 2. Page 3, line 10, by inserting after the word  
 4 "committee" the following: "and the state  
 5 comptroller".

KEHE of Bremer, District 12

1 Amend House File 719, page 3, by adding after the  
 2 period in line 21 the following:

3 "The commission to which this appropriation is made  
 4 may make application to the appropriation committees  
 5 for the reappropriation of any funds that do revert,  
 6 or probably will revert upon the dates herein set and  
 7 the respective appropriation committees or a subcommittee  
 8 thereof shall hold a hearing upon such application  
 9 while the general assembly is in regular session."

COMMITTEE ON APPROPRIATIONS  
 JOHN CAMP, Chairman

1 Amend House File 724 as follows:

2 1. Page 2, line 17, by striking the figures  
 3 "136,000.00" and "140,000.00" and inserting in lieu  
 4 thereof the figures "144,000.00" and "154,000.00".

5 2. Page 2, line 24, by striking the figures  
 6 "34,410,000.00" and "36,073,000.00" and inserting  
 7 in lieu thereof the figures "37,694,000.00" and  
 8 "41,804,000.00".

9 3. Page 3, line 6, by striking the figures  
 10 "2,117,000.00" and "2,201,000.00" and inserting  
 11 in lieu thereof the figures "2,241,000.00" and  
 12 "2,385,000.00".

13 4. Page 3, line 11, by striking the figures  
 14 "755,000.00" and "784,000.00" and inserting in lieu  
 15 thereof the figures "804,000.00" and "859,000.00".

16 5. Page 3, line 15, by striking the figures  
 17 "1,405,000.00" and "1,454,000.00" and inserting  
 18 in lieu thereof the figures "1,474,000.00" and  
 19 "1,552,000.00".

20 6. Page 3, line 20, by striking the figures  
 21 "1,629,000.00" and "1,702,000.00" and inserting in  
 22 lieu thereof the figures "1,720,000.00" and  
 23 "1,830,000.00".

24 7. Page 3, line 22, by striking the figures  
 25 "49,054,000.00" and "50,952,000.00" and inserting in  
 26 lieu thereof the figures "52,671,000.00" and

- 27 "57,168,000.00".  
 28 8. Page 3, line 28, by striking the figures  
 29 "27,108,000.00" and "28,419,000.00" and inserting  
 30 in lieu thereof the figures "30,384,000.00" and  
 31 "33,664,000.00".  
 32 9. Page 3, line 33, by striking the figures  
 33 "3,980,000.00" and "4,140,000.00" and inserting  
 34 in lieu thereof the figures "4,093,000.00" and  
 35 "4,379,000.00".  
 36 10. Page 4, line 4, by striking the figures  
 37 "3,097,000.00" and "3, 271,000.00" and inserting  
 38 in lieu thereof the figures "3,502,000.00" and  
 39 "3,812,000.00".  
 40 11. Page 4, line 6, by striking the figures  
 41 "34,185,000.00" and "35,830,000.00" and inserting  
 42 in lieu thereof the figures "37,979,000.00" and  
 43 "41,855,000.00".  
 44 12. Page 4, line 11, by striking the figures  
 45 "10,616,000.00" and "11,129,000.00" and inserting  
 46 in lieu thereof the figures "11,494,000.00" and  
 47 "13,082,000.00".  
 48 13. Page 4, line 26, by striking the figures  
 49 "97,633,000.00" and "102,297,000.00" and inserting  
 50 in lieu thereof the figures "104,797,000.00"  
 51 and "114,907,000.00".  
 52 14. Page 4, by striking all of lines 27  
 53 through 35, and page 5, by striking lines 1 through  
 54 10.  
 55 15. By renumbering the remaining sections.

**HANSEN of Black Hawk, District 37**

- 1 Amend House File 724 as follows:  
 2 Page 4, before line 27, add the following paragraph:  
 3 "In no case shall the state board of regents or any in-  
 4 stitutions under its control contribute state funds or  
 5 any other funds to a retirement plan on behalf of an  
 6 employee which exceed the amount of funds required to be  
 7 contributed by the employee; however, this limitation  
 8 shall not apply in the case of employees who are profes-  
 9 sors, assistant professors, associate professors, or in-  
 10 structors."

SCHROEDER of Pottawattamie, District 54  
 FISCHER of Grundy, District 35  
 KNOBLAUCH of Carroll, District 28  
 CAMP of Clinton, District 73  
 STRAND of Poweshiek, District 88  
 SORG of Linn, District 45  
 SCHMEISER of Des Moines, District 91  
 FREEMAN of Buena Vista, District 15  
 PIERSON of Mahaska, District 87  
 KRUSE of O'Brien, District 4  
 NORPEL of Jackson, District 52  
 KEHE of Bremer, District 12  
 NIELSEN of Shelby, District 53  
 ROORDA of Jasper, District 67  
 TIEDEN of Clayton, District 14  
 MENEFFEE of Fayette, District 19



MIDDLESWART of Warren, District 93  
 BERGMAN of Osceola, District 3  
 GOODE of Davis, District 98  
 HUSAK of Tama, District 41  
 WYCKOFF of Benton, District 42  
 McELROY of Fremont, District 82  
 TAYLOR of Dubuque, District 51  
 PATTON of Buchanan, District 20  
 SIGLIN of Lucas, District 86  
 STOKES of Plymouth, District 2  
 MOLLETT of Pottawattamie, District 80  
 PELLETT of Cass, District 83  
 CAMPBELL of Washington, District 89  
 KNOKE of Pottawattamie, District 79  
 MILLEN of Van Buren, District 99  
 SCHWIEGER of Black Hawk, District 40  
 TROWBRIDGE of Floyd, District 9  
 KELLY of Woodbury, District 22  
 WELDEN of Hardin, District 32  
 REX of Hamilton, District 31  
 ELLSWORTH of Dubuque, District 50  
 MONROE of Des Moines, District 92  
 RADL of Linn, District 43  
 WINKELMAN of Calhoun, District 26  
 UBAN of Black Hawk, District 38  
 PRIEBE of Kossuth, District 6  
 SCOTT of Cerro Gordo, District 18  
 EDELEN of Emmet, District 5  
 HOLDEN of Scott, District 75  
 McCORMICK of Delaware, District 48  
 JESSE of Polk, District 58  
 STROTHMAN of Henry, District 90  
 DOUGHERTY of Monroe, District 94  
 DEN HERDER of Sioux, District 1  
 WAUGH of Monona, District 27  
 DOYLE of Woodbury, District 21

- 1 Amend House File 724 by adding a new section as  
 2 follows:  
 3 "It shall be grounds for dismissal of any  
 4 student, member of faculty or staff of a board of  
 5 regents institution after appropriate hearing, who  
 6 fails to comply with an order issued by a peace  
 7 officer or administrative official of such institution  
 8 to disperse from any unlawful assembly or riot as  
 9 defined by chapter seven hundred forty-three (743) of  
 10 the Code, occurring either on or off campus."

KNOKE of Pottawattamie, District 79  
 GRASSLEY of Butler, District 10  
 CAMP of Clinton, District 73  
 KNOBLAUCH of Carroll, District 28  
 DRAKE of Muscatine, District 71  
 SCHROEDER of Pottawattamie, District 54  
 KEHE of Bremer, District 12

WYCKOFF of Benton, District 42  
 RADL of Linn, District 43  
 RODGERS of Dallas, District 85  
 DOYLE of Woodbury, District 21

1 Amend Senate File 510, as amended, passed, and reprinted  
 2 by the Senate, as follows:

- 3 1. Page 2, by striking lines 11 through 22, inclusive.  
 4 2. Page 2, by striking lines 28 through 32, inclusive.  
 5 3. Page 3, by striking lines 1 through 4, inclusive.  
 6 4. Page 6, by inserting after line 3 the following new  
 7 section:

8 "Section four hundred twenty-three point  
 9 twenty-four (423.24), Code 1971, is amended as follows:  
 10 423.24 DEPOSIT OF REVENUE. All revenue arising under  
 11 the operation of this chapter, derived from the use tax on  
 12 [motor vehicles, trailers, and] motor vehicle accessories and  
 13 equipment, *and fifty-five percent of all revenue derived*  
 14 *from the sales of vehicles subject to registration*, as same  
 15 may be collected as provided by section 423.7 shall be  
 16 credited to the road use tax fund. All other revenue  
 17 arising under the operation of this chapter shall be credited  
 18 to the general fund of the state."

19 5. By renumbering sections to conform with these  
 20 amendments.

UBAN of Black Hawk, District 38

On motion by Kreamer of Polk, District 63, the House adjourned  
 until 9:00 a.m., Wednesday, June 2, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Forty-third Calendar Day—Ninety-fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JUNE 2, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Leslie W. Chapman, pastor of the Congregational Church, Charles City, Iowa.

The Journal of Tuesday, June 1, 1971, was approved.

## BIRTHDAY CONGRATULATIONS AND TRIBUTE

Speaker Harbor invited the Honorable Dewey E. Goode to the Speaker's station.

Skinner of Polk, District 60, rose on a point of personal privilege to extend "Birthday Wishes" to the Honorable Dewey E. Goode and in tribute to his many years of service in the Iowa legislature presented the following remarks:

MR. SPEAKER, LADIES AND GENTLEMEN OF THE SIXTY-FOURTH GENERAL ASSEMBLY:

June 2, 1971, is the anniversary of the birth of the senior member of the Sixty-fourth General Assembly. On the second day of June, 1898, seventy-three years ago today, that birth resulted in a gentleman that destiny would dictate to serve more years in the Iowa legislature than any other person.

This gentleman was first elected to the Iowa legislature House of Representatives in 1932.

He served in the Forty-fifth, Forty-fifth Extra, Forty-sixth, Forty-sixth Extra, Forty-seventh and Forty-eighth sessions in the Iowa House of Representatives.

He then served in the Senate in the Forty-ninth, Fiftieth and Fiftieth Extra General Assemblies and returned to the House in the Fifty-third, Fifty-fourth, Fifty-fifth, Fifty-sixth, Fifty-sixth, Fifty-ninth, Sixtieth, Sixty-third and Sixty-fourth sessions.

He was Speaker pro tempore in 1939 and majority leader of the House in 1951, 1953 and 1955.

I am told the story, the truth of which I cannot vouch, that while he served as majority leader, a member of his party approached him and requested a caucus and he replied, "If I want you to vote 'yes' I will point up and if I want you to vote 'no' I'll point down. That's all you need to know—it's not necessary to have a caucus to go over that."

Mr. Goode also has served as chairman of the committee on ways and means and the committee on transportation.

It is true to his form that in reply to a questionnaire requested by the Chief Clerk of the House wherein the question was asked to state previous

legislative service, this gentleman replied, "The line isn't long enough."

It is most fitting and most proper that the Sixty-fourth General Assembly join in a bipartisan expression of our respect and admiration in wishing the Gentleman from Davis, Dewey E. Goode, a very "Happy Birthday."

The House rose and extended their best wishes and appreciation. Representative Goode addressed the House briefly.

#### PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber :

Sixty sixth and seventh grade students from Essex School, Essex, Iowa, accompanied by their teachers, Mrs. Jim Long and Dick Glasby. By Harbor of Mills, District 81.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 457 and Senate Files 528 and 543.

#### SENATE AMENDMENT CONSIDERED

Fisher of Greene, District 56, called up for consideration **House File 600**, a bill for an act relating to the minimum age for appointment of commissioned and warrant officers in the national guard, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 600, page 2, line 1, by striking the word "*twentieth*" and inserting in lieu thereof the word "*eighteenth*".

Motion prevailed and the House concurred in the Senate amendment.

Fisher of Greene, District 56, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 600)

The ayes were, 78:

Alt	Curtis	Gluba	Knoblauch
Anania	Den Herder	Goode	Knoke
Andersen	Dougherty	Grassley	Kreamer
Bergman	Doyle	Hansen	Kruse
Blouin	Drake	Hill	Lipsky
Camp	Dunton	Holden	Mayberry
Campbell	Edelen	Husak	McCormick
Christensen	Ellsworth	Kehe	Mendenhall
Clark	Fisher, C. R.	Kennedy	Menefee
Cochran	Freeman	Kinley	Middleswart

Millen	Radl	Small	Varley
Miller	Rodgers	Sorg	Waugh
Moffitt	Roorda	Stanley	Welden
Mollett	Sargisson	Stokes	Wells
Nystrom	Schmeiser	Strand	Willits
Patton	Schroeder	Stromer	Winkelman
Pellett	Schwieger	Strothman	Wirtz
Pelton	Scott	Taylor	Wyckoff
Pierson	Shaw	Uban	Mr. Speaker
Priebe	Siglin		

The nays were, none.

Absent or not voting, 22:

Bennett	Hamilton	Logemann	Rex
Bray	Jesse	McElroy	Schwartz
Egenes	Johnston	Monroe	Skinner
Ewell	Kelly	Nielsen	Tieden
Fisher, H. O.	Larson	Norpel	Trowbridge
Franklin	Lawson		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

**House File 225**, a bill for an act relating to municipal judges, with report of committee recommending passage, was taken up for consideration.

Gluba of Scott, District 76, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 225)

The ayes were, 88:

Alt	Franklin	Mendenhall	Scott
Anania	Freeman	Menefee	Shaw
Andersen	Gluba	Middleswart	Siglin
Bennett	Goode	Millen	Small
Bergman	Grassley	Miller	Stanley
Blouin	Hansen	Moffitt	Stokes
Camp	Hill	Mollett	Strand
Campbell	Holden	Nielsen	Stromer
Christensen	Husak	Norpel	Strothman
Clark	Jesse	Nystrom	Taylor
Cochran	Kehe	Patton	Tieden
Curtis	Kelly	Pellett	Trowbridge
Den Herder	Kennedy	Pelton	Uban
Dougherty	Kinley	Pierson	Varley
Doyle	Knoblauch	Priebe	Waugh
Drake	Knoke	Radl	Welden
Dunton	Kreamer	Rex	Wells
Edelen	Kruse	Rodgers	Willits
Egenes	Logemann	Roorda	Winkelman
Ellsworth	Mayberry	Sargisson	Wirtz
Fischer, H. O.	McCormick	Schmeiser	Wyckoff
Fisher, C. R.	McElroy	Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Bray	Johnston	Lipsky	Schwieger
Ewell	Larson	Monroe	Skinner
Hamilton	Lawson	Schwartz	Sorg

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

**House File 716**, a bill for an act to legalize and validate the procedures followed by the Poweshiek County Board of Supervisors in contracting with the Frank Wheeler Construction Company of Montezuma, Iowa, for the repair and remodeling of the Poweshiek County jail located at Montezuma, Iowa, was taken up for consideration.

Strand of Poweshiek, District 68, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 716)

The ayes were, 81:

Alt	Gluba	Millen	Scott
Anania	Goode	Miller	Shaw
Andersen	Hansen	Moffitt	Siglin
Bennett	Hill	Mollett	Stanley
Bergman	Husak	Monroe	Stokes
Blouin	Jesse	Nielsen	Strand
Camp	Kehe	Norpel	Stromer
Campbell	Kelly	Nystrom	Strothman
Christensen	Kennedy	Patton	Taylor
Clark	Knoblauch	Pellett	Tieden
Cochran	Knoke	Pelton	Trowbridge
Curtis	Kreamer	Pierson	Varley
Den Herder	Kruse	Priebe	Waugh
Dougherty	Larson	Radl	Welden
Doyle	Mayberry	Rex	Wells
Drake	McCormick	Rodgers	Willits
Dunton	McElroy	Roorda	Winkelman
Egenes	Mendenhall	Sargisson	Wirtz
Ellsworth	Menefee	Schroeder	Wyckoff
Fischer, H. O.	Middleswart	Schwartz	Mr. Speaker
Franklin			

The nays were, none.

Absent or not voting, 19:

Bray	Grassley	Lawson	Skinner
Edelen	Hamilton	Lipsky	Small
Ewell	Holden	Logemann	Sorg
Fisher, C. R.	Johnston	Schmeiser	Uban
Freeman	Kinley	Schwieger	

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

## SIFTING COMMITTEE CALENDAR

**Senate File 500**, a bill for an act relating to the Iowa inheritance tax, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, asked and received unanimous consent to withdraw the amendment filed by him on May 20, 1971, and found on page 1606 of the House Journal.

Kelly of Woodbury, District 22, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 500)

The ayes were, 86:

Alt	Freeman	McElroy	Scott
Anania	Gluba	Mendenhall	Shaw
Andersen	Goode	Middleswart	Siglin
Bergman	Grassley	Millen	Small
Blouin	Hansen	Miller	Sorg
Camp	Hill	Moffitt	Stanley
Campbell	Husak	Mollett	Stokes
Christensen	Jesse	Monroe	Strand
Clark	Johnston	Nielsen	Stromer
Cochran	Kehe	Norpel	Taylor
Curtis	Kelly	Nystrom	Tieden
Den Herder	Kennedy	Patton	Trowbridge
Dougherty	Kinley	Pellett	Varley
Doyle	Knoblauch	Pelton	Waugh
Drake	Knoke	Pierson	Welden
Dunton	Kreamer	Priebe	Wells
Edelen	Kruse	Rodgers	Willits
Egenes	Larson	Roorda	Winkelman
Ellsworth	Lipsky	Sargisson	Wirtz
Ewell	Logemann	Schroeder	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker
Fisher, C. R.	McCormick		

The nays were, 1:

Strothman

Absent or not voting, 13:

Bennett	Holden	Radl	Schwieger
Bray	Lawson	Rex	Skinner
Franklin	Menefee	Schmeiser	Uban
Hamilton			

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

## APPROPRIATIONS CALENDAR

**House File 724**, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 724 as follows:

1. Page 2, line 3, by striking the word "biennium", and inserting in lieu thereof the word "year".
2. Page 2, line 4, by striking the figure "1973" and inserting in lieu thereof the figure "1972".
3. Page 2, line 7, by striking the figures "1972-1973".
4. By striking all words and figures in the 1972-1973 column on pages 2, 3 and 4.
5. Page 4, by striking all of line 31, and through the word "biennium" in line 32.
6. Page 5, by striking the words "and nine hundred" from line 7, all of line 8, and through the word "biennium" in line 9.

A non-record roll call was requested.

The ayes were 33, nays 48.

The amendment lost.

Larson of Story, District 34, offered the following amendment from the floor and moved its adoption:

Amend House File 724 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. For the state board of regents and institutions under the board of regents there is appropriated from the general fund of the state for the biennium beginning July 1, 1971, and ending June 30, 1973, the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

1. OFFICE OF STATE BOARD OF REGENTS.

For salaries, support, maintenance, equipment and miscellaneous purposes, including state board of regents members, receiving a per diem not to exceed forty dollars per day:

\$ 366,652.00

2. STATE UNIVERSITY OF IOWA.

a. General university, including lakeside laboratory.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 82,514,000.00

b. University hospitals.



For salaries, support, maintenance, equipment and miscellaneous purposes; for medical and surgical treatment of indigent patients as provided in chapter two hundred fifty-five (255) of the Code:

\$ 18,880,000.00

c. Psychopathic hospital.

For salaries, support, maintenance, equipment and miscellaneous purposes, and for the care, treatment and maintenance of committed and voluntary public patients therein:

\$ 4,763,000.00

d. Bacteriological laboratory.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 1,700,000.00

e. Hospital school.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 3,090,000.00

f. State sanatorium—Oakdale.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 3,661,000.00

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY.

a. General university.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 66,954,000.00

b. Agricultural experiment station.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 8,717,000.00

c. Cooperative extension service in agriculture and home economics.

For salaries, support, maintenance, and miscellaneous purposes:

\$ 7,559,000.00

4. UNIVERSITY OF NORTHERN IOWA.

For salaries, support, maintenance, equipment and miscellaneous purposes:

\$ 25,918,000.00

5. IOWA BRAILLE AND SIGHT-SAVING SCHOOL.

For salaries, support,  
maintenance, equipment and  
miscellaneous purposes: \$ 1,894,000.00

6. STATE SCHOOL FOR THE  
DEAF.

For salaries, support,  
maintenance, equipment and  
miscellaneous purposes: \$ 3,421,000.00

Grand total of all appro-  
priations for each fiscal year  
of the biennium as provided  
by section one (1) of this  
Act: \$229,437,652.00

Roll call was requested by Larson of Story, District 34, and  
Grassley of Butler, District 10.

On the question "Shall the amendment be adopted?"

The ayes were, 19:

Anania	Gluba	Larson	Small
Bennett	Hansen	McCormick	Uban
Doyle	Jesse	Patton	Wells
Dunton	Johnston	Priebe	Willits
Ewell	Kennedy	Sargisson	

The nays were, 65:

Alt	Grassley	Moffitt	Shaw
Andersen	Hill	Mollett	Siglin
Bergman	Husak	Monroe	Skinner
Blouin	Kehe	Nielsen	Sorg
Camp	Kelly	Norpel	Stanley
Campbell	Knoblauch	Nystrom	Stokes
Christensen	Knoke	Pellett	Strand
Clark	Kreamer	Pierson	Strothman
Curtis	Kruse	Radl	Taylor
Den Herder	Logemann	Rex	Trowbridge
Dougherty	McElroy	Rodgers	Waugh
Edelen	Mendenhall	Roorda	Welden
Egenes	Menefee	Schroeder	Winkelman
Ellsworth	Middleswart	Schwartz	Wirtz
Fischer, H. O.	Millen	Schwieger	Wyckoff
Freeman	Miller	Scott	Mr. Speaker
Goode			

Absent or not voting, 16:

Bray	Franklin	Lawson	Schmeiser
Cochran	Hamilton	Lipsky	Stromer
Drake	Holden	Mayberry	Tieden
Fisher, C. R.	Kinley	Pelton	Varley

The amendment lost.

Hansen of Black Hawk, District 37, offered the following amend-  
ment filed by him and moved its adoption:

Amend House File 724 as follows:

1. Page 2, line 17, by striking the figures

"136,000.00" and "140,000.00" and inserting in lieu thereof the figures "144,000.00" and "154,000.00".

2. Page 2, line 24, by striking the figures "34,410,000.00" and "36,073,000.00" and inserting in lieu thereof the figures "37,694,000.00" and "41,804,000.00".

3. Page 3, line 6, by striking the figures "2,117,000.00" and "2,201,000.00" and inserting in lieu thereof the figures "2,241,000.00" and "2,385,000.00".

4. Page 3, line 11, by striking the figures "755,000.00" and "784,000.00" and inserting in lieu thereof the figures "804,000.00" and "859,000.00".

5. Page 3, line 15, by striking the figures "1,405,000.00" and "1,454,000.00" and inserting in lieu thereof the figures "1,454,000.00" and "1,552,000.00".

6. Page 3, line 20, by striking the figures "1,629,000.00" and "1,702,000.00" and inserting in lieu thereof the figures "1,720,000.00" and "1,830,000.00".

7. Page 3, line 22, by striking the figures "49,054,000.00" and "50,952,000.00" and inserting in lieu thereof the figures "52,671,000.00" and "57,168,000.00".

8. Page 3, line 28, by striking the figures "27,108,000.00" and "28,419,000.00" and inserting in lieu thereof the figures "30,384,000.00" and "33,664,000.00".

9. Page 3, line 33, by striking the figures "3,980,000.00" and "4,140,000.00" and inserting in lieu thereof the figures "4,093,000.00" and "4,379,000.00".

10. Page 4, line 4, by striking the figures "3,097,000.00" and "3,271,000.00" and inserting in lieu thereof the figures "3,502,000.00" and "3,812,000.00".

11. Page 4, line 6, by striking the figures "34,185,000.00" and "35,830,000.00" and inserting in lieu thereof the figures "37,979,000.00" and "41,855,000.00".

12. Page 4, line 11, by striking the figures "10,616,000.00" and "11,129,000.00" and inserting in lieu thereof the figures "11,494,000.00" and "13,082,000.00".

13. Page 4, line 26, by striking the figures "97,633,000.00" and "102,297,000.00" and inserting in lieu thereof the figures "104,797,000.00" and "114,907,000.00".

14. Page 4, by striking all of lines 27 through 35, and page 5, by striking lines 1 through 10.

15. By renumbering the remaining sections.

Roll call was requested by Hansen of Black Hawk, District 37, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 34:

Anania	Ewell	Larson	Schmeiser
Bennett	Franklin	Lipsky	Schwartz
Blouin	Gluba	McCormick	Scott
Clark	Hansen	McElroy	Shaw
Cochran	Hill	Middleswart	Small
Curtis	Jesse	Monroe	Uban
Doyle	Johnston	Priebe	Wells
Dunton	Kennedy	Rodgers	Willits
Egenes	Kinley		

The nays were 60:

Alt	Husak	Norpel	Stanley
Andersen	Kehe	Nystrom	Stokes
Bergman	Kelly	Patton	Strand
Camp	Knoblauch	Pellett	Stromer
Campbell	Knoke	Pelton	Strothman
Christensen	Kreamer	Pierson	Taylor
Den Herder	Kruse	Radl	Tieden
Dougherty	Logemann	Rex	Trowbridge
Edelen	Mendenhall	Roorda	Varley
Ellsworth	Menefee	Sargisson	Waugh
Fischer, H. O.	Millen	Schroeder	Welden
Fisher, C. R.	Miller	Schwieger	Winkelman
Freeman	Moffitt	Siglin	Wirtz
Goode	Mollett	Skinner	Wyckoff
Grassley	Nielsen	Sorg	Mr. Speaker

Absent or not voting, 6:

Bray	Hamilton	Lawson	Mayberry
Drake	Holden		

The amendment lost.

Skinner of Polk, District 60, offered the following amendment from the floor:

Amend House File 724 as follows:

1. Page 2, line 17, by striking the numbers "136,000.00" and "140,000.00" and inserting in lieu thereof the numbers "120,224.00" and "120,224.00".
2. Page 2, line 24, by striking the numbers "34,410,000.00" and "36,073,000.00" and inserting in lieu thereof the numbers "35,400,256.00" and "35,400,256.00".
3. Page 2, line 33, by striking the numbers "8,738,000.00" and "8,738,000.00" and inserting in lieu thereof the numbers "9,465,600.00" and "9,465,600.00".
4. Page 3, line 6, by striking the numbers "2,117,000.00" and "2,201,000.00" and inserting in lieu thereof the numbers "2,222,784.00" and "2,222,784.00".

5. Page 3, line 11, by striking the numbers "755,000.00" and "784,000.00" and inserting in lieu thereof the numbers "790,976.00" and "790,976.00".

6. Page 3, line 15, by striking the numbers "1,405,000.00" and "1,454,000.00" and inserting in lieu thereof the numbers "1,528,640.00" and "1,528,640.00".

7. Page 3, line 20, by striking the numbers "1,629,000.00" and "1,702,000.00" and inserting in lieu thereof the numbers "1,772,352.00" and "1,772,352.00".

8. Page 3, line 22, by striking the numbers "49,054,000.00" and "50,952,000.00" and inserting in lieu thereof the numbers "54,407,728.00" and "54,407,728.00".

9. Page 3, line 28, by striking the numbers "27,108,000.00" and "28,419,000.00" and inserting in lieu thereof the numbers "27,889,792.00" and "27,889,792.00".

10. Page 3, line 33, by striking the numbers "3,980,000.00" and "4,140,000.00" and inserting in lieu thereof the numbers "4,162,144.00" and "4,162,144.00".

11. Page 4, line 4, by striking the numbers "3,097,000.00" and "3,271,000.00" and inserting in lieu thereof the numbers "3,264,000.00" and "3,264,000.00".

12. Page 4, line 6, by striking the numbers "34,185,000.00" and "35,830,000.00" and inserting in lieu thereof the numbers "35,317,036.00" and "35,317,036.00".

13. Page 4, line 11, by striking the numbers "10,616,000.00" and "11,129,000.00" and inserting in lieu thereof the numbers "11,550,208.00" and "11,550,208.00".

14. Page 4, line 16, by striking the numbers "893,000.00" and "945,000.00" and inserting in lieu thereof the numbers "971,584.00" and "971,584.00".

15. Page 4, line 21, by striking the numbers "1,616,000.00" and "1,703,000.00" and inserting in lieu thereof the numbers "1,572,704.00" and "1,572,704.00".

16. Page 4, line 26, by striking the numbers "97,633,000.00" and "102,297,000.00" and inserting in lieu thereof the numbers "99,421,440.00" and "99,421,440.00".

17. Page 4, after line 26, add the following new section:

"Sec. 2. Section two hundred sixty-two point twenty-eight (262.28), Code 1971, is amended by adding the following new paragraph thereto:

"The governor in determining moneys to be available to the board of regents and the institutions under the control of the board of regents for each fiscal biennium pursuant to chapter eight (8) of the Code, shall first determine the percentage of economic growth of the taxes levied by the state and deposited in the general fund of the state for the preceding two fiscal years. The governor shall apply such percentage to the moneys appropriated to the board of regents and the institutions under the control of the board of regents for the fiscal biennium preceding the biennium for which the computation is being made. The resulting figure shall be added to the appropriation made

to the board of regents and the institutions under the control of the board of regents for the preceding biennium to determine the amount of moneys to be made available to the board of regents and the institutions under the control of the board for the next fiscal biennium and such funds are appropriated for this purpose. Unless the general assembly should otherwise provide, no further funds shall be available to the board of regents and the institutions under the control of the board.' "

18. Renumber the remaining sections accordingly.

Division of the amendment was requested; amendments 17 and 18 to be division 1 and amendments 1 through 16 to be division 2.

(House File 724 and the Skinner amendment pending.)

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

### SPECIAL PRESENTATION

Husak of Tama, District 41, introduced to the House Mrs. Brown from Tama, Iowa, who presented a cultural group of Mesquakie Indians from the Sac and Fox settlement near Tama. The purpose of the recently formed culture group is to emphasize the cultural heritage of the Mesquakies.

The group, attired in authentic ceremonial costumes, performed ceremonial dances for the House and extended an invitation to the members of the Legislature and their families to attend the "Pow-wow" to be held August 12-15 in Tama.

### CONSIDERATION OF BILLS

Johnston of Johnson, District 70, offered the following amendments 17 and 18 of the Skinner amendment.

Johnston of Johnson, District 70, offered the following amendment to the Skinner amendment from the floor:

Amend the Skinner amendment to House File 724 as follows:

1. By striking from page 1, line 4, the figures "120,224.00" and the figures "120,224.00".
2. By striking from page 1, line 7, the figures "35,400,256.00" and the figures "35,400,256.00".
3. By striking from page 1, line 10, the figures "9,465,600.00" and the figures "9,465,600.00".
4. By striking from page 1, line 13, the figures "2,222,784.00" and the figures "2,222,784.00".
5. By striking from page 1, line 16, the figures "790,976.00" and the figures "790,976.00".

6. By striking from page 1, line 19, the figures "1,528,640.00" and the figures "1,528,640.00".
7. By striking from page 1, line 22, the figures "1,772,352.00" and the figures "1,772,352.00".
8. "By striking from page 2, line 1, the figures "54,407,728.00" and the figures "54,407,728.00".
9. By striking from page 2, line 4, the figures "27,889,792.00" and the figures "27,889,792.00".
10. By striking from page 2, line 7, the figures "4,162,144.00" and the figures "4,162,144.00".
11. By striking from page 2, line 10, the figures "3,264,000.00" and the figures "3,264,000.00".
12. By striking from page 2, line 13, the figures "35,317,036.00" and the figures "35,317,036.00".
13. By striking from page 2, line 16, the figures "11,550,208.00" and the figures "11,550,208.00".
14. By striking from page 2, line 19, the figures "971,584.00" and the figures "971,584.00".
15. By striking from page 2, line 22, the figures "1,572,704.00" and the figures "1,572,704.00".
16. By striking from page 2, line 25, the figures "99,421,440.00" and the figures "99,421,440.00" and by inserting in lieu thereof the figures "101,909,000.00 and 108,533,000.00".
17. By striking from page 3, line 8, the word "fiscal" and by inserting in lieu thereof the words "year in the".
18. By striking from page 3, lines 10, 11, and 12, the words "taxed levied by the state and deposited in the general fund of the state for the preceding two fiscal years." and inserting in lieu thereof the words "income tax and percentage of economic growth of the sales tax and divide the sum of the percentage income tax growth and the percentage of sales tax growth by two (2)."
19. By striking from page 3, line 15, the words "the fiscal" and by inserting in lieu thereof the words "each year in the".
20. By striking from page 3, line 16, the word "biennium" and by inserting in lieu thereof the word "year".
21. By striking from page 3, line 19, the word "biennium" and by inserting in lieu thereof the word "year".
22. By striking from page 3, line 22, the word "fiscal" and by inserting in lieu thereof the words "year in each".

Division of the amendment to the amendment was requested.

Division 1 to be amendments 17 through 22 and division 2 to be amendments 1 through 16 of the amendment.

Speaker pro tempore Millen in the chair at 2:05 p.m.

Johnson of Johnston, District 70, moved the adoption of amendments 17 through 22 of his amendment to the amendment.

Amendments 17 through 22 lost.

Skinner of Polk, District 60, moved the adoption of division 1, amendments 17 and 18 of his amendment.

A non-record roll call was requested.

The ayes were 30, nays 63.

Amendments 17 and 18 lost.

Skinner of Polk, District 60, asked for unanimous consent to withdraw division 2 of his amendment.

Objection was raised.

Johnston of Johnson, District 70, moved the adoption of division 2, amendments 1 through 16 of his amendment to the Skinner amendment.

Roll call was requested by Blouin of Dubuque, District 49, and Kinley of Polk, District 66.

On the question "Shall amendments 1 through 16 be adopted?"

The ayes were, 31:

Anania	Ewell	Lipsky	Scott
Blouin	Gluba	McCormick	Shaw
Clark	Jesse	Monroe	Skinner
Cochran	Johnston	Norpel	Small
Dougherty	Kennedy	Patton	Uban
Doyle	Kinley	Priebe	Wells
Dunton	Knoblauch	Rodgers	Willits
Egenes	Larson	Schwartz	

The nays were, 53:

Andersen	Hansen	Nystrom	Strand
Bergman	Harbor	Pellett	Stromer
Camp	Husak	Pierson	Strothman
Campbell	Kehe	Radl	Taylor
Christensen	Kelly	Rex	Tieden
Curtis	Knoke	Roorda	Trowbridge
Den Herder	Kreamer	Sargisson	Varley
Drake	Kruse	Schroeder	Waugh
Ellsworth	Logemann	Schwieger	Winkelman
Fischer, H. O.	McElroy	Siglin	Wirtz
Fisher, C. R.	Menefee	Sorg	Wyckoff
Freeman	Miller	Stanley	Mr. Speaker
Goode	Moffitt	Stokes	Millen
Grassley	Mollett		



Absent or not voting, 16:

Alt	Franklin	Lawson	Nielsen
Bennett	Hamilton	Mayberry	Pelton
Bray	Hill	Mendenhall	Schmeiser
Edelen	Holden	Middleswart	Welden

Amendments 1 through 16 lost.

Skinner of Polk, District 60, asked and received unanimous consent to withdraw division 2, amendments 1 through 16 of his amendment.

Speaker Harbor in the chair at 3:20 p.m.

Schroeder of Pottawattamie, District 54, offered the following Schroeder, et al., amendment:

Amend House File 724 as follows:

Page 4, before line 27, add the following paragraph:

"In no case shall the state board of regents or any institutions under its control contribute state funds or any other funds to a retirement plan on behalf of an employee which exceed the amount of funds required to be contributed by the employee; however, this limitation shall not apply in the case of employees who are professors, assistant professors, associate professors, or instructors."

Kreamer of Polk, District 63, moved the previous question on the amendment.

The ayes were 56, nays 34.

The motion having received a three-fifths majority, prevailed.

Larson of Story, District 34, rose on a point of order that the amendment was not germane.

The Speaker ruled the point not well taken and the amendment germane.

Schroeder of Pottawattamie, District 54, moved the adoption of the Schroeder, et al., amendment.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the amendment be adopted?"

The ayes were, 50:

Camp	Fischer, H. O.	Kehe	Mendenhall
Campbell	Fisher, C. R.	Knoblauch	Menefee
Christensen	Freeman	Knoke	Middleswart
Den Herder	Goode	Kruse	Millen
Dougherty	Grassley	Lawson	Miller
Doyle	Holden	Logemann	Mollett
Edelen	Husak	McElroy	Norpel

Patton	Roorda	Stokes	Waugh
Pellett	Schroeder	Strand	Winkelman
Pelton	Scott	Strothman	Wirtz
Pierson	Siglin	Taylor	Wyckoff
Radl	Sorg	Tieden	Mr. Speaker
Rex	Stanley		

The nays were, 35:

Alt	Egenes	Kennedy	Schmeiser
Anania	Ellsworth	Kreamer	Schwartz
Andersen	Ewell	Larson	Shaw
Bergman	Franklin	Lipsky	Small
Blouin	Gluba	McCormick	Stromer
Clark	Hansen	Moffitt	Uban
Cochran	Hill	Nystrom	Wells
Curtis	Jesse	Rodgers	Willits
Dunton	Johnston	Sargisson	

Absent or ont voting, 15:

Bennett	Kelly	Nielsen	Trowbridge
Bray	Kinley	Priebe	Varley
Drake	Mayberry	Schwieger	Welden
Hamilton	Monroe	Skinner	

The amendment was adopted.

Welden of Hardin, District 32, offered the following amendment from the floor and moved its adoption:

Amend House File 724, page 5, by inserting after line 10 the following new subsection:

"3. There is appropriated to the office of the state board of regents from the general fund of the state a contingency fund in the amount of eight hundred twenty-five thousand (825,000) dollars for the second year of the biennium for payment of unemployment insurance expenses."

The amendment was adopted.

Camp of Clinton offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend House File 724, page 5, by adding after the period in line 16 the following:

"The board of regents to which this appropriation is made may make application to the appropriation committees for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committees or a subcommittee thereof shall hold a hearing upon such application while the General Assembly is in regular session."

The amendment was adopted.

Knoke of Pottawattamie, District 79, offered the following Knoke, et al., amendment:

Amend House File 724 by adding a new section as follows:

"It shall be grounds for dismissal of any student, member of faculty or staff of a board of regents institution after appropriate hearing, who fails to comply with an order issued by a peace officer or administrative official of such institution to disperse from any unlawful assembly or riot as defined by chapter seven hundred forty-three (743) of the Code, occurring either on or off campus."

Blouin of Dubuque, District 49, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Kehe of Bremer, District 12, offered the following Kehe-Mendenhall-Pierson-Camp-Schroeder-Grassley amendment and moved its adoption:

Amend House File 724 by adding thereto the following new section:

The fees and tuition of Iowa resident undergraduate students shall not be increased during the period of July 1, 1971, to June 30, 1973.

The amendment was adopted.

Speaker pro tempore Millen in the chair at 4:20 p.m.

Larson of Story, District 34, offered the following amendment from the floor:

Amend House File 724 by adding the following new subsection:

Sec. 7. Section ninety-seven B point forty-one (97B.41), subsection one (1), paragraph "b", subparagraph three (3), Code 1971, is amended as follows:

(3) For each calendar year from January 1, 1968, through December 31, 1970, wages not in excess of seven thousand dollars, [and] for each calendar year from January 1, 1971, [and thereafter, wages not in excess of seven thousand eight hundred dollars] through December 31, 1971, wages not in excess of seven thousand eight hundred dollars, for each calendar year from January 1, 1972, through December 31, 1972, wages not in excess of nine thousand dollars, for each calendar year from January 1, 1973, through December 31, 1973, wages not in excess of twelve thousand dollars, and for each calendar year from January 1, 1974, all wages.

Kreamer of Polk, District 63, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken and the amendment not germane.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 724)

The ayes were, 68:

Alt	Harbor	Miller	Sorg
Andersen	Holden	Moffitt	Stanley
Bergman	Husak	Mollett	Stokes
Camp	Kehe	Nielsen	Strand
Campbell	Kelly	Norpel	Stromer
Christensen	Knoblauch	Nystrom	Strothman
Curtis	Knoke	Pellett	Taylor
Den Herder	Kreamer	Pelton	Tieden
Dougherty	Kruse	Pierson	Trowbridge
Doyle	Lawson	Radl	Varley
Drake	Lipsky	Rex	Waugh
Edelen	Logemann	Rodgers	Welden
Ellsworth	Mayberry	Roorda	Winkelman
Fischer, H. O.	McElroy	Sargisson	Wirtz
Fisher, C. R.	Mendenhall	Schroeder	Wyckoff
Freeman	Menefee	Schwieger	Mr. Speaker
Goode	Middleswart	Siglin	(Millen)
Grassley			

The nays were, 28:

Anania	Gluba	Larson	Scott
Blouin	Hansen	McCormick	Shaw
Clark	Hill	Monroe	Skinner
Cochran	Jesse	Patton	Small
Dunton	Johnston	Priebe	Uban
Egenes	Kennedy	Schmeiser	Wells
Ewell	Kinley	Schwartz	Willits

Absent or not voting, 4:

Bennett	Bray	Franklin	Hamilton
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Kreamer of Polk, District 63, moved that the vote by which House File 724 passed the House be reconsidered and the motion to reconsider be tabled.

Roll call was requested by Kreamer of Polk, District 63, and Grassley of Butler, District 10.

On the question "Shall the motion to reconsider be tabled?"

The ayes were, 61:

Alt	Camp	Curtis	Edelen
Andersen	Campbell	Den Herder	Ellsworth
Bergman	Christensen	Drake	Fischer, H. O.

Fisher, C. R.	Logemann	Radl	Strothman
Freeman	McElroy	Rex	Taylor
Goode	Mendenhall	Roorda	Tieden
Grassley	Menefee	Schroeder	Trowbridge
Hansen	Miller	Schwartz	Varley
Harbor	Moffitt	Schwieger	Waugh
Holden	Mollett	Siglin	Welden
Husak	Nielsen	Sorg	Winkelman
Kehe	Norpel	Stanley	Wirtz
Knoke	Nystrom	Stokes	Wyckoff
Kreamer	Pellett	Strand	Mr. Speaker
Kruse	Pelton	Stromer	(Millen)
Lawson	Pierson		

**The nays were, 34:**

Anania	Gluba	Mayberry	Schmeiser
Blouin	Hill	McCormick	Scott
Clark	Jesse	Middleswart	Shaw
Cochran	Johnston	Monroe	Skinner
Dougherty	Kennedy	Patton	Small
Doyle	Kinley	Priebe	Uban
Dunton	Knoblauch	Rodgers	Wells
Egenes	Larson	Sargisson	Willits
Ewell	Lipsky		

**Absent or not voting, 5:**

Bennett	Franklin	Hamilton	Kelly
Bray			

The motion prevailed.

**MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has refused to concur in the House amendment to the Senate amendment to:

House File 129, a bill for an act relating to creating a department of general services.

Also: That the Senate has concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 172, a bill for an act relating to the reorganization of the Iowa liquor control commission.

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

House File 373, a bill for an act relating to funds to defray expenses of the inaugural ceremonies.

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

Senate File 551, a bill for an act to appropriate from the general fund of the state to the department of public safety for radio equipment for the division of radio communication.

**CARROLL A. LANE, Secretary**

**REPORT OF JOINT COMMITTEE ON ENROLLED BILLS**

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 89, 280, 332 and 473.

**ELIZABETH R. MILLER**  
Chairman, House Committee  
**JOHN C. RHODES**  
Chairman, Senate Committee

**Report adopted.**

**BILLS SIGNED BY THE SPEAKER**

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 89, 280, 332 and 473.

**AMENDMENTS FILED**

- 1 Amend Senate File 543, page 2, by striking lines
- 2 15 through 22.

EWELL of Black Hawk, District 39

- 1 Amend the Uban amendment to page 2 of Senate File
- 2 510, dated June 1, by striking in line 13 the words
- 3 "fifty-five" and inserting in lieu thereof the word
- 4 "sixty".

UBAN of Black Hawk, District 38

- 1 Amend House File 679 by adding the following section:
- 2 The members of the budget and financial control
- 3 committee serving on the effective date of this Act
- 4 shall continue to serve until their terms expire;
- 5 thereafter the members shall be appointed as provided
- 6 in section one of this Act.

PELTON of Clinton, District 74

- 1 Amend House File 679 by striking all after the
- 2 enacting clause and inserting in lieu thereof the
- 3 following:
- 4 Section 1. LEGISLATIVE FISCAL DIRECTOR. There
- 5 is established the office of legislative fiscal
- 6 director. The legislative fiscal director shall be
- 7 qualified to perform, and shall perform the duties
- 8 hereinafter specified.
- 9 The legislative fiscal director shall be appointed
- 10 by and serve at the pleasure of the legislative council
- 11 and his compensation shall be fixed by the legislative
- 12 council, which compensation, together with any
- 13 expenses incurred, shall be paid from funds appropriated
- 14 to the office of the legislative fiscal director.
- 15 Sec. 2. DUTIES OF DIRECTOR. The duties of the
- 16 legislative fiscal director to be performed for

17 the committees on appropriations of the senate and  
18 house of representatives and for the general assembly,  
19 in addition to performing normal administrative  
20 duties pertaining to the office of the legislative  
21 fiscal director, shall be the following:

22 1. Make a continuous review of state expenditures,  
23 revenues and analysis of budgets through an audit and  
24 preaudit, if necessary, or such other means deemed  
25 necessary to ascertain the facts; compare cost, work  
26 load and other data, and make recommendations to the  
27 general assembly concerning the state's budget and  
28 revenue of the departments, boards, commissions, and  
29 agencies of the state, and such other duties as  
30 shall be assigned to him by the legislative council,  
31 the appropriations committees, or the general  
32 assembly.

33 2. Make a report to the legislative council and  
34 to the general assembly within five days after the  
35 convening of each session of the general assembly  
36 and to make such other reports as may be required of  
37 him by either the legislative council, the  
38 appropriation committees, or the general assembly.

39 3. The legislative fiscal director or his  
40 designated agents and employees shall attend the  
41 budget hearings required by section eight point  
42 twenty-six (8.26), of the Code, and may offer  
43 explanations or suggestions and make inquiries  
44 with respect to such budget hearings within his  
45 authority. The legislative fiscal director and  
46 his staff shall furnish information and act in an  
47 advisory capacity to the committees concerned with  
48 state fiscal matters.

49 4. Assist members of the general assembly and  
50 standing committees in attaching fiscal notes to  
51 legislative bills and resolutions as provided by the  
52 rules of each house of the general assembly.

53 5. Employ and supervise all employees of the  
54 office of the legislative fiscal director in such  
55 positions and at such salaries as shall be authorized  
56 by the legislative council.

57 Sec. 3. POWERS. The legislative fiscal director  
58 or his designated agents and employees shall at all  
59 times have access to all state offices, departments,  
60 agencies, boards, bureaus, and commissions, and to  
61 the books, records, and other instrumentalities  
62 and property used in the performance of their  
63 statutory duties, and all state offices, departments,  
64 agencies, boards, bureaus, and commissions shall  
65 cooperate with the legislative fiscal director in  
66 the performance of the foregoing duty, and shall  
67 make available to him such books, records,  
68 instrumentalities, and property.

69 Sec. 4. Section fifteen point forty-three (15.43),  
70 Code 1971, is amended as follows:

71 15.43 APPROVAL REQUIRED FOR PRINTING. No  
72 department or commission of state located in the  
73 city of Des Moines shall expend any funds for the  
74 publication or distribution of books or pamphlets  
75 or reports unless the publication thereof be  
76 expressly required by law or approved by [the budget  
77 and financial control committee and] the state printing  
78 board. A violation of this section shall constitute  
79 misfeasance in office.

80 Sec. 5. Section nineteen point seven (19.7),  
81 unnumbered paragraph two (2), Code 1971, is amended  
82 as follows:

83 The proceeds of such loan shall be applied toward  
84 the payment of costs and obligations necessitated  
85 by such actual or potential disaster and the reimburse-  
86 ment of local funds from which such expenditures have  
87 been made. Any project for repair, rebuilding or  
88 restoration of state property for which no specific  
89 appropriation has been made, which when completed  
90 will cost more than one hundred thousand dollars,  
91 shall before work is begun thereon, be subject to  
92 approval or rejection by the [budget and financial  
93 control committee] *executive council*.

94 Sec. 6. Section nineteen point eighteen (19.18),  
95 Code 1971, is amended as follows:

96 19.18 REPAIRS—SUPPLIES. The executive council  
97 may contract for the repairing of all building and  
98 grounds of the state at the seat of government, for  
99 the necessary telephone, telegraph, lighting, and  
100 water service for such buildings and grounds, for  
101 all necessary furniture, fuel, stores, and supplies  
102 for the said buildings and grounds, and for the  
103 various departments of the state government at the  
104 seat of government. Payment for telephone,  
105 telegraph, water, and lighting service shall not  
106 exceed the minimum charge to private parties.

107 Any such project for repairing of buildings or  
108 grounds at the seat of government for which no  
109 specific appropriation has been made, which  
110 when completed will cost more than one hundred  
111 thousand dollars, shall, before work is begun  
112 thereon, be subject to approval or rejection by the  
113 [budget and financial control committee] *standing*  
114 *committees on appropriations of the two houses*  
115 *of the general assembly*.

116 Sec. 7. Section twenty point one (20.1),  
117 Code 1971, is amended as follows:

118 20.1 BOARD CREATED. A state war surplus commod-  
119 ities board is hereby created and established  
120 hereinafter referred to as the "board", to consist  
121 of the commissioner of the department of social  
122 services or any division director assigned by him,  
123 a member of the state board of regents, a member  
124 of the Iowa state highway commission, a member of  
125 the executive council of the state, a member of the



126 conservation commission of the state, the commission-  
 127 er of the Iowa state department of health, a  
 128 member of the department of public instruction, a  
 129 member of the Iowa development commission, and [the  
 130 chairman of the budget and financial control committee  
 131 selected by the budget and financial control committee  
 132 of each general assembly] *a member of one of the*  
 133 *standing committees of appropriations selected*  
 134 *jointly by the chairmen of the two standing committees*  
 135 *on appropriations of the general assembly.*

136 Sec. 8. Sections two point forty-one (2.41)  
 137 through two point forty-eight (2.48), and section  
 138 twenty point three (20.3), Code 1971 are repealed.

EWELL of Black Hawk, District 39

1 Amend House File 713 as follows:

2 1. Page 8, by striking lines 11 through 25, inclu-  
 3 sive.

4 2. Page 11, by inserting after line 6 the following  
 5 new sections:

6 "Sec. 23. Section forty-eight point one (48.1),

7 Code 1971, is amended as follows:

8 48.1 COMMISSIONER OF REGISTRATION. The office of  
 9 commissioner of registration is hereby created [in all  
 10 cities having a population of more than ten thousand  
 11 inhabitants. The city clerk of each such city is hereby  
 12 constituted such commissioner of registration. There  
 13 is further created the office of commissioner of  
 14 registration] in all counties that have a population  
 15 of fifty thousand or more. The county auditor of each  
 16 such county is hereby constituted the commissioner of  
 17 registration in his county. The county auditor shall  
 18 register [only those] *all* residents of his county [who  
 19 reside outside of the corporate limits of all cities  
 20 in his county with a population of ten thousand or more.  
 21 The city clerk of all cities with a population of ten  
 22 thousand or more shall register the residents of his  
 23 city.]

24 Sec. 24. Section forty-eight point three (48.3),

25 Code 1971, is amended as follows:

26 48.3 REGISTRATION REQUIRED. In any such [city or]  
 27 county no qualified voter shall be permitted to vote  
 28 at any election unless such voter shall register as  
 29 provided in this chapter.

30 Sec. 25. Section forty-eight point four (48.4),

31 Code 1971, is amended as follows:

32 48.4 COMMISSIONER OF REGISTRATION—DUTIES. The  
 33 said commissioner of registration shall have complete  
 34 charge of the registration of all qualified voters  
 35 within such [city or] county. He shall appoint such  
 36 deputies and clerks as may be necessary, from the two  
 37 political parties receiving the highest vote at the  
 38 last general election. The number of such deputies  
 39 and clerks for all precinct registration places, and  
 40 the central registration office, shall be equally divided  
 41 between the members of the two said political parties.

42 These appointments shall be subject to the approval  
43 of the [city council or] county board of supervisors [as  
44 the case may be]. The commissioner of registration shall  
45 provide such printed forms and blanks as may be  
46 necessary, together with such other supplies and  
47 equipment as are necessary to properly carry out the  
48 provisions of this chapter. Subject to the provisions  
49 of this chapter, the [city council or] board shall  
50 prescribe by ordinance such reasonable rules and  
51 regulations as to office hours and places and manner  
52 of registration as may be necessary. Registration  
53 places shall be established throughout the [city or]  
54 county in the proportion of one to each precinct which  
55 shall be open for registration as provided under this  
56 chapter during not less than two nor more than four  
57 days between July 1 and up to and including the tenth  
58 day prior to the next election following the adoption  
59 of the plan for registration provided in this chapter.  
60 Such registration places shall be selected by the  
61 commissioner of registration and shall be open between  
62 seven o'clock a.m. and nine o'clock p.m. The  
63 commissioner of registration shall appoint the two  
64 clerks of election for each precinct, who shall have  
65 charge of the election register.

66 Sec. 26. Section forty-eight point eighteen (48.18),  
67 Code 1971, is amended as follows:

68 48.18 EXPENSES. The cost of material, equipment  
69 and labor for the installation and maintenance of the  
70 permanent registration system shall be [shared equally]  
71 *paid* by the county [and the city], and the [city council  
72 of such city and] board of supervisors shall allocate  
73 from the general fund of the [city or] county sufficient  
74 funds, based upon the estimate prepared by the com-  
75 missioner of registration and subject to the approval  
76 of the [city council or] board. [The city council of any  
77 city in which this chapter applies may, in its judgment,  
78 compensate the commissioner of registration for the  
79 additional service required by the performance of the  
80 duties herein described, in addition to any salary such  
81 commissioner of registration as city clerk may receive  
82 at the time of the adoption of this chapter, and  
83 notwithstanding any provisions of the charter of such  
84 city, and the compensation so paid to the commissioner  
85 of registration may be retained by him, notwithstanding  
86 any provisions in the charter or ordinances of such  
87 city to the contrary.] The [city council or] board shall  
88 by ordinance fix the compensation paid to deputies or  
89 clerks.

90 Sec. 27. Section forty-eight point twenty-one  
91 (48.21), Code 1971, is amended as follows:

92 48.21 CERTIFICATE OF REGISTRATION. In [municipalities]  
93 *counties* having permanent registration for elections,  
94 before any person desiring to vote receives a ballot  
95 from the judge or is permitted to enter the voting  
96 machine he shall sign a voter's declaration of

97 eligibility as provided in section 49.77, except that  
 98 the voter's declaration shall also include the following  
 99 statement:

100 'I am lawfully registered in said precinct and county  
 101 under the Iowa permanent registration law.'

102 The voter's declaration of eligibility shall  
 103 constitute a certificate of registration for the purposes  
 104 of this chapter provided he has otherwise complied with  
 105 section 49.78.

106 The certificate of registration shall be approved  
 107 by a judge or clerk of election if the signature of  
 108 the voter on the certificate of registration and the  
 109 signature on the registry list appear to be the same.  
 110 However, [in cities or] counties using duplicate  
 111 registration lists prepared by electrical, mechanical  
 112 or similar data process the certificate of registration  
 113 shall be approved by a judge or clerk of the election  
 114 if the person signing the certificate of registration  
 115 and the person on the registry list appear to be the  
 116 same. The voter shall present this certificate to the  
 117 judge in charge of the ballots or voting machine, as  
 118 proof of his right to vote. After voting the voter  
 119 shall present his certificate of registration to the  
 120 judge or clerk in charge of the register of election,  
 121 who shall make entry as provided in section 48.8. The  
 122 certificates shall be arranged in alphabetical order  
 123 after the close of the election, placed in envelopes  
 124 provided for that purpose, and returned to the [city  
 125 clerk or] county auditor as commissioner of registration.

126 Sec. 28. Section forty-eight point twenty-two  
 127 (48.22), Code 1971, is amended as follows:

128 48.22 PERMISSIVE ADOPTION. The [city council of  
 129 any other city or] board of supervisors of any [other]  
 130 county in which registration of voters is required,  
 131 may, by ordinance, adopt the plan for registration  
 132 provided in this chapter. When the [city council of  
 133 any such city or] board of supervisors of any such county  
 134 enacts an ordinance establishing such plan, all of the  
 135 provisions of this chapter shall apply to such [city  
 136 or] county.

137 Sec. 29. Section forty-eight point twenty-three  
 138 (48.23), Code 1971, is amended as follows:

139 48.23 ORDINANCES. The [council or] board may adopt  
 140 ordinances necessary to carry into effect the provisions  
 141 of this chapter.

142 Sec. 30. Section forty-eight point twenty-six  
 143 (48.26), Code 1971, is amended as follows:

144 48.26 PERMANENT REGISTRATION PLACE IN [CITY HALL]  
 145 COURTHOUSE—BRANCH OFFICES. The commissioner of regis-  
 146 tration shall establish a permanent registration place  
 147 in the office [of the city clerk or elsewhere in the  
 148 city hall. The permanent registration place shall be  
 149 open at all times as are other city offices and at such  
 150 other times as the branch registration places are open  
 151 as provided in this section. In any county, where

152 permanent registration applies, the county auditor shall  
153 establish a permanent registration place in the office]  
154 of the auditor or elsewhere in the courthouse. The  
155 permanent registration place shall be open at all times  
156 when other county offices are open. The permanent  
157 registration place shall also be open at least two  
158 evenings from five o'clock p.m. until eight o'clock  
159 p.m., and at least one Saturday from eight o'clock a.m.  
160 until five o'clock p.m., during the thirty-day period  
161 preceding any election for which registration is  
162 required.

163 The county auditor shall further establish at least  
164 one branch registration place in every city, town, and  
165 township under his jurisdiction that has a population  
166 of one thousand or more during the thirty-day period  
167 prior to the closing of the election register for any  
168 election for which registration is required. Such  
169 branch registration places shall be open during the  
170 evening hours upon such days and upon such Saturdays  
171 as the auditor determines will be a convenience to the  
172 eligible voter required to register pursuant to this  
173 chapter.

174 Any person who resides in a town or township in which  
175 a branch registration place is not maintained, may  
176 register at the nearest branch registration place or  
177 the permanent registration place.

178 [The city clerk of a city where permanent registration  
179 applies shall establish at points within such city a  
180 sufficient number of branch registration places at least  
181 thirty days prior to the close of the election register  
182 for any election for which registration is required.  
183 Such branch registration places shall be open during  
184 the evening hours upon such days and upon such Saturdays  
185 as the city clerk determines will be a convenience to  
186 the eligible voter required to register pursuant to  
187 this chapter.]

188 The county auditor [and city clerk] shall give notice  
189 of the places and times such branch registration places  
190 will be open by publication in a newspaper of general  
191 circulation within the respective county or city at  
192 least one week prior to the first time such branch  
193 registration places will be open. If petitioned by  
194 one or by both of the official county chairmen of the  
195 two political parties polling the highest vote in the  
196 jurisdiction at the last preceding general election,  
197 the commissioner of registration shall establish at  
198 least two branch registration places in his jurisdiction,  
199 taking into consideration the convenience of the voters.  
200 If petitioned by one or by both of the official county  
201 chairmen of the two political parties polling the highest  
202 vote in the jurisdiction at the last preceding general  
203 election, the commissioner shall provide for additional  
204 branch registration places for each ten thousand  
205 inhabitants in the jurisdiction in excess of thirty  
206 thousand and for such additional branch registration  
207 places as the commissioner deems necessary. All branch

208 registration places shall be opened the first Monday  
 209 in October preceding any general election and shall  
 210 remain open Monday through Friday from noon until 8:00  
 211 p.m. and Saturday from 8:00 a.m. until 5:00 p.m. for  
 212 one week. The commissioner of registration shall appoint  
 213 two persons to act as deputy registrars in each branch  
 214 registration place. Such appointments shall be made  
 215 from lists supplied for that purpose by the official  
 216 county chairmen of the two political parties polling  
 217 the highest vote in the jurisdiction at the last  
 218 preceding general election. Such lists shall be provided  
 219 not later than August 15 preceding the appointments.  
 220 The commissioner shall appoint one deputy from each  
 221 list for each branch. Where the county chairmen fail  
 222 to provide lists by the date specified in this section,  
 223 the commissioner shall make such appointments to persons  
 224 known to be registered as members of the appropriate  
 225 political party.

226 Sec. 31. Section forty-eight point nineteen (48.19),  
 227 Code 1971, is repealed."

228 3. Renumber sections and correct internal references  
 229 in accordance with this amendment.

KINLEY of Polk, District 66

1 Amend House File 713 as follows:

2 1. Page 6, line 17, by striking the word "fifteenth"  
 3 and inserting in lieu thereof the word "tenth".

4 2. Page 6, by inserting after the period in line 22  
 5 the following:

6 "After the tenth day, the commissioner of registration  
 7 or any authorized deputy or clerk shall receive applica-  
 8 tions for registration of all qualified voters appearing  
 9 personally before him, or any other person authorized to  
 10 register voters. Upon receipt of the application for  
 11 registration, the commissioner of registration or his auth-  
 12 orized deputy or clerk shall issue a registration receipt  
 13 to the qualified voter which the qualified voter shall  
 14 present to the judges and clerks of the election on elec-  
 15 tion day. The registration receipts shall entitle the  
 16 qualified voters to cast his ballot in the election. The  
 17 registration receipt shall contain the same information  
 18 which appears on the application for registration, and in  
 19 addition, shall state the election for which the registra-  
 20 tion receipt is valid. The name of the qualified voter  
 21 registering after the tenth day shall not appear on the  
 22 registration list delivered to the election judges and  
 23 clerks of each precinct."

24 3. Page 7, line 33, by striking the words "in person".

25 4. Page 8, line 3, by striking the words "[nine] fourteen"  
 26 and inserting in lieu thereof the word "nine".

27 5. Page 8, line 5, by striking the words "[nine] fourteen"  
 28 and inserting in lieu thereof the word "nine".

29 6. Page 8, line 6, by inserting after the word  
 30 "register" the words ", except as otherwise provided".

31 7. Page 8, line 7, by striking the words "[nine] fourteen"  
 32 and inserting in lieu thereof the word "nine".

33 8. Page 9, by inserting after line 8 the following new  
34 section:

35 "Section forty-nine point seventy-eight (49.78), Code  
36 1971, is amended as follows:

37 49.78 VOTING UNDER REGISTRATION. In precincts where  
38 registration is required, if such name is found on the  
39 register of voters by the officer having charge thereof *or*  
40 *the qualified voter presents a registration receipt*, the  
41 voter shall sign a voters declaration as provided in  
42 sections 48.21 and 49.77 and provided to the voters by the  
43 judges of the election. In precincts where the judges of  
44 the election are furnished with computerized voter registra-  
45 tion lists, the person desiring to vote, except a person  
46 legally blind, shall then provide some form of identifica-  
47 tion upon which the signature or mark of such person appears.  
48 If identification is established to the satisfaction of the  
49 judges of election, the person may then be allowed to  
50 vote.

51 If the voter has no identification, his identity may be  
52 attested to by a judge of the election.

53 All voters' declarations may then be seen by the challen-  
54 gers of each political party, at the request of such  
55 challengers.

56 In precincts where chapter 48 is applicable, if the name  
57 of the person desiring to vote is not found on the register  
58 of voters, his ballot shall not be received until he shall  
59 have complied with the law prescribing the manner and con-  
60 ditions of voting under sections 48.11 and 48.12.

61 9. Renumber sections and correct internal references  
62 in accordance with this amendment.

KINLEY of Polk, District 66

1 Amend House File 719 as follows:

2 1. Page 2, by striking lines 1 through 26, inclu-  
3 sive, and inserting in lieu thereof the following:

4 "Section 1. Pursuant to section three hundred twenty-  
5 four point eighty-three (324.83) of the Code, there shall  
6 be transferred from the motor vehicle fuel tax fund to  
7 the marine fuel tax fund a portion of moneys collected  
8 under chapter three hundred twenty-four (324) of the  
9 Code which is attributable to motor fuel used in  
10 watercraft which portion shall be computed as follows:  
11 1. Determine monthly the total amount of motor fuel  
12 tax collected under chapter three hundred twenty-four  
13 (324) of the Code and multiply such amount by nine-tenths  
14 of one percent.

15 2. Subtract from the figure computed pursuant to  
16 subsection one (1) of this section three percent of such  
17 figure for administrative costs and further subtract  
18 from such figure the amounts refunded to commercial fish-  
19 ermen pursuant to subsection fourteen (14) of section  
20 three hundred twenty-four point seventeen (324.17) of  
21 the Code. All moneys remaining after all claims for  
22 refund and the cost of administration have been made  
23 shall be transferred to the marine fuel tax fund.

24 There is appropriated from the marine fuel tax fund  
25 for each fiscal year of the biennium beginning July 1,  
26 1971 and ending June 30, 1973 to the state conservation  
27 commission, division of lands and waters, such amounts  
28 of funds computed as provided in subsections one (1)  
29 and two (2) of this section, which funds shall be de-  
30 posited in the state conservation fund for use in the  
31 state conservation commission recreational boating pro-  
32 gram as provided in subsections one (1) through five  
33 (5) of section three hundred twenty-four point seventy-  
34 nine (324.79) of the Code."

GOODE of Davis, District 98

On motion by Kreamer of Polk, District 63, the House adjourned  
until 9:00 a.m., Thursday, June 3, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Forty-fourth Calendar Day—Ninety-sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JUNE 3, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend J. Riley West, pastor of the First Presbyterian Church, Oskaloosa, Iowa.

The Journal of Wednesday, June 2, 1971, was approved.

## PRESENTATION OF DISTINGUISHED GUEST

McCormick of Delaware, District 48, presented to the House the Honorable John C. Culver, Congressman from the Second District, and escorted him to the Speaker's station.

The House rose and extended their welcome.

Congressman Culver briefly addressed the House.

## SPECIAL PRESENTATION

Egenes of Story, District 33, introduced to the House Mrs. Eleanor Munsen of Story City, Iowa, who addressed the House briefly and extended an invitation to the Story City Scandinavian Days to be held on Saturday and Sunday, June 5 and 6, 1971.

Women attired in authentic Scandinavian costumes distributed Kringlas, a Scandinavian pastry.

## PETITION FILED

The following petition was received and placed on file:

By Scott of Cerro Gordo, District 18, from one thousand three hundred nine taxpayers and voters of Iowa favoring legislation providing a cost of living wage adjustment for state employees in 1971 and 1972 and longevity pay. Also that gasoline tax funds be used only for construction and maintenance of highways.

## ANNOUNCEMENT BY THE SPEAKER

Speaker Harbor announced the appointment of Alfred Nielsen of



Shelby to replace Howard Hamilton of Cedar on the committee on appropriations.

#### SENATE MESSAGE CONSIDERED

**Senate File 551**, a bill for an act to appropriate from the general fund of the state of Iowa to the department of public safety for radio equipment for the division of radio communication.

Read first time and referred to the committee on **appropriations**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 542, a bill for an act making an appropriation to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.

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

Senate File 550, a bill for an act relating to the judicial retirement system.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 704, a bill for an act to extend and improve the federal-state unemployment compensation program.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 704

- 1 Amend House File 704, as passed by the House, as follows:
- 2 1. Page 3, by striking lines 27 through 39, inclusive,
- 3 and inserting in lieu thereof the following:
- 4 "a. He left his employment in good faith for the sole
- 5 purpose of accepting better employment, which he did accept,
- 6 and that he remained continuously in said new employment for
- 7 not less than six weeks. Wages earned with the employer that
- 8 he has left shall, for the purpose of computing and charging
- 9 benefits, be deemed wages earned from the employer with whom
- 10 the individual accepted better employment and benefits shall
- 11 be charged to the employer with whom he accepted better
- 12 employment. The commission shall advise the chargeable
- 13 employer of the name and address of the other employer, the
- 14 period covered, and the extent of benefits which may be
- 15 charged to the account of the chargeable employer. In those
- 16 cases where the new employment is in another state, no
- 17 employer's account shall be charged with benefits so paid
- 18 except that employers who are required by law or by their
- 19 election to reimburse the fund for benefits paid shall be
- 20 charged with benefits under this paragraph."

21 2. Page 3, line 48, by striking the word "twelve" and  
22 inserting in lieu thereof the word "nine".

23 3. Page 3, line 49, by inserting before the period the  
24 following: ", but in the event extended benefits are in effect  
25 as provided for by this chapter, then benefits shall not be  
26 withheld after twelve consecutive weeks of employment  
27 from the date he quits, during which time he shall be actively  
28 and earnestly seeking employment".

29 4. Page 7, line 19, by striking the word "and".

30 5. Page 7, line 29, by striking the first word "and".

31 6. Page 9, by striking lines 15 through 35, and page 10, by  
32 striking line 1, and inserting in lieu thereof the following:

33 Contribution If the percentage of excess is:

34 Rates	Table					
35 Shall Be	Table	Table	Table	Table	Table	Table
36 %	1	2	3	4	5	5
37 2.7	0.0 to 2.2	0.0 to 1.9	0.0 to 1.6	0.0 to 1.3	0.0 to 1.0	0.0 to 1.0
38 2.5	2.2 to 2.4	1.9 to 2.1	1.6 to 1.7	1.3 to 1.4	1.0 to 1.1	1.0 to 1.1
39 2.3	2.4 to 2.6	2.1 to 2.3	1.7 to 1.8	1.4 to 1.5	1.1 to 1.2	1.1 to 1.2
40 2.1	2.6 to 2.8	2.3 to 2.5	1.8 to 1.9	1.5 to 1.6	1.2 to 1.3	1.2 to 1.3
41 1.9	2.8 to 3.0	2.5 to 2.7	1.9 to 2.0	1.6 to 1.7	1.3 to 1.4	1.3 to 1.4
42 1.7	3.0 to 3.2	2.7 to 2.9	2.0 to 2.2	1.7 to 1.8	1.4 to 1.5	1.4 to 1.5
43 1.5	3.2 to 3.4	2.9 to 3.1	2.2 to 2.4	1.8 to 1.9	1.5 to 1.6	1.5 to 1.6
44 1.3	3.4 to 3.6	3.1 to 3.3	2.4 to 2.6	1.9 to 2.0	1.6 to 1.7	1.6 to 1.7
45 1.1	3.6 to 3.9	3.3 to 3.5	2.6 to 2.8	2.0 to 2.2	1.7 to 1.8	1.7 to 1.8
46 .9	3.9 to 4.3	3.5 to 3.7	2.8 to 3.1	2.2 to 2.4	1.8 to 1.9	1.8 to 1.9
47 .7	4.3 to 4.8	3.7 to 4.1	3.1 to 3.6	2.4 to 2.7	1.9 to 2.0	1.9 to 2.0
48 .5	4.8 to 5.5	4.1 to 4.7	3.6 to 4.4	2.7 to 3.2	2.0 to 2.2	2.0 to 2.2
49 .3	5.5 to 6.4	4.7 to 5.7	4.4 to 5.5	3.2 to 4.7	2.2 to 2.5	2.2 to 2.5
50 .2	—	—	—	—	2.5 to 2.9	2.5 to 2.9
51 .1	6.4 to 7.5	5.7 to 7.2	5.5 to 7.0	4.7 to 6.7	2.9 to 3.4	2.9 to 3.4
52 .075	—	—	—	—	3.4 to 4.1	3.4 to 4.1
53 .050	—	—	—	—	4.1 to 5.1	4.1 to 5.1
54 0.025	—	—	—	—	5.1 to 6.5	5.1 to 6.5

55 7. Page 11, by adding the following after line 4:

56 "On or before the fifth day of December of each calendar  
57 year, beginning in 1971, the commission shall make available  
58 to employers the table which will apply to the contribution  
59 rates in the following calendar year."

60 8. Page 17, line 31, by inserting after the word "section"  
61 the words "or in accordance with section fifteen (15) of this  
62 Act".

63 9. Page 19, line 26, by striking the word "subsection" and  
64 inserting in lieu thereof the word "paragraph".

65 10. Page 21, by adding the following new section after line  
66 25, and renumber the remaining sections and correct internal  
67 references if needed to conform with this amendment:

68 Sec. 17. Section ninety-six point fourteen (96.14),  
69 subsection two (2), Code 1971, is amended by striking  
70 unnumbered paragraph three (3) and inserting in lieu thereof  
71 the following:

72 "However, in the event an employer is not required to  
73 make a contribution, the penalties for failure to file a  
74 report when due, or an insufficient report when due, shall  
75 be an amount equal to two percent (2%) of the contributions  
76 which would have been required to be paid had the employer's

77 rate been one percent (1%) of his taxable payroll, for each  
 78 month or part thereof for failure to file such report, pro-  
 79 vided that the total of such penalties shall not exceed  
 80 ten percent (10%) of the contribution so determined. After  
 81 December 31, 1971, no penalty or penalties shall be less  
 82 than ten dollars (\$10.00)."

83 11. Page 22, line 16, by striking the word "Act" and insert-  
 84 ing in lieu thereof the word "section".

### ADOPTION OF HOUSE CONCURRENT RESOLUTION 37

Schroeder of Pottawattamie, District 54, called up for considera-  
 tion **House Concurrent Resolution 37** as follows:

#### HOUSE CONCURRENT RESOLUTION 37

##### By Committee on Appropriations

*Whereas*, doubt has arisen under the provisions of section 25.7, Code 1971, that submission of claims to the joint claims committee of the Senate and House and rejection by the committee constitutes final action thereon by the General Assembly as provided in said section; and

*Whereas*, certain claims rejected by previous joint claims committees are sometimes reprocessed by the state appeal board for recurring submission; and

*Whereas*, it is deemed desirable that claims submitted to the joint claims committees of the Sixty-fourth General Assembly and rejected by the committees should be submitted to the Senate and House for final action and determination as the act of the General Assembly; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the claims hereinafter set forth, duly processed by the state appeal board and rejected by the joint claims committee, be considered by the Senate and House, and the action of the joint committee rejecting these claims be approved.

Claimant	Claim No.	Nature of Claim	Amount
Dr. J. W. Stein Macomb, Illinois	1303-64-25	Unpaid salary	\$ 8,500.00
Geza Papp Denver, Colorado	1595-64-25	Mandatory retirement	12,244.10
Bill Nerland Oil Co. Aberdeen, S. D.	1474-64-25	Registration fee refund	89.26
Darold Drall Bristow, Iowa	1149-64-25	Gas tax refund	63.07
Matheson Scientific Milwaukee, Wisc.	1289-64-25	Outdated invoice	178.02
Melvin R. Flowers Decatur, Iowa	1134-64-25	Gas tax refund	45.29
G.B.C. Sales & Service Des Moines, Iowa	1310-64-25	Outdated invoice	29.88
Beckman Instruments, Inc. Chicago, Illinois	1380-64-25	Outdated invoice	114.80
Mercy Hospital Des Moines, Iowa	1446-64-25	Outdated claim	577.56
Wigman Company		Construction materials	

Claimant	Claim No.	Nature of Claim	Amount
Sioux City, Iowa Northwest Des Moines National Bank	1537-64-25	furnished to state	610.37
Des Moines, Iowa The Art Store	1546-64-25	Forged warrant	125.95
Des Moines, Iowa Fisher Scientific Co.	1647-64-25	Outdated invoice	2.65
St. Louis, Missouri	1687-64-25	Outdated invoice	181.50

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and moved its adoption:

Amend House Concurrent Resolution 37 by adding thereto the following: -

Claimant	Claim No.	Nature of Claim	Amount
Michigan-Wisc. Pipe Line Co.	728-64-25	Overpayment of apportioned motor vehicle registra- tion fees for the year 1969	\$929.31

The amendment was adopted.

Schroeder of Pottawattamie, District 54, moved the adoption of House Concurrent Resolution 37 as amended.

A non-record roll call was requested.

The ayes were 77, nays 1.

The resolution as amended having received a constitutional two-thirds majority was adopted.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 38

Schroeder of Pottawattamie, District 54, called up for consideration **House Concurrent Resolution 38** as follows and moved its adoption:

#### HOUSE CONCURRENT RESOLUTION 38 By Committee on Appropriations

*Whereas*, the claims committee of the House of Representatives has had numerous claims under consideration and in most cases has either recommended through appropriate legislative documents the approval or disapproval of claims under consideration; and

*Whereas*, certain claims because of present negotiations or lack of sufficient information cannot be disposed of during the present legislative session; and

*Whereas*, it is necessary for the General Assembly to take action on claims submitted, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the following listed claims be held over for consideration by the Second Session of the Sixty-fourth General Assembly:

Claimant	Claim No.	Nature of Claim	Amount
Edna E. Severn	H-138-64-G	Land Condemnation....\$	660.00
Iowa Air Sales, Inc.	1807-64-25	Outdated Invoice .....	27.00
Clay & Fay De Lashmutt & Mills Co.	H-117-64-G	Condemnation .....	1,275.00
Willard C. Brinegar, M.D.	873-64-25	Sick Leave and Vacation Time .....	19,500.00

Motion prevailed and the resolution was adopted.

### CONSIDERATION OF BILLS APPROPRIATIONS CALENDAR

**House File 457**, a bill for an act to create a vocational youth organization fund, and to make an appropriation therefor, with report of committee recommending passage, was taken up for consideration.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass" (H.F. 457)

The ayes were, 82:

Alt	Fisher, C. R.	Mendenhall	Scott
Anania	Franklin	Menefee	Siglin
Andersen	Gluba	Middleswart	Skinner
Bennett	Goode	Millen	Stanley
Bergman	Grassley	Miller	Stokes
Blouin	Hansen	Moffitt	Strand
Bray	Hill	Mollett	Stromer
Camp	Holden	Nielsen	Strothman
Campbell	Husak	Norpel	Taylor
Christensen	Jesse	Nystrom	Tieden
Clark	Johnston	Patton	Trowbridge
Cochran	Kehe	Pelton	Uban
Curtis	Kelly	Radl	Varley
Den Herder	Kennedy	Rex	Waugh
Dougherty	Knoblauch	Rodgers	Wells
Doyle	Knoke	Roorda	Willits
Drake	Kreamer	Sargisson	Winkelman
Dunton	Kruse	Schroeder	Wirtz
Edelen	Lipsky	Schwartz	Wyckoff
Ellsworth	Mayberry	Schwieger	Mr. Speaker
Fischer, H. O.	McElroy		

The nays were, 4:

Ewell	Larson	Monroe	Small
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Absent or not voting, 14:

Egenes	Lawson	Pierson	Shaw
Freeman	Logemann	Priebe	Sorg
Hamilton	McCormick	Schmeiser	Welden
Kinley	Pellett		

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

## HOUSE FILE 679 RECONSIDERED

Blouin of Dubuque, District 49, called up for consideration his motion to reconsider filed on June 1, 1971, and moved to reconsider the vote by which **House File 679**, a bill for an act relating to the powers and duties of the budget and financial control committee and the legislative fiscal director, passed the House on June 1, 1971.

A non-record roll call was requested.

The ayes were 70, nays 15.

The motion prevailed.

Blouin of Dubuque, District 49, moved that the vote by which House File 679 was placed on its last reading be reconsidered.

The motion prevailed.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and moved its adoption:

Amend House File 679 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. **LEGISLATIVE FISCAL DIRECTOR.** There is established the office of legislative fiscal director. The legislative fiscal director shall be qualified to perform, and shall perform the duties hereinafter specified.

The legislative fiscal director shall be appointed by and serve at the pleasure of the legislative council and his compensation shall be fixed by the legislative council, which compensation, together with any expenses incurred, shall be paid from funds appropriated to the office of the legislative fiscal director.

Sec. 2. **DUTIES OF DIRECTOR.** The duties of the legislative fiscal director to be performed for the committees on appropriations of the senate and house of representatives and for the general assembly, in addition to performing normal administrative duties pertaining to the office of the legislative fiscal director, shall be the following:

1. Make a continuous review of state expenditures, revenues and analysis of budgets through an audit and preaudit, if necessary, or such other means deemed necessary to ascertain the facts; compare cost, work load and other data, and make recommendations to the general assembly concerning the state's budget and revenue of the departments, boards, commissions, and agencies of the state, and such other duties as shall be assigned to him by the legislative council, the appropriations committees, or the general assembly.

2. Make a report to the legislative council and

to the general assembly within five days after the convening of each session of the general assembly and to make such other reports as may be required of him by either the legislative council, the appropriation committees, or the general assembly.

3. The legislative fiscal director or his designated agents and employees shall attend the budget hearings required by section eight point twenty-six (8.26), of the Code, and may offer explanations or suggestions and make inquiries with respect to such budget hearings within his authority. The legislative fiscal director and his staff shall furnish information and act in an advisory capacity to the committees concerned with state fiscal matters.

4. Assist members of the general assembly and standing committees in attaching fiscal notes to legislative bills and resolutions as provided by the rules of each house of the general assembly.

5. Employ and supervise all employees of the office of the legislative fiscal director in such positions and at such salaries as shall be authorized by the legislative council.

Sec. 3. POWERS. The legislative fiscal director or his designated agents and employees shall at all times have access to all state offices, departments, agencies, boards, bureaus, and commissions, and to the books, records, and other instrumentalities and property used in the performance of their statutory duties, and all state offices, departments, agencies, boards, bureaus, and commissions shall cooperate with the legislative fiscal director in the performance of the foregoing duty, and shall make available to him such books, records, instrumentalities, and property.

Sec. 4. Section fifteen point forty-three (15.43), Code 1971, is amended as follows:

15.43 APPROVAL REQUIRED FOR PRINTING. No department or commission of state located in the city of Des Moines shall expend any funds for the publication or distribution of books or pamphlets or reports unless the publication thereof be expressly required by law or approved by [the budget and financial control committee and] the state printing board. A violation of this section shall constitute misfeasance in office.

Sec. 5. Section nineteen point seven (19.7), unnumbered paragraph two (2), Code 1971, is amended as follows:

The proceeds of such loan shall be applied toward the payment of costs and obligations necessitated by such actual or potential disaster and the reimbursement of local funds from which such expenditures have been made. Any project for repair, rebuilding or

restoration of state property for which no specific appropriation has been made, which when completed will cost more than one hundred thousand dollars, shall before work is begun thereon, be subject to approval or rejection by the [budget and financial control committee] *executive council*.

Sec. 6. Section nineteen point eighteen (19.18), Code 1971, is amended as follows:

19.18 REPAIRS—SUPPLIES. The executive council may contract for the repairing of all building and grounds of the state at the seat of government, for the necessary telephone, telegraph, lighting, and water service for such buildings and grounds, for all necessary furniture, fuel, stores, and supplies for the said buildings and grounds, and for the various departments of the state government at the seat of government. Payment for telephone, telegraph, water, and lighting service shall not exceed the minimum charge to private parties.

Any such project for repairing of buildings or grounds at the seat of government for which no specific appropriation has been made, which when completed will cost more than one hundred thousand dollars, shall, before work is begun thereon, be subject to approval or rejection by the [budget and financial control committee] *standing committees on appropriations of the two houses of the general assembly*.

Sec. 7. Section twenty point one (20.1), Code 1971, is amended as follows:

20.1 BOARD CREATED. A state war surplus commodities board is hereby created and established hereinafter referred to as the "board", to consist of the commissioner of the department of social services or any division director assigned by him, a member of the state board of regents, a member of the Iowa state highway commission, a member of the executive council of the state, a member of the conservation commission of the state, the commissioner of the Iowa state department of health, a member of the department of public instruction, a member of the Iowa development commission, and [the chairman of the budget and financial control committee selected by the budget and financial control committee of each general assembly] *a member of one of the standing committees of appropriations selected jointly by the chairmen of the two standing committees on appropriations of the general assembly*.

Sec. 8. Sections two point forty-one (2.41) through two point forty-eight (2.48), and section twenty point three (20.3), Code 1971 are repealed.

A non-record roll call was requested.

The ayes were 31, nays 52.



The amendment lost.

Kehe of Bremer, District 12, offered the following amendment filed by him and moved its adoption:

Amend House File 679 as follows:

1. Page 3, by striking all of lines 2 through 7.
2. Page 3, line 10, by inserting after the word "committee" the following: "and the state comptroller".

The amendment was adopted.

Pelton of Clinton, District 74, offered the following amendment filed by him and moved its adoption:

Amend House File 679 by adding the following section:

The members of the budget and financial control committee serving on the effective date of this Act shall continue to serve until their terms expire; thereafter the members shall be appointed as provided in section one of this Act.

The amendment was adopted.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 679)

The ayes were, 79:

Alt	Freeman	Millen	Schwartz
Anania	Gluba	Miller	Scott
Bennett	Goode	Moffitt	Siglin
Bergman	Hansen	Mollett	Sorg
Blouin	Hill	Monroe	Stanley
Camp	Holden	Nielsen	Stokes
Campbell	Johnston	Norpel	Strand
Christensen	Kehe	Nystrom	Stromer
Clark	Kinley	Patton	Strothman
Cochran	Knoblauch	Pellett	Taylor
Curtis	Knoke	Pelton	Tieden
Den Herder	Kreamer	Pierson	Trowbridge
Dougherty	Kruse	Priebe	Varley
Drake	Lipsky	Radl	Waugh
Dunton	Logemann	Rex	Wells
Edelen	McCormick	Rodgers	Winkelman
Egenes	McElroy	Roorda	Wirtz
Ellsworth	Mendenhall	Sargisson	Wyckoff
Fisher, C. R.	Menefee	Schmeiser	Mr. Speaker
Franklin	Middleswart	Schroeder	

The nays were, 10:

Bray	Grassley	Kennedy	Uban
Doyle	Husak	Larson	Willits
Ewell	Jesse		

Absent or not voting, 11:

Andersen	Kelly	Schwieger	Small
Fischer, H. O.	Lawson	Shaw	Welden
Hamilton	Mayberry	Skinner	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Larson of Story, District 34, for the afternoon on request of Trowbridge of Floyd, District 9.

Clark of Lee, District 10, for the afternoon and June 4 on request of Millen of Van Buren, District 99.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 552, a bill for an act appropriating from moneys received by certain departments.

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

Senate File 553, a bill for an act appropriating to certain state agencies.

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

Senate File 554, a bill for an act appropriating from the general fund of the state to the Iowa state fair board.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 696, a bill for an act appropriating from the Iowa public employees' retirement system to employment security commission.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 696

- 1 Amend House File 696, page 2, line 19, by inserting after the
- 2 word "appropriated." the following:
- 3 "The commission to which this appropriation is made may
- 4 make application to the appropriation committee for the

5 reappropriation of any funds that do revert, or probably  
6 will revert upon the dates herein set and the respective  
7 appropriation committee or a subcommittee thereof shall hold  
8 a hearing upon such application while the general assembly  
9 is in regular session."

#### HOUSE INSISTS

(House File 129)

Welden of Hardin, District 32, called up for consideration **House File 129**, a bill for an act to create a department of general services, transferring services permanently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, and moved that the House insist on the House amendment to the Senate amendment to House File 129.

A non-record roll call was requested.

The ayes were 70, nays 6.

The motion prevailed and the House insists on the House amendment to the Senate amendment.

#### CONFERENCE COMMITTEE APPOINTED

(House File 129)

The Speaker announced the appointment of Welden of Hardin, District 32, chairman; Lawson of Cerro Gordo, District 17; Hansen of Black Hawk, District 37; and Mayberry of Webster, District 30, on the part of the House, as conferees concerning House File 129.

#### CONSIDERATION OF BILLS

##### UNFINISHED BUSINESS CALENDAR

The House resumed consideration of **House File 719**, a bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission.

Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:

Amend House File 719 as follows:

1. Page 2, by striking lines 1 through 26, inclusive, and inserting in lieu thereof the following:

"Section 1. Pursuant to section three hundred twenty-four point eighty-three (324.83) of the Code, there shall be transferred from the motor vehicle fuel tax fund to the marine fuel tax fund a portion of moneys collected under chapter three hundred twenty-four (324) of the Code which is attributable to motor fuel used in

watercraft which portion shall be computed as follows:

1. Determine monthly the total amount of motor fuel tax collected under chapter three hundred twenty-four (324) of the Code and multiply such amount by nine-tenths of one percent.

2. Subtract from the figure computed pursuant to subsection one (1) of this section three percent of such figure for administrative costs and further subtract from such figure the amounts refunded to commercial fishermen pursuant to subsection fourteen (14) of section three hundred twenty-four point seventeen (324.17) of the Code. All moneys remaining after all claims for refund and the cost of administration have been made shall be transferred to the marine fuel tax fund.

There is appropriated from the marine fuel tax fund for each fiscal year of the biennium beginning July 1, 1971 and ending June 30, 1973 to the state conservation commission, division of lands and waters, such amounts of funds computed as provided in subsections one (1) and two (2) of this section, which funds shall be deposited in the state conservation fund for use in the state conservation commission recreational boating program as provided in subsections one (1) through five (5) of section three hundred twenty-four point seventy-nine (324.79) of the Code."

The amendment was adopted.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend House File 719, page 3, by adding after the period in line 21 the following:

"The commission to which this appropriation is made may make application to the appropriation committees for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committees or a subcommittee thereof shall hold a hearing upon such application while the general assembly is in regular session."

The amendment was adopted.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 719)

The ayes were, 84:

Alt	Camp	Dougherty	Ellsworth
Anania	Campbell	Doyle	Ewell
Andersen	Christensen	Drake	Fisher, C. R.
Bergman	Cochran	Dunton	Freeman
Blouin	Curtis	Edelen	Gluba
Bray	Den Herder	Egenes	Goode

Grassley	Mayberry	Radl	Stromer
Hansen	McElroy	Rodgers	Strothman
Hill	Mendenhall	Sargisson	Taylor
Holden	Menefee	Schmeiser	Tieden
Husak	Middleswart	Schroeder	Trowbridge
Jesse	Millen	Schwartz	Uban
Kehe	Miller	Schwieger	Varley
Kelly	Moffitt	Scott	Waugh
Kennedy	Mollett	Siglin	Welden
Knoblauch	Nielsen	Skinner	Wells
Knoke	Norpel	Small	Willits
Kreamer	Patton	Sorg	Winkelman
Kruse	Pellett	Stanley	Wirtz
Lipsky	Pierson	Stokes	Wyckoff
Logemann	Priebe	Strand	Mr. Speaker

The nays were, none.

Absent or not voting, 16:

Bennett	Hamilton	Lawson	Pelton
Clark	Johnston	McCormick	Rex
Fischer, H. O.	Kinley	Monroe	Roord
Franklin	Larson	Nystrom	Shaw

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

#### APPROPRIATIONS CALENDAR

**Senate File 528**, a bill for an act to appropriate funds from the general fund of the state to the higher education facilities commission for the state supported scholarship and medical student tuition loan programs, with report of committee recommending amendment and passage, was taken up for consideration.

Grassley of Butler, District 10, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend Senate File 528, page 2, by striking all of line 14 and inserting in lieu thereof the following: "Code, the following amounts: \$290,000.00      \$235,000.00".

The amendment was adopted.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 528)

The ayes were, 82:

Alt	Christensen	Dunton	Gluba
Anania	Cochran	Edelen	Goode
Andersen	Curtis	Egenes	Grassley
Blouin	Den Herder	Ellsworth	Hansen
Bray	Dougherty	Ewell	Hill
Camp	Doyle	Fisher, C. R.	Holden
Campbell	Drake	Freeman	Husak

Jesse	Middleswart	Sargisson	Stromer
Kehe	Millen	Schmeiser	Strothman
Kelly	Miller	Schroeder	Taylor
Kennedy	Moffitt	Schwartz	Tieden
Knoblauch	Mollett	Schwieger	Trowbridge
Knoke	Monroe	Scott	Uban
Kreamer	Nielsen	Shaw	Varley
Kruse	Pellett	Siglin	Waugh
Lipsky	Patton	Small	Welden
Logemann	Pierson	Sorg	Willits
Mayberry	Priebe	Stanley	Winkelman
McElroy	Radl	Stokes	Wyckoff
Mendenhall	Rodgers	Strand	Mr. Speaker
Menefee	Roorda		

The nays were, none.

Absent or not voting, 18:

Bennett	Hamilton	McCormick	Rex
Bergman	Johnston	Norpel	Skinner
Clark	Kinley	Nystrom	Wells
Fischer, H. O.	Larson	Pelton	Wirtz
Franklin	Lawson		

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

#### REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 392 COMMITTEE BILL. Relating to hog cholera and swine diseases. By agriculture.

H. F. 713 Relating to the election laws. By Drake and Uban

ANDREW VARLEY, Chairman

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 296, 444 and 518.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the

House, he had signed in the presence of the House the following bills: Senate Files 296, 444 and 518.

### AMENDMENTS FILED

- 1 Amend House File 713, pages 9 and 10, by striking  
2 all of section 18, and by renumbering the following  
3 sections.

UBAN of Black Hawk, District 38

- 1 Amend House File 713 as follows:  
2 1. Page 3, by striking line 35; page 4, by  
3 striking lines 1 and 2 and renumbering following  
4 subsections of section 3.  
5 2. Page 4, by striking lines 3 and 4 and  
6 inserting in lieu thereof the following:  
7 "10. The affidavit described in section 8  
8 of this Act."  
9 3. Page 4, by striking line 26 and inserting  
10 in lieu thereof the following:  
11 "notice received not later than ten days  
12 before any election,".  
13 4. Page 6, line 17, by striking the word  
14 "fifteenth" and inserting in lieu thereof the  
15 word "tenth".  
16 5. Pages 7 and 8, by striking section 10, and  
17 renumbering the following sections.  
18 6. Page 10, line 22, by inserting after the  
19 word "age" the words "who satisfy the above  
20 residency requirements".

HILL of Polk, District 62

UBAN of Black Hawk, District 38

- 1 Amend House File 713 as follows:  
2 1. Page 2, by inserting after line 31 the following  
3 new section:  
4 Section forty-eight point one (48.1), Code 1971, is  
5 amended as follows:  
6 48.1 COMMISSIONER OF REGISTRATION. The office of  
7 commissioner of registration is hereby created in all  
8 cities having a population of more than ten thousand  
9 inhabitants, *located in counties having a population of*  
10 *less than fifty thousand*. The city clerk of each such city  
11 is hereby constituted such commissioner of registration.  
12 There is further created the office of commissioner of  
13 registration in all counties that have a population of  
14 fifty thousand or more. The county auditor of each such  
15 county is hereby constituted the commissioner of registra-  
16 tion in his county. The county auditor shall register [only  
17 those] *all residents of his county [who reside outside of*  
18 *the corporate limits of all cities in his county with a*  
19 *populaton of ten thousand or more]*. The city clerk of all  
20 *cities located in a county having a population of less than*  
21 *fifty thousand* with a population of ten thousand or more,  
22 shall register the residents of his city.

23 2. Page 8, by inserting after line 25 the following  
24 new section:  
25 Section forty-eight point twenty-six (48.26),  
26 unnumbered paragraph one (1), Code 1971, is amended as  
27 follows:

28 The commissioner of registration shall establish a  
29 permanent registration place in the office of the city  
30 clerk or elsewhere in the city hall *except in cities*  
31 *located in counties having a population of more than fifty*  
32 *thousand*. The permanent registration place shall be open  
33 at all times as are other city offices and at such other  
34 times as the branch registration places are open as pro-  
35 vided in this section. In any county, where permanent  
36 registration applies, the county auditor shall establish  
37 a permanent registration place in the office of the  
38 auditor or elsewhere in the courthouse. The permanent  
39 registration place shall be open at all times when other  
40 county offices are open. The permanent registration  
41 place shall also be open at least two evenings from  
42 five o'clock p.m. until eight o'clock p.m., and at least  
43 one Saturday from eight o'clock a.m. until five o'clock  
44 p.m., during the thirty-day period preceding any election  
45 for which registration is required.

KINLEY of Polk, District 66

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, June 4, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Forty-fifth Calendar Day—Ninety-seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, JUNE 4, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Henry I. Thomas, pastor of the Union Baptist Church, Des Moines, Iowa.

The Journal of Thursday, June 3, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Harbor to attend a meeting in Washington, D. C., by Speaker pro tempore Millen.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty Girl Scouts from Evansdale, Iowa, accompanied by their leader, Mrs. Liptke. By Ewell of Black Hawk, District 39.

## BIRTHDAY CONGRATULATIONS

Hill of Polk, District 62, rose on a point of personal privilege and on behalf of the House extended to the Honorable George R. Kinley a "Happy Birthday".

## INTRODUCTION OF BILLS

**House File 726**, by committee on conservation and recreation, a bill for an act imposing damage liability for the unlawful destruction, taking, or possession of wildlife owned by the state of Iowa.

Read first time and referred to the sifting committee.

**House File 727**, by committee on transportation, a bill for an act relating to the movement of oversized and overweight vehicles and loads and providing penalties for violations thereof.

Read first time and referred to the sifting committee.

**House File 728**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions.

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

**House File 729**, by committee on state government, a bill for an act relating to the appointment of notaries public by the secretary of state.

Read first time and referred to the **sifting committee**.

**House File 730**, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions.

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

**House File 731**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the higher education facilities commission.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 542**, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.

Read first time and referred to committee on **appropriations**.

**Senate File 550**, a bill for an act relating to the judicial retirement system.

Read first time and referred to committee on **appropriations**.

**Senate File 552**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments.

Read first time and referred to committee on **appropriations**.

**Senate File 553**, a bill for an act making appropriations to certain state agencies and divisions thereof.

Read first time and referred to committee on **appropriations**.

**Senate File 554**, a bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board.

Read first time and referred to committee on **appropriations**.

SENATE AMENDMENT CONSIDERED

Curtis of Cherokee, District 25, called up for consideration **House File 704**, a bill for an act to extend and improve the federal-state unemployment compensation program, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 704, as passed by the House, as follows:

1. Page 3, by striking lines 27 through 39, inclusive, and inserting in lieu thereof the following:

“a. He left his employment in good faith for the sole purpose of accepting better employment, which he did accept, and that he remained continuously in said new employment for not less than six weeks. Wages earned with the employer that he has left shall, for the purpose of computing and charging benefits, be deemed wages earned from the employer with whom the individual accepted better employment and benefits shall be charged to the employer with whom he accepted better employment. The commission shall advise the chargeable employer of the name and address of the other employer, the period covered, and the extent of benefits which may be charged to the account of the chargeable employer. In those cases where the new employment is in another state, no employer’s account shall be charged with benefits so paid except that employers who are required by law or by their election to reimburse the fund for benefits paid shall be charged with benefits under this paragraph.”

2. Page 3, line 48, by striking the word “twelve” and inserting in lieu thereof the word “nine”.

3. Page 3, line 49, by inserting before the period the following: “, but in the event extended benefits are in effect as provided for by this chapter, then benefits shall not be withheld after twelve consecutive weeks of employment from the date he quits, during which time he shall be actively and earnestly seeking employment”.

4. Page 7, line 19, by striking the word “and”.

5. Page 7, line 29, by striking the first word “and”.

6. Page 9, by striking lines 15 through 35, and page 10, by striking line 1, and inserting in lieu thereof the following:

Contribution Rates If the percentage of excess is:

Contribution Rates	Table 1	Table 2	Table 3	Table 4	Table 5
2.7	0.0 to 2.2	0.0 to 1.9	0.0 to 1.6	0.0 to 1.3	0.0 to 1.0
2.5	2.2 to 2.4	1.9 to 2.1	1.6 to 1.7	1.3 to 1.4	1.0 to 1.1
2.3	2.4 to 2.6	2.1 to 2.3	1.7 to 1.8	1.4 to 1.5	1.1 to 1.2
2.1	2.6 to 2.8	2.3 to 2.5	1.8 to 1.9	1.5 to 1.6	1.2 to 1.3
1.9	2.8 to 3.0	2.5 to 2.7	1.9 to 2.0	1.6 to 1.7	1.3 to 1.4
1.7	3.0 to 3.2	2.7 to 2.9	2.0 to 2.2	1.7 to 1.8	1.4 to 1.5
1.5	3.2 to 3.4	2.9 to 3.1	2.2 to 2.4	1.8 to 1.9	1.5 to 1.6
1.3	3.4 to 3.6	3.1 to 3.3	2.4 to 2.6	1.9 to 2.0	1.6 to 1.7
1.1	3.6 to 3.9	3.3 to 3.5	2.6 to 2.8	2.0 to 2.2	1.7 to 1.8
.9	3.9 to 4.3	3.5 to 3.7	2.8 to 3.1	2.2 to 2.4	1.8 to 1.9
.7	4.3 to 4.8	3.7 to 4.1	3.1 to 3.6	2.4 to 2.7	1.9 to 2.0

.5	4.8 to 5.5	4.1 to 4.7	3.6 to 4.4	2.7 to 3.2	2.0 to 2.2
.3	5.5 to 6.4	4.7 to 5.7	4.4 to 5.5	3.2 to 4.7	2.2 to 2.5
.2	—	—	—	—	2.5 to 2.9
.1	6.4 to 7.5	5.7 to 7.2	5.5 to 7.0	4.7 to 6.7	2.9 to 3.4
.075	—	—	—	—	3.4 to 4.1
.050	—	—	—	—	4.1 to 5.1
0.025	—	—	—	—	5.1 to 6.5

7. Page 11, by adding the following after line 4:

"On or before the fifth day of December of each calendar year, beginning in 1971, the commission shall make available to employers the table which will apply to the contribution rates in the following calendar year."

8. Page 17, line 31, by inserting after the word "section" the words "or in accordance with section fifteen (15) of this Act".

9. Page 19, line 26, by striking the word "subsection" and inserting in lieu thereof the word "paragraph".

10. Page 21, by adding the following new section after line 25, and renumber the remaining sections and correct internal references if needed to conform with this amendment:

Sec. 17. Section ninety-six point fourteen (96.14), subsection two (2), Code 1971, is amended by striking unnumbered paragraph three (3) and inserting in lieu thereof the following:

"However, in the event an employer is not required to make a contribution, the penalties for failure to file a report when due, or an insufficient report when due, shall be an amount equal to two percent (2%) of the contributions which would have been required to be paid had the employer's rate been one percent (1%) of his taxable payroll, for each month or part thereof for failure to file such report, provided that the total of such penalties shall not exceed ten percent (10%) of the contribution so determined. After December 31, 1971, no penalty or penalties shall be less than ten dollars (\$10.00)."

11. Page 22, line 16, by striking the word "Act" and inserting in lieu thereof the word "section".

Motion prevailed and the House concurred in the Senate amendment.

Curtis of Cherokee, District 25, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (H.F. 704)

The ayes were, 73:

Alt	Blouin	Curtis	Drake
Anania	Bray	Den Herder	Dunton
Andersen	Camp	Dougherty	Egenes
Bergman	Cochran	Doyle	Ellsworth

Ewell	Kruse	Norpel	Strand
Fischer, H. O.	Larson	Nystrom	Strothman
Fisher, C. R.	Lawson	Patton	Taylor
Franklin	Logemann	Pierson	Tieden
Freeman	Mayberry	Priebe	Trowbridge
Gluba	McCormick	Rex	Varley
Goode	McElroy	Rodgers	Waugh
Hansen	Mendenhall	Sargisson	Wells
Hill	Menefee	Schroeder	Willits
Holden	Middleswart	Schwartz	Winkelman
Husak	Miller	Schwieger	Wirtz
Kehe	Moffitt	Scott	Wyckoff
Kennedy	Mollett	Shaw	Mr. Speaker
Kinley	Monroe	Stokes	(Millen)
Knoblauch	Nielsen		

The nays were, 9:

Campbell	Radl	Sorg	Uban
Kreamer	Roorda	Stanley	Welden
Pellett			

Absent or not voting, 18:

Bennett	Hamilton	Knoke	Siglin
Christensen	Harbor	Lipsky	Skinner
Clark	Jesse	Pelton	Small
Edelen	Johnston	Schmeiser	Stromer
Grassley	Kelly		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### SIFTING COMMITTEE CALENDAR

**House File 713**, a bill for an act relating to the election laws, with report of committee recommending passage, was taken up for consideration.

Uban of Black Hawk, District 38, offered the following amendment filed by him and moved its adoption:

Amend House File 713, page 9 and 10, by striking all of section 18, and by renumbering the following sections.

The amendment was adopted.

Kinley of Polk, District 66, offered the following amendment filed by him and moved its adoption:

Amend House File 713 as follows:

1. Page 2, by inserting after line 31 the following new section:

Section forty-eight point one (48.1), Code 1971, is amended as follows:

48.1 COMMISSIONER OF REGISTRATION. The office of

commissioner of registration is hereby created in all cities having a population of more than ten thousand inhabitants, *located in counties having a population of less than fifty thousand*. The city clerk of each such city is hereby constituted such commissioner of registration. There is further created the office of commissioner of registration in all counties that have a population of fifty thousand or more. The county auditor of each such county is hereby constituted the commissioner of registration in his county. The county auditor shall register [only those] *all residents of his county [who reside outside of the corporate limits of all cities in his county with a population of ten thousand or more]*. The city clerk of all cities *located in a county having a population of less than fifty thousand with a population of ten thousand or more*, shall register the residents of his city.

2. Page 8, by inserting after line 25 the following new section:

Section forty-eight point twenty-six (48.26), unnumbered paragraph one (1), Code 1971, is amended as follows:

The commissioner of registration shall establish a permanent registration place in the office of the city clerk or elsewhere in the city hall *except in cities located in counties having a population of more than fifty thousand*. The permanent registration place shall be open at all times as are other city offices and at such other times as the branch registration places are open as provided in this section. In any county, where permanent registration applies, the county auditor shall establish a permanent registration place in the office of the auditor or elsewhere in the courthouse. The permanent registration place shall be open at all times when other county offices are open. The permanent registration place shall also be open at least two evenings from five o'clock p.m. until eight o'clock p.m., and at least one Saturday from eight o'clock a.m. until five o'clock p.m., during the thirty-day period preceding any election for which registration is required.

Roll call was requested by Kinley of Polk, District 66, and Blouin of Dubuque, District 49.

On the question "Shall the amendment be adopted?"

The ayes were, 37:

Anania	Franklin	Mollett	Roorda
Bennett	Freeman	Monroe	Sargisson
Blouin	Gluba	Norpel	Schmeiser
Bray	Husak	Nystrom	Scott
Campbell	Kennedy	Patton	Siglin
Dougherty	Kinley	Pellett	Small
Doyle	Knoblauch	Priebe	Wells
Dunton	McCormick	Radl	Willits
Edelen	Middleswart	Rodgers	Wyckoff
Ewell			

## The nays were, 40:

Andersen	Hansen	Menefee	Stokes
Bergman	Hill	Miller	Strand
Camp	Kehe	Moffitt	Strothman
Curtis	Kreamer	Nielsen	Tieden
Drake	Kruse	Pierson	Trowbridge
Egenes	Lipsky	Rex	Uban
Ellsworth	Logemann	Schroeder	Welden
Fischer, H. O.	Mayberry	Schwieger	Winkelman
Fisher, C. R.	McElroy	Sorg	Mr. Speaker
Goode	Mendenhall	Stanley	(Millen)
Grassley			

## Absent or not voting, 23:

Alt	Harbor	Larson	Stromer
Christensen	Holden	Lawson	Taylor
Clark	Jesse	Pelton	Varley
Cochran	Johnston	Schwartz	Waugh
Den Herder	Kelly	Shaw	Wirtz
Hamilton	Knoke	Skinner	

The amendment lost.

Lipsky of Linn, District 46, offered the following amendment from the floor and moved its adoption:

Amend House File 713, page 3, by striking all after the period in line 8 and the following from line 9: "names."

The amendment was adopted.

Hill of Polk, District 38, offered the following Hill-Uban amendment:

Amend House File 713 as follows:

1. Page 3, by striking line 35; page 4, by striking lines 1 and 2 and renumbering following subsections of section 3.

2. Page 4, by striking lines 3 and 4 and inserting in lieu thereof the following:

"10. The affidavit described in section 8 of this Act."

3. Page 4, by striking line 26 and inserting in lieu thereof the following:

"notice received not later than ten days before any election,".

4. Page 6, line 17, by striking the word "fifteenth" and inserting in lieu thereof the word "tenth".

5. Pages 7 and 8, by striking section 10, and renumbering the following sections.

6. Page 10, line 22, by inserting after the word "age" the words "who satisfy the above residency requirements".

Division of the amendment was requested.

Hill of Polk, District 38, moved the adoption of amendments 1 and 2, lines 1 through 8 and amendment 6, lines 18, 19 and 20 of the amendment.

Amendments 1, 2 and 6 were adopted.

Hill of Polk, District 38, moved the adoption of amendments 3, 4 and 5, lines 7 through 17 of the amendment.

A non-record roll call was requested.

The ayes were 45, nays 34.

Amendments 3, 4 and 5 were adopted.

Kinley of Polk, District 66, asked and received unanimous consent to withdraw the amendment filed by him on June 2, 1971, and found on pages 1801 through 1805 of the House Journal.

Kinley of Polk, District 66, offered the following amendment from the floor and moved its adoption:

Amend House File 713 as follows:

1. Page 9, line 7, by inserting after the word "cases" the words ", except as herein provided,".

2. Page 9, by inserting after line 8 the following new paragraph:

"At all elections in counties with a population of one hundred thousand or more inhabitants, the polling places shall be closed at ten o'clock p.m."

The amendment lost.

Ewell of Black Hawk, District 39, offered the following amendment from the floor:

Amend House File 713, page 9, line 4, by striking the word "seven" and inserting in lieu thereof the word "eight," and in line 7 by striking the word "eight" and inserting in lieu thereof the word "nine".

Drake of Muscatine, District 71, moved the previous question on House File 713 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 48, nays 32.

The motion having received a three-fifths majority, prevailed.

Ewell of Black Hawk, District 39, moved the adoption of his amendment.

The ayes were 26, nays 46.

The amendment lost.



Gluba of Scott, District 76, offered the following amendment from the floor and moved its adoption :

Amend House File 713 as follows :

- 1. Page 6, by striking from lines 26 and 27 the words "of Iowa for at least six months, of said" and inserting in lieu thereof the word "and".
- 2. Page 10, line 15, by striking the words "for six months" and inserting in lieu thereof the words "and county for sixty days".
- 3. Page 10, by striking from lines 16 and 17 the words "and of the county in which he claims his vote sixty days,".
- 4. Page 11, by inserting after line 6 the following new sections :

"Sec. 23. Section forty-three point one hundred twenty (43.120), subsection four (4), Code 1971, is amended as follows :

4. Willfully voting or offering to vote at a primary election by one who has not been a resident of this state for [six months] *sixty days* next preceding said primary election, or who is not twenty-one years of age, or who is not a citizen of the United States.

Sec. 24. Section forty-nine point seventy-seven (49.77), unnumbered paragraph one (1), Code 1971, is amended as follows :

The judges of election of their respective precincts shall have charge of the ballots and furnish them to the voters. Any person desiring to vote shall give his name and address to the judges, and shall sign a voter's declaration provided by the judges of the election, in substantially the following form :

**VOTER'S DECLARATION OF ELIGIBILITY**

I do solemnly swear or affirm that I am a resident of the ..... precinct, ..... ward or township, city or town of ....., county of ....., Iowa.

I have been a resident of the state [of Iowa for at least sixth months, of said] *and* county for at least sixty days, and of said precinct for at least ten days. I am lawfully eligible to vote in said precinct and county in the ..... election to be held on ....., 19..... I have not voted and will not vote in any other precinct in said election.

(For primary election only:) I am affiliated with the ..... party.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....  
Signature of Voter

.....  
Address

Approved:

.....  
Judge or Clerk of the Election

Sec. 25. Section forty-nine point eighty-one (49.81), Code 1971, is amended as follows :

49.81 OATH IN CASE OF CHALLENGE. If the person challenged be duly registered, or if such person is offering to vote in a precinct where registration is not required, and insists that he is qualified, and the challenge be not withdrawn, one of the judges shall tender to him the following affidavit and such person shall read and sign the same:

I do solemnly swear or affirm that I am a citizen of the United States, a resident of Iowa [for six months, a resident of] *and* this county for sixty days, and a resident of this precinct for ten days next preceding this election, and that I am at least twenty-one years of age, and I have not voted in this election. I am lawfully eligible to vote in Iowa and in this county and precinct.

I understand that any false statement in this declaration is a criminal offense punishable as provided by law.

.....  
Signature of Voter

.....  
Address

If such person signs the affidavit and is examined by the judges concerning his qualifications, his vote shall then be received unless further challenged.

Sec. 26. Section fifty-three point five (53.5), Code 1971, is amended as follows:

53.5 FORM OF BLANK APPLICATION. Applications for ballots shall be made on blanks substantially in the following form:

"APPLICATION FOR BALLOT TO BE VOTED AT THE .....  
ELECTION ON .....  
STATE OF IOWA ..... } ss.  
COUNTY OF ....."

I, ....., do solemnly swear that I have been a resident of the state of Iowa for [six months] *sixty days*, of the county of ..... and of the ..... precinct of ..... ward of the city, town, or township of ..... ten days next preceding this election, and that I am a duly qualified voter entitled to vote at said election; that my occupation is ....., and that on account of .....

(Business,

..... I cannot be at the polls illness, or physical disability) on election day, and I hereby make application for an official ballot or ballots to be voted by me at such election, and that I will return said ballot or ballots to the officer issuing same, before the day of said election. I am affiliated with the .....

(Fill out only in case of primary election)

party.

Signed.....

Date.....

Residence (street and number, if any).....

City or town.....

P. O. Address.....

Subscribed and sworn to before me this ..... day of

....., A.D. 19.....

All applications for absentee ballots shall have a serial number affixed thereto.

Sec. 27. Section seven hundred thirty-eight point ten (738.10), Code 1971, is amended as follows:

738.10 VOTING WHEN NOT RESIDENT OF STATE. If any person willfully vote who has not been a resident of this state for [six months] *sixty days* next preceding the election, or who, at the time of the election, is not twenty-one years of age, or who is not a citizen of the United States, or who is not qualified, by reason of other disability, to vote at the place where and time when the vote is to be given, he shall be fined in a sum not exceeding three hundred dollars, or imprisoned in the county jail not exceeding one year.

5. Renumber sections and correct internal references as necessary in accordance with this amendment.

A non-record roll call was requested.

The ayes were 25, nays 50.

The amendment lost.

Kinley of Polk, District 66, offered the following amendment filed by him:

Amend House File 713 as follows:

1. Page 6, line 17, by striking the word "fifteenth" and inserting in lieu thereof the word "tenth".

2. Page 6, by inserting after the period in line 22 the following:

"After the tenth day, the commissioner of registration or any authorized deputy or clerk shall receive applications for registration of all qualified voters appearing personally before him, or any other person authorized to register voters. Upon receipt of the application for registration, the commissioner of registration or his authorized deputy or clerk shall issue a registration receipt to the qualified voter which the qualified voter shall present to the judges and clerks of the election on election day. The registration receipts shall entitle the qualified voters to cast his ballot in the election. The registration receipt shall contain the same information which appears on the application for registration, and in addition, shall state the election for which the registration receipt is valid. The name of the qualified voter registering after the tenth day shall not appear on the registration list delivered to the election judges and clerks of each precinct."

3. Page 7, line 33, by striking the words "in person".

4. Page 8, line 3, by striking the words "[nine] *fourteen*" and inserting in lieu thereof the word "nine".

5. Page 8, line 5, by striking the words "[nine] *fourteen*" and inserting in lieu thereof the word "nine".

6. Page 8, line 6, by inserting after the word "register" the words " , except as otherwise provided".

7. Page 8, line 7, by striking the words "[nine] fourteen" and inserting in lieu thereof the word "nine".

8. Page 9, by inserting after line 8 the following new section:

"Section forty-nine point seventy-eight (49.78), Code 1971, is amended as follows:

49.78 VOTING UNDER REGISTRATION. In precincts where registration is required, if such name is found on the register of voters by the officer having charge thereof *or the qualified voter presents a registration receipt*, the voter shall sign a voters declaration as provided in sections 48.21 and 49.77 and provided to the voters by the judges of the election. In precincts where the judges of the election are furnished with computerized voter registration lists, the person desiring to vote, except a person legally blind, shall then provide some form of identification upon which the signature or mark of such person appears. If identification is established to the satisfaction of the judges of election, the person may then be allowed to vote.

If the voter has no identification, his identity may be attested to by a judge of the election.

All voters' declarations may then be seen by the challengers of each political party, at the request of such challengers.

In precincts where chapter 48 is applicable, if the name of the person desiring to vote is not found on the register of voters, his ballot shall not be received until he shall have complied with the law prescribing the manner and conditions of voting under sections 48.11 and 48.12.

9. Renumber sections and correct internal references in accordance with this amendment.

Kinley of Polk, District 66, asked and received unanimous consent to withdraw amendment 1, lines 2 and 3 and amendments 4, 5, 6 and 7, lines 25 through 32 of his amendment.

Kinley of Polk, District 66, moved the adoption of amendments 2 and 3, lines 4 through 24 and amendments 8 and 9, lines 33 through 62 of his amendment.

A non-record roll call was requested.

The ayes were 33, nays 42.

Amendments 2, 3, 8 and 9 lost.

Small of Johnson, District 69, offered the following amendment from the floor and moved its adoption:

Amend House File 713 as follows:

1. Page 8, by striking lines 11 through 25, inclusive.

2. Page 11, by inserting after line 6 the following new section:

"Sec. 23. Section forty-eight point one (48.1), Code 1971, is amended by striking the section and inserting in lieu thereof the following new section:

The office of commissioner of registration is hereby established in each city and county of the state. The city clerk of each city shall be the commissioner of registration. The auditor of each county shall be the commissioner of registration in each county. The commissioner of registration in each county may, when practicable, establish permanent registration offices within towns in the county or other areas of concentrated population under the jurisdiction of the commissioner."

3. Renumber sections and correct internal references in accordance with this amendment.

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 28:

Anania	Ewell	Larson	Scott
Bennett	Franklin	McCormick	Skinner
Blouin	Gluba	Monroe	Small
Bray	Hill	Norpel	Sorg
Camp	Jesse	Radl	Uban
Doyle	Kennedy	Sargisson	Wells
Dunton	Kinley	Schwartz	Willits

The nays were, 53:

Andersen	Hansen	Mollett	Stanley
Bergman	Husak	Nielsen	Stokes
Campbell	Kehe	Nystrom	Strand
Christensen	Kelly	Patton	Strothman
Curtis	Knoblauch	Pellett	Taylor
Den Herder	Kreamer	Pierson	Tieden
Dougherty	Kruse	Priebe	Trowbridge
Drake	Lipsky	Rodgers	Waugh
Edelen	Logemann	Roorda	Welden
Egenes	McElroy	Schroeder	Winkelman
Ellsworth	Mendenhall	Schwieger	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Goode	Miller	Siglin	(Millen)
Grassley	Moffitt		

Absent or not voting, 19:

Alt	Hamilton	Lawson	Schmeiser
Clark	Harbor	Mayberry	Stromer
Cochran	Holden	Middleswart	Varley
Fischer, H. O.	Johnston	Pelton	Wirtz
Freeman	Knoke	Rex	

The amendment lost.

Kinley of Polk, District 66, asked and received unanimous consent

to withdraw the amendment filed by him on May 27, 1971, and found on page 1737 of the House Journal.

Taylor of Dubuque, District 51, offered the following amendment from the floor and moved its adoption:

Amend House File 713 as follows:

1. Page 11, by inserting after line 4 the following new section:

"Sec. 22. The nomination petition of a person seeking to be a candidate in any at-large election, for any seat or office of the state or any political subdivision of the state, where more than one seat or office on the same governing body is to be filled shall state the specific seat or office he is seeking election to. The ballot shall be prepared in a manner that informs the electors of which candidates are seeking election to each seat or office. No candidate's name shall be placed on the ballot as a candidate for any seat or office other than that specified in his nomination petition. No candidate shall file nomination petitions for more than one seat or office to be filled at the same election."

2. By renumbering the bill sections.

A non-record roll call was requested.

The ayes were 19, nays 50.

The amendment lost.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 713)

The ayes were, 87:

Anania	Franklin	Mayberry	Sargisson
Andersen	Fisher, C. R.	McCormick	Schmeiser
Bennett	Goode	McElroy	Schroeder
Bergman	Grassley	Mendenhall	Schwartz
Blouin	Hansen	Menefee	Schwieger
Bray	Hill	Middleswart	Scott
Camp	Holden	Miller	Shaw
Campbell	Husak	Moffitt	Siglin
Christensen	Jesse	Mollett	Skinner
Cochran	Kehe	Monroe	Small
Curtis	Kelly	Nielsen	Sorg
Den Herder	Kennedy	Norpel	Stanley
Dougherty	Kinley	Nystrom	Stokes
Doyle	Knoblauch	Pellett	Strand
Drake	Kreamer	Pierson	Strothman
Dunton	Kruse	Priebe	Taylor
Edelen	Larson	Radl	Tieden
Egenes	Lawson	Rex	Trowbridge
Ellsworth	Lipsky	Rodgers	Uban
Fischer, H. O.	Logemann	Roorda	Varley

Waugh Welden	Wells Willits	Winkelman Wyckoff	Mr. Speaker (Millen)
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The nays were, 3:

Ewell	Gluba	Patton
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Absent or not voting, 10:

Alt	Hamilton	Knoke	Stromer
Clark	Harbor	Pelton	Wirtz
Freeman	Johnston		

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

#### MOTION TO RECONSIDER PENDING

(Senate File 510)

Skinner of Polk, District 60, called up for consideration his motion to reconsider the vote on **Senate File 510**, filed on May 25, 1971, and found on page 1675 of the House Journal.

(Motion pending.)

The House was recessed until 1:00 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

#### MESSAGES FROM THE SENATE

**MR. SPEAKER:** I am directed to inform your honorable body that the President of the Senate has appointed as members of the conference committee on House File 129, a bill for an act creating a department of general services, on the part of the Senate: the Senator from Hardin, Mr. Potgeter, Chairman; the Senator from Polk, Mr. Milligan; the Senator from Lucas, Mr. Rhodes, and the Senator from Webster, Mr. Coleman.

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

Senate File 557, a bill for an act appropriating from the general fund of the state to the department of public safety.

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

Senate File 558, a bill for an act appropriating to the Iowa state commerce commission.

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

Senate File 559, a bill for an act authorizing expenditures from the car dispatcher revolving fund.

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

Senate File 560, a bill for an act appropriating state aid for the mentally ill and mentally retarded.

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

Senate File 561, a bill for an act appropriating to the Iowa state fair board.

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

Senate File 562, a bill for an act appropriating to the state historical society for certain historical sites.

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

Senate File 564, a bill for an act making an appropriation to the Iowa Public Employees' Retirement System.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 693, a bill for an act appropriating from moneys received by the Iowa aeronautics commission.

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

House File 699, a bill for an act appropriating to certain named persons in settlement of claims.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 700, a bill for an act appropriating from moneys received by certain commissions.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 701, a bill for an act appropriating from the general fund of the state to various state departments.

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

House File 702, a bill for an act appropriating from moneys received by certain commissions.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 708, a bill for an act appropriating to the commission on aging.

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

House File 715, a bill for an act appropriating from moneys received by the department of public safety.

CARROLL A. LANE, Secretary

SENATE AMENDMENT TO HOUSE FILE 693

- 1 Amend House File 693, page 2, line 36, by inserting the
- 2 following after the period: "The Iowa aeronautics



3 commission may make application to the committees on  
 4 appropriations for the reappropriation of any funds  
 5 that do revert, or probably will revert upon the dates  
 6 herein set and the respective committees on appropriations  
 7 or a subcommittee thereof shall hold a hearing upon the  
 8 application while the general assembly is in regular  
 9 session."

#### SENATE AMENDMENT TO HOUSE FILE 700

1 Amend House File 700, page 3, line 27, by inserting the  
 2 following after the period: "The department of agriculture  
 3 and Iowa dairy industry commission may make application to  
 4 the committees on appropriations for the reappropriation of  
 5 any funds that do revert, or probably will revert upon the  
 6 dates herein set and the respective committees on  
 7 appropriations or a subcommittee thereof shall hold a  
 8 hearing upon the application while the general assembly  
 9 is in regular session."

#### SENATE AMENDMENT TO HOUSE FILE 701

1 Amend House File 701, page 3, line 30, by inserting the  
 2 following after the period: "The department of soil  
 3 conservation may make application to the committees on  
 4 appropriations for the reappropriation of any funds that  
 5 do revert, or probably will revert upon the dates herein  
 6 set and the respective committees on appropriations or a  
 7 subcommittee thereof shall hold a hearing upon the  
 8 application while the general assembly is in regular  
 9 session."

#### SENATE AMENDMENT TO HOUSE FILE 708

1 Amend House File 708, page 2, line 22, by inserting the  
 2 following after the period: "The commission on aging  
 3 may make application to the committees on appropriations  
 4 for the reappropriation of any funds that do revert, or  
 5 probably will revert upon the dates herein set and the  
 6 respective committees on appropriations or a subcommittee  
 7 thereof shall hold a hearing upon the application while  
 8 the general assembly is in regular session."

#### REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 654

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 654, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, relating to the corporate income tax, and providing aid to cities, towns and counties from sales tax receipts, respectfully submit the following recommendations:

1. That the Senate recede from its amendment to the bill as amended and passed by the House.

2. That House File 654, as amended, passed, and reprinted by the House, be amended by striking everything after the enacting clause and inserting in lieu thereof the following:

#### DIVISION I

Section 1. STATE SCHOOL FOUNDATION PROGRAM. This division establishes a state school foundation program. Each school district in the state is entitled to receive state school foundation aid, which shall be an amount per pupil in fall enrollment equal to the difference between the amount per pupil in fall enrollment of foundation property tax plus miscellaneous income in the district, and the state foundation base or the district cost per pupil, whichever is less.

Sec. 2. FOUNDATION PROPERTY TAX. Each school district shall cause to be levied each year beginning in 1972, for the school general fund, a foundation property tax of twenty mills per dollar of assessed valuation on all taxable property in the district. For the purpose of this division, a school district is defined as a school corporation organized under chapter two hundred seventy-four (274) of the Code. Each county auditor shall certify to each school district within the county and to the state comptroller, not later than October first each year, the assessed valuation of taxable property for the current year in each school district within the county.

Sec. 3. STATE FOUNDATION BASE. The state foundation base for the school year beginning July 1, 1972, is seventy percent of the state cost per pupil. For each succeeding school year the state foundation base shall be increased by the amount of one percent of the state cost per pupil, up to a maximum of eighty percent of the state cost per pupil.

Sec. 4. FALL ENROLLMENT. Fall enrollment shall be determined by adding the resident pupils who are enrolled on the second Friday of September of each year in public elementary and secondary schools of the district, and in special education classes for which tuition is paid by the district whether the special education class is conducted by a county board of education or another school district.

Shared-time and part-time pupils of school age shall be counted in the proportion that the time for which they are enrolled or receive instruction for the school year bears to the time that full-time pupils carrying a normal course schedule, at the same grade level, in the same school district, for the same school year, are enrolled and receive instruction.

Each school district shall certify its fall enrollment to the state department of public instruction by September twenty-fifth of each year, and the information shall be promptly forwarded to the state comptroller.

Sec. 5. MISCELLANEOUS INCOME. Miscellaneous income is all revenues of a school district general fund budget,

exclusive of federal aid provided under title twenty (20), chapter thirteen (13), of the United States Code, the state foundation property tax, the state school foundation aid, guaranteed state aid, the additional school district property tax levy, any supplemental aid distributed by the school budget review committee, and any school district income surtax imposed in the district.

**Sec. 6. DISTRICT COST.** As used in this division, "district cost" means the total expenditures or anticipated expenditures of a district which are payable from the school general fund, exclusive of federal aid provided under title twenty (20), chapter thirteen (13), of the United States Code.

**Sec. 7. ALLOWABLE GROWTH.** Each year the state comptroller shall compute the state percent of growth by adding the percents of increase for the second and third years of the most recent three-year period for which accurate figures are available, for each of the following sources of revenue, and dividing the total by four:

1. State general fund revenues, adjusted for changes in rates or basis.

2. Statewide assessed valuation of taxable property, adjusted for statewide changes in assessment practices.

Each year the state comptroller shall compute the dollar equivalent of the state percent of growth by multiplying the state cost per pupil for the preceding school year by the current state percent of allowable growth, except that this dollar equivalent is limited to a maximum amount of forty-six dollars for the school year beginning on July 1, 1972, forty-eight dollars for the school year beginning on July 1, 1973, and fifty-one dollars for the school year beginning on July 1, 1974. As used in this division, "allowable growth" means the dollar equivalent of the state percent of allowable growth.

**Sec. 8. STATE COST PER PUPIL.** The state cost per pupil for the school year beginning July 1, 1971, is nine hundred twenty dollars. The state cost per pupil for the school year beginning on July 1, 1972, and for each succeeding school year is the previous year's state cost per pupil plus the allowable growth. If the state percent of allowable growth is zero or less, the state cost per pupil shall be the same as the previous year's state cost per pupil.

**Sec. 9. MAXIMUM GENERAL FUND BUDGET AND ADDITIONAL SCHOOL DISTRICT PROPERTY TAX LEVY.**

1. The state comptroller shall determine the additional school district property tax levy for each school district, which is in addition to the foundation property tax levy, as follows:

- a. The district cost per pupil in fall enrollment for the current school year ending June thirtieth each year, plus the allowable growth, determines the district

cost per pupil for the school year beginning July first each year. However, if the district cost per pupil in fall enrollment for the current school year ending June thirtieth each year exceeds one hundred ten percent of the state cost per pupil, the school budget review committee shall review the proposed budget and establish the amount of allowable growth for that district, not to exceed the limitations in section seven (7) of this division.

b. The district cost per pupil multiplied by the estimated fall enrollment for the school year beginning July first each year, determines the maximum district cost for each district. A school district may not exceed its maximum district cost unless additional millage is authorized or supplemental state aid is distributed to the district by the school budget review committee as provided in section thirteen (13), subsection five (5), of this division, or unless an additional amount is raised by a school district income surtax approved by the voters.

c. The state foundation base multiplied by the number of pupils in fall enrollment, and the product subtracted from the lesser of the actual or maximum district cost for the school year beginning July first each year, determines the amount to be raised by the additional school district property tax levy, subject to the maximum millage provided in section ten (10) of this division, any additional millage authorized by the school budget review committee under section thirteen (13) of this division, or the maximum millage reduction provided in section twenty-one (21) of this division.

2. No later than December 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.

3. a. A county board of education or joint county board of education shall not certify for the fiscal year commencing July 1, 1972, or the fiscal year commencing January 1, 1973, or any succeeding fiscal year, an amount of money to be raised by property taxes for the general fund budget in excess of the amount of money raised by property taxes for general fund expenditures for its last preceding fiscal year, plus an amount determined by multiplying the state percent of growth determined under section seven (7) of this division by the amount raised by property taxes for the general fund budget for its last preceding fiscal year.

b. In addition to the amounts provided in paragraph a of this subsection, a county board of education or joint county board of education may certify and receive moneys to expand special education programs for the

fiscal year commencing July 1, 1972, or January 1, 1973, or any succeeding year. However, this exception applies only to those special education programs or courses which would have qualified for state reimbursement pursuant to chapter two hundred eighty-one (281) of the Code, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970.

c. If, for any school year, responsibility for a special education pupil is transferred from a school district to a county or joint county board of education, or from a county or joint county board of education to a school district, the moneys budgeted for that pupil shall be transferred to the district or board which accepts responsibility for the pupil, or a proportionate amount shall be transferred if the change is made during the school year.

Sec. 10. **MAXIMUM MILLAGE LEVY.** For the purpose of determining the maximum millage levy in a school district, the state comptroller shall determine the sum of the foundation property tax levy and the additional property tax levy, in mills. When this total millage rate exceeds the district general fund levy in mills for the school year which began July 1, 1970, he shall adjust the district general fund millage levy to a rate equal to the millage levy for the school year beginning July 1, 1970, unless additional millage is approved by the school budget review committee, as provided in section thirteen (13), subsection five (5), paragraph a, of this division.

Sec. 11. **GUARANTEED STATE AID.** For the school year beginning July 1, 1972, and for the next four succeeding school years, the state shall provide specific funds, called guaranteed state aid, to any school district in which the maximum millage, excluding any additional millage approved by the school budget review committee, plus the district's miscellaneous income and state school foundation aid, does not meet the actual or maximum district cost, whichever is less.

There is hereby appropriated from the general fund of the state to the department of public instruction moneys sufficient to pay the guaranteed state aid provided in this section. The state comptroller shall pay this aid no later than May fifteenth of each year, beginning in 1973 for the school year beginning July 1, 1972.

Sec. 12. **SCHOOL BUDGET REVIEW COMMITTEE.** A school budget review committee is established, consisting of the superintendent of public instruction, the state comptroller, and three members appointed by the governor to represent the public and to serve three-year staggered terms. Those serving on the effective date of this division as public members of the school budget review committee established under prior law shall continue to serve out their unexpired terms as members of the committee established under this section. The committee

shall meet and hold hearings each year and shall continue in session until it has reviewed budgets of school districts, as provided in section thirteen (13) of this division. It may call in school board members and employees as necessary for the hearings. Legislators shall be notified of hearings concerning school districts in their constituencies.

The committee shall adopt its own rules of procedure. The superintendent of public instruction shall serve as chairman, and the state comptroller shall serve as secretary. The committee members representing the public are entitled to receive a per diem equal to the per diem of members of the board of public instruction, and their necessary travel and other expenses while engaged in their official duties. Expense payments shall be made from appropriations to the department of public instruction.

Sec. 13. DUTIES OF THE COMMITTEE.

1. The school budget review committee may recommend the revision of any rules, regulations, directives, or forms relating to school district budgeting and accounting, confer with local school boards or their representatives and make recommendations relating to any budgeting or accounting matters, and may direct the superintendent of public instruction or the state comptroller to make studies and investigations of school costs in any school district.

2. The committee shall report to each session of the general assembly, which report shall include any recommended changes in laws relating to school districts, and shall specify the number of hearings held annually, the reasons for the committee's recommendations, and other information as the committee deems advisable.

3. The committee shall review the proposed or certified budget of any school district if the district cost per pupil in estimated fall enrollment has increased over the district cost per pupil in fall enrollment for the previous year by more than the allowable growth of the district.

4. The committee may review the proposed or certified budget of any school district as follows:

a. If the budget shows district costs per pupil in estimated fall enrollment of more than the state cost per pupil.

b. If in the judgment of the committee, the budget shows the district cost to be unreasonably high in relation to the comparative cost factors of similar districts, even if the district cost per pupil in estimated fall enrollment does not exceed the state cost per pupil.

5. The committee may authorize a school budget in excess of limitations provided in sections nine (9) and ten (10) of this division as follows:

a. If a nonpublic school within a district closes wholly or in part, the committee may authorize an

increase in the school general fund millage beyond the maximum permitted under section ten (10) of this division, but only to the extent necessary to cover the cost of absorbing the former nonpublic school pupils into the public school system. The school board shall establish the amount of necessary increased cost to the satisfaction of the school budget review committee before an increase in millage is authorized.

b. Additional supplemental state aid may be paid to any district from any discretionary funds appropriated specifically to the committee for this purpose.

6. If the committee does not authorize a school district's budget, it shall state its recommendations in terms of a specific reduction in the district cost, and in terms of a projected reduction in the millage rate of the school district, and shall notify the school board of its recommendations through the state comptroller.

7. The committee, when making recommendations relating to school budgets, shall consider each district's circumstances and facts which are unique and unusual, including but not limited to any unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems.

8. Failure by any school district to provide information or appear before the committee as requested for the accomplishment of review or hearing shall constitute justification for the committee to instruct the state comptroller to withhold any state aid to that district until the committee's inquiries are satisfied completely.

9. The school budget review committee may call in any county board of education for the purpose of reviewing its budget as it relates to the individual districts within the county.

**Sec. 14. ELECTION TO EXCEED MAXIMUM DISTRICT COST.**  
If a school board wishes to exceed its maximum district cost, as determined under section nine (9) of this division, it shall first submit its proposed budget to the school budget review committee. The committee may approve the proposed budget or may make other recommendations, but if the board decides that the district should exceed its maximum district cost, and the committee has not authorized an additional millage or supplemental state aid as provided in section thirteen (13), subsection five (5), of this division, the board shall submit to the voters of the school district, at a regular or special school election held not later than September fifteenth, the question of whether the proposed budget shall be approved, and financed by a school district income surtax of a specified rate, or whether the district shall be limited to its maximum district cost.

If a majority of those voting approves the proposed

budget and the specified school district income surtax rate, the surtax, determined as provided in section fifteen (15) of this division, may be imposed by resolution of the school board.

If the proposed budget and surtax does not receive approval by a majority of those voting, the school board shall reduce its general fund budget to an amount which does not exceed its maximum district cost.

The school board shall certify the result of an election required under this section to the county auditor, the school budget review committee, and the director of revenue, within ten days following the election. If a school district income surtax is approved, the school board shall publish notice of the surtax rate, as provided in chapter six hundred eighteen (618) of the Code.

#### Sec. 15. SCHOOL DISTRICT INCOME SURTAX.

1. If a school district income surtax is proposed by a school board, the state comptroller shall determine the rate of school district income surtax as follows:

a. Determine the excess amount needed.

b. Determine the total amount of state individual income tax as shown on the individual tax returns of persons residing in the school district on December thirty-first of the last preceding calendar year for which accurate figures are available or on the last day of a taxpayer's fiscal year ending within that calendar year. The director of revenue shall report this amount to the state comptroller as requested.

c. Divide the total amount of state individual income tax determined into the excess amount needed. The quotient is the school district income surtax rate which shall be imposed on the state individual income tax for the calendar year during which the school year begins, or for a taxpayer's fiscal year ending during that calendar year but after the date of the election approving the budget, and for subsequent years as provided in subsections two (2) and three (3) of this section, and shall be imposed on all individuals residing in the school district on December thirty-first of each calendar year, or on the last day of their fiscal year. As used in this section, "state individual tax" means the tax computed under section four hundred twenty-two point five (422.5) of the Code, less the deductions allowed in section four hundred twenty-two point twelve (422.12) of the Code.

2. A school district income surtax rate approved by the voters, or as much of it as may be necessary, shall continue to be in effect in that school district until the school board finds that the surtax or a part of it is unnecessary, or until the amount of the surtax is altered by another election. If a school board wishes to increase the district costs so that they cannot be met by the combination of maximum millage, state aid, miscellaneous income, and the approved school district income surtax, the school board may hold another



election to submit the question of whether to increase the surtax rate for the district, and may increase the rate only if an increase is approved by a majority of those voting.

3. At least once every five years, if a school district income surtax is found to be necessary, the school board shall submit to the voters of the school district, at a regular or special school election held not later than September fifteenth, the question of whether to continue imposition of the established rate of school district income surtax or of a lesser rate as necessary. If a majority of those voting does not approve the proposed school district income surtax rate, the school board shall reduce its general fund budget to an amount which does not exceed its maximum district cost.

**Sec. 16. STATUTES APPLICABLE.** The director of revenue shall administer any school district income surtax imposed under this division, and all the provisions of sections four hundred twenty-two point two (422.20), four hundred twenty-two point twenty-two (422.22) through four hundred twenty-two point thirty-one (422.31), inclusive, four hundred twenty-two point sixty-eight (422.68), and four hundred twenty-two point seventy-two (422.72) through four hundred twenty-two point seventy-five (422.75), inclusive, of the Code, shall apply in respect to administration of the school district income surtax.

**Sec. 17. FORM AND TIME OF RETURN.** The school district income surtax shall be made a part of the Iowa individual income tax return subject to the conditions and restrictions set forth in section four hundred twenty-two point twenty-one (422.21) of the Code.

**Sec. 18. DEPOSIT OF SCHOOL DISTRICT INCOME SURTAX.** The director of revenue shall deposit all moneys received as school district income surtax to the credit of each district from which the moneys are received, in a "school district income surtax fund" which is established in the office of the treasurer of state.

**Sec. 19. SCHOOL DISTRICT INCOME SURTAX CERTIFICATION.** On or before October twentieth each year, the director of revenue shall make an accounting of the school district income surtax collected under this division applicable to tax returns for the last preceding calendar year, or for fiscal year taxpayers, on the last day of their tax year ending during that calendar year and after the date of the election approving the surtax, from taxpayers in each school district in the state which has imposed a surtax, and shall certify to the state comptroller and the state department of public instruction the amount of total school district income surtax credited from the taxpayers of each school district. Additional returns in process, if any, at the time of certification shall be completed and the additional amount of school district income surtax reported to the state comptroller for distribution back

to the school district with the first installment of the following school year.

**Sec. 20. SCHOOL DISTRICT INCOME SURTAX DISTRIBUTION.** The state comptroller shall draw warrants in payment of the amount of surtax payable to each of the school districts in two installments to be paid on approximately the first day of December and the first day of February, and shall cause the warrants to be delivered to the respective school districts.

**Sec. 21. MAXIMUM MILLAGE REDUCTION.** If the functioning of the state school foundation program established by this division causes a reduction in any school district, for the school year beginning July 1, 1972, of more than ten percent of the district's total general fund millage for the school year beginning July 1, 1970, the reduction for the school year beginning July 1, 1972 is limited to that ten percent, and the reduction for each of the school years beginning July 1, 1973, and July 1, 1974, is limited to ten percent of the preceding year's millage. However, if this limitation results in a district millage levy which raises more than the district needs to meet the lesser of its actual or maximum district cost, the ten percent limitation does not apply, and the district may reduce its millage as much as can be done without entitling the district to state school foundation aid. The state comptroller shall compute any maximum millage reduction required by this section, and shall notify the school boards accordingly.

**Sec. 22. TENTATIVE BUDGET.** Not later than December first for each ensuing fiscal year, the board of directors of each school district shall set a tentative budget in dollars of the amount the district may spend on each program in the system as defined by the school budget review committee and in the forms prescribed by the committee. This prospectus of program and allotted dollars as approved by the board shall guide the superintendent when preparing the proposed budget for that year. These limitations submitted by the board of directors to the superintendent of schools for the district shall be promptly forwarded to the committee.

**Sec. 23. RULES AND REGULATIONS.** The superintendent of public instruction, after consultation with the state comptroller, may adopt rules and regulations and definitions of terms as necessary and proper for the administration of this division.

**Sec. 24. LOCAL BUDGET LAW.** Provisions of chapter twenty-four (24) of the Code remain applicable to school budgets.

**Sec. 25. ESTIMATES OF MISCELLANEOUS AIDS.** No later than September first of each year, the department of public instruction shall certify to the state comptroller the amounts of any state aids other than the amounts provided in this division that will be received by each school district in the state. In the event any estimate

of state aids in any school budget certified to the auditor as provided by section twenty-four point seventeen (24.17) of the Code is more or less than the amount of state aids certified to the state comptroller by the department of public instruction as provided by this section, the state comptroller shall certify to the county auditors the final millage for each school district.

**Sec. 26. APPROPRIATIONS.** There is hereby appropriated each year from the general fund of the state an amount necessary to pay the state school foundation aid.

All state aids paid under this division, unless otherwise stated, shall be paid in installments due on or about September fifteenth, December fifteenth, March fifteenth, and May fifteenth of each year, and the installments shall be as nearly equal as possible as determined by the state comptroller, taking into consideration the relative budget and cash position of the state resources.

All moneys received by a school district from the state under the provisions of this division shall be deposited in the general fund of the school district, and may be used for any school general fund purpose.

**Sec. 27.** There is hereby appropriated from the general fund of the state to the department of public instruction for the year beginning July 1, 1972, and ending June 30, 1973, one million six hundred thousand (1,600,000) dollars, or so much thereof as may be necessary for reimbursing public school districts and county or joint county school systems for expenditures incurred in accordance with the provisions of section two hundred fifty-seven point twenty-six (257.26) of the Code.

Claims for reimbursement for the period beginning July 1, 1971, and ending June 30, 1972, shall be made by July 30, 1972, to the department of public instruction, clearly detailing the expenditures incurred, and in a form prescribed by the department.

As a condition to receiving reimbursement under this section, a school district shall show by affidavit of an officer of the school board that the amount of reimbursement claimed by the school district does not exceed one-half of the actual costs incurred by the district under section two hundred fifty-seven point twenty-six (257.26) of the Code, and does not include the portion of those costs for which the district received state school foundation aid. The claims for reimbursement shall be certified by the department of public instruction to the state comptroller on or before August 31, 1972. On or before September 15, 1972, the state comptroller shall draw warrants on the fund created by this section, payable to the school districts which have established claims. In the event that the amount appropriated is insufficient to pay in full the total

amounts certified to the state comptroller, he shall prorate the fund and notify each school district of its pro rata percentage on or before September 15, 1972.

Sec. 28. Section two hundred eighty-one point nine (281.9), Code 1971, is amended by adding the following new paragraph:

"This section applies to all existing programs to July 1, 1973, and to the continuation of such existing programs after July 1, 1973."

Sec. 29. Chapter two hundred eighty-one (281), Code 1971, is amended by adding the following new section:

"A school district, county board of education, or joint county board of education that provides special education as required by this chapter shall, prior to March 1, 1972, and each March first thereafter, apply to the department of public instruction, upon forms prescribed by the department, for qualification to receive reimbursement pursuant to this chapter. During the following fiscal year the department shall approve each application and qualification if the district, county board of education, or joint county board establishes all of the following:

1. That there are sufficient students within the area who are in need of the instruction.
2. That the applying unit is the unit that can best and most efficiently provide for the instruction without duplicating services otherwise provided, as opposed to another available educational unit.
3. That the unit has qualified teachers available.
4. That the instruction is a natural and normal progression of a planned course or courses of instruction, and that this progressive growth factor is not out of proportion to the ability of the educational unit to pay for the courses of instruction.
5. That all reimbursement sought is for actual delivery of special education services and not for administrative costs.
6. Other factors as the department may require.

There is hereby appropriated out of the general fund of the state to the department of public instruction beginning July 1, 1973, a sum sufficient to pay all approved applications for reimbursement pursuant to this chapter and this section, to the extent that the approved applications are for expanded special education programs beyond those programs provided for the fiscal year commencing July 1, 1971, or January 1, 1972, but only to the extent that the expanded programs would have qualified for state reimbursement pursuant to this chapter, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970."

Sec. 30. Section two hundred ninety-eight point one (298.1), Code 1971, is amended as follows:

298.1 SCHOOL TAXES. The board of each school corporation shall estimate the amount of the proposed expenditures and proposed receipts for the general

school purposes at a time and in a manner to effectuate the provisions of [chapter 442] sections 1 through 29, inclusive, of this Act. Compliance with chapter 24 shall be observed.

[Prior to compliance with section 24.9, the superintendent of the county school systems shall call a joint meeting of school superintendents and school board members for all of the local districts within the county basic school tax unit. The time and place for such joint meetings shall be set by the superintendent of the county school system.]

[The purpose of the joint meeting shall be for a review of the budgets of the several school districts within the county basic school tax units, and for the discussion of common problems within the county basic unit.]

Sec. 31. Section four hundred twenty-two point sixty-five (422.65), Code 1971, is amended as follows:

422.65 ALLOCATION OF REVENUE. [Ten] *Fifty-five* percent of the total moneys received from the franchise tax shall be deposited in the state general fund. The remaining moneys received from the franchise tax shall be deposited in a franchise tax fund hereby established in the office of the treasurer of state, and shall be paid quarterly on warrants by the state comptroller, after certification by the director of revenue, as follows:

[1. Fifty percent to the basic school tax equalization fund of the basic school tax unit from which the tax is collected, to be distributed in the same manner as other funds in the basic school tax equalization fund.]

[2. Thirty] 1. *Sixty* percent to the general fund of the city or town from which the tax is collected.

[3. Twenty] 2. *Forty* percent to the general fund of the county from which the tax is collected.

If the financial institution maintains one or more offices for the transaction of business, other than its principal office, a portion of its franchise tax shall be allocated to each office, based upon a reasonable measure of the business activity of each office. The director of revenue shall prescribe, for each type of financial institution, a method of measuring the business activity of each office. Financial institutions shall furnish all necessary information for this purpose at the request of the director.

Quarterly, the director of revenue shall certify to the treasurer of state the amounts to be paid to each [basic school tax unit,] city, town, and county from the franchise tax fund. All moneys received from the franchise tax are hereby appropriated according to the provisions of this section.

Sec. 32. Section four hundred thirty A point three (430A.3), Code 1971, is amended as follows:

430A.3 LEVY. There is hereby imposed upon capital employed in the business of making loans or investments

within the state of Iowa, as determined under the provisions of this chapter, a tax of five mills on each dollar of such capital; such tax to be considered a tax upon moneys and credits of such corporations which shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer. The amount collected in each taxing district in cities and towns shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the [basic school tax equalization fund] *general fund of the state*, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the [basic school tax equalization fund] *general fund of the state*. The term "loans" as used herein shall mean the lending of money to members of the general public upon other than real estate security. The term "investments" as used herein shall mean the discounting, purchasing, or otherwise acquiring notes, mortgages, sales contracts, debentures, or any other evidences of indebtedness, based upon other than real estate security when such investments are made in connection with loans made to members of the general public in the state of Iowa or in the courts of any operations having as their effect the financing of business transactions within the state of Iowa resulting in the incurring of any indebtedness based upon security other than real estate security.

Sec. 33. Chapter four hundred forty-two (442), Code 1971, is repealed.

#### DIVISION II

Sec. 34. Section four hundred twenty-two point five (422.5), Code 1971, is amended by striking subsections three (3) through seven (7), inclusive, and inserting in lieu thereof the following:

3. On the third thousand dollars of taxable income, or any part thereof, three percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. On all taxable income over nine thousand dollars, seven percent.

Sec. 35. Section four hundred twenty-two point thirty-three (422.33), unnumbered paragraphs one (1), two (2), three (3), and four (4), Code 1971, are amended as follows:

A tax is hereby imposed upon each corporation organized under the laws of this state, and upon every foreign corporation doing business in this state, annually in an amount computed by applying the following rates of taxation to the net income received by the

corporation during the income year:

On the first twenty-five thousand dollars of taxable income, or any part thereof, the rate of [four] *six* percent.

On taxable income between twenty-five thousand dollars and one hundred thousand dollars or any part thereof, the rate of [six] *eight* percent.

On taxable income of one hundred thousand dollars or more, the rate of [eight] *ten* percent.

Sec. 36. Section four hundred twenty-two point thirty-three (422.33), subsection one (1), paragraph "b", unnumbered paragraph four (4), Code 1971, is amended as follows:

The gross sales of the corporation within the state shall be taken to be the gross sales from goods [sold and] delivered within the state, excluding deliveries for transportation out of the state.

Sec. 37. The increased withholding rates effective July 1, 1971, shall be based upon the taxpayer's approximate annual tax liability, but shall not be adjusted to include the tax increase for the period of January 1, 1971, to June 30, 1971, both dates inclusive.

Sec. 38. The provisions of sections thirty-four (34), thirty-five (35), and thirty-six (36) of this division shall be effective January 1, 1971, for all taxable years commencing on or after January 1, 1971, and to this extent sections thirty-four (34), thirty-five (35), and thirty-six (36) of this division are retroactive.

### DIVISION III

Sec. 39. Section four hundred twenty-five point one (425.1), subsection five (5), unnumbered paragraph one (1) and paragraph "b", Code 1971, are amended as follows:

5. [In addition to the homestead credit of twenty-five mills on twenty-five hundred dollars of assessed valuation allowable under this chapter, in the event] *In lieu of the homestead tax credit allowed pursuant to subsections 1 through 4 of this section, if the owner, as defined in this chapter, is over sixty-five years of age, or is totally disabled, and provided that his Iowa net income, as defined in section 422.7, plus interest and dividends from federal securities and income from social security and other tax-exempt retirement or pension plans, when included with that of the spouse, brother, sister, son, daughter, if any, living with the claimant, is less than [three thousand five hundred] four thousand dollars for the last twelve-month income tax accounting period, there shall be credited* by the county auditor on such owner's eligible homestead, an amount equal to [but not exceeding the amount calculated as provided in this section] *one hundred twenty-five dollars, except that the credit shall not exceed the amount of the property taxes levied and collectible on the homestead for that year.*

b. His Iowa net income, plus interest and dividends from federal securities and income from social security and other tax-exempt retirement or pension plans when included with that of his spouse, if any, during the last preceding twelve-month income tax accounting period is less than [three thousand five hundred] *four thousand* dollars.

Sec. 40. The provisions of section thirty-eight (38) of this division shall become effective January 1, 1972.

#### DIVISION IV

Sec. 41. There is created a "municipal assistance fund" in the office of the treasurer of state.

Sec. 42. There is appropriated to the municipal assistance fund from the general fund of the state the sum of five million (5,000,000) dollars for each fiscal year of the biennium commencing July 1, 1971 and ending June 30, 1973.

Sec. 43. On or before June fifteenth of each year of the biennium, 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. 44.

1. The population of each city and town shall be determined by the latest available federal census. An incorporated city or town may have one special federal census taken each decade, and the population figure obtained shall be used in apportioning amounts under this subsection beginning the calendar year following the year in which the special census is certified to the secretary of state.

2. In any case where an incorporated city or town has been incorporated since the latest available federal census, the mayor and council shall certify to the treasurer of state the actual population of the incorporated city or town as of the date of incorporation and its apportionment of funds under this subsection shall be based upon such certification until the next federal census enumeration. Any community which has dissolved its corporation shall not receive any apportionment of funds under this subsection after its dissolution.

3. In any case where an incorporated city or town has annexed any territory since the last regular or special federal census, the mayor and council shall certify to the treasurer of state the actual population of the annexed territory as determined by the last



certified federal census of the territory and the apportionment of funds under this subsection shall be based upon the population of the city or town as modified by the certification of the population of the annexed territory until the next regular or special federal census enumeration.

4. In any case where two or more incorporated cities or towns have consolidated, the apportionment of funds under this subsection shall be based upon the population of the incorporated city or town resulting from the consolidation and shall be determined by combining the population of all incorporated cities and towns involved in the consolidation as determined by the last regular or special federal census enumeration for the consolidating city or town.

Sec. 45. Section twenty-six point six (26.6), Code 1971, is amended as follows:

**26.6 POPULATION OF COUNTIES, TOWNSHIPS, CITIES, AND TOWNS.** Whenever the population of any county, township, city, or town is referred to in any law of this state, it shall be determined by the last certified, or certified and published, official census unless otherwise provided. However, the population figure disclosed for any city or town as the result of a special federal census as modified as the result of consolidation or annexation in the manner provided in sections 312.3, and 123.50, shall be considered for no other purposes than the application of sections 123.50 [and], 312.3 and *the provisions of section 43 of this division*. Whenever a special federal census is hereafter taken by any city or town, the mayor and council shall certify the said census as soon as possible to the secretary of state and to the treasurer of state as otherwise herein provided, and failing to do so, the treasurer of state shall, after six months from the date of said special census, turn over such moneys as authorized by sections 123.50 and 312.3 to the general fund of the state, and continue to do so until such time as certification by said mayor and council is made, or until the next decennial federal census. If there be a difference between the original certified record in the office of the secretary of state and the published census the former shall prevail.

#### DIVISION V

Sec. 46. Notwithstanding any provisions of the Code, interstate bridges owned by a city or town may be subject to assessment and taxation in the discretion of the governing body of the city or town owning such bridge.

#### DIVISION VI

Sec. 47. Section four hundred twenty-two point forty-five (422.45), Code 1971, is amended by adding the following new subsection:

"The gross receipts from sales of tangible personal property used or to be used as railroad rolling stock

for transporting persons or property, or as materials or parts therefor. ”

Sec. 48. Section four hundred twenty-three point four (423.4), Code 1971, is amended by adding the following new subsection:

“Tangible personal property used or to be used as railroad rolling stock for transporting persons or property, or as materials or parts therefor.”

#### DIVISION VII

Sec. 49. Section four hundred twenty-two point sixty-nine (422.69), Code 1971, is amended by striking subsection two (2).

Sec. 50. Section four hundred twenty-two point seventy-eight (422.78), Code 1971, is amended as follows:

**422.78 ALLOCATION TO MONEYS AND CREDITS REPLACEMENT FUND IN EACH COUNTY.** *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 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 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 of 1967 and in January of each succeeding year thereafter, 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 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 [basic school tax equalization fund] 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 and 431.1 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 is to the total of such taxable values for all the cities and towns within the county.

*There is appropriated to the moneys and credits replacement fund from the general fund of the state for the fiscal year beginning July 1, 1972 the sum of two million five hundred thousand (2,500,000) dollars, such sum to be paid to the moneys and credits replacement fund not later than January 10, 1973.*

3. Amend the title, page 1, by striking all after the word "to" and inserting in lieu thereof the words "financing of governmental programs by providing state aid to schools, school district property taxes, imposing a school district income tax including administration by the director of revenue and adoption of administrative provisions for the state individual income tax including penalties and interest, relating to the state individual and corporate income tax, relating to sales and use tax exemptions, providing property tax relief for the elderly and totally disabled, relating to the taxation of municipal interstate toll bridges, and providing aid to cities, towns, and counties."

On the part of the Senate:

ROGER J. SHAFF, Chairman  
WILSON L. DAVIS  
H. L. OLLENBURG

On the part of the House:

EDGAR H. HOLDEN, Chairman  
MURRAY C. LAWSON  
ANDREW VARLEY

#### AMENDMENT FILED

- 1 Amend Senate File 554 as follows:
- 2 1. Page 2, line 14, by striking the figures
- 3 "210,000.00" and "210,000.00" and inserting in lieu
- 4 thereof the figures "100,000.00" and "100,000.00".
- 5 2. Page 2, line 22, strike the word "two" and
- 6 insert in lieu thereof the word "one".
- 7 3. Page 2, line 23, by striking the figures
- 8 "2,100" and inserting in lieu thereof the figures
- 9 "1,100".

KENNEDY of Chickasaw, District 11

On motion by Varley of Adair, District 84, the House adjourned until 9:30 a.m., Monday, June 7, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Forty-eighth Calendar Day—Ninety-eighth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, JUNE 7, 1971

The House met pursuant to adjournment, Speaker pro tempore Millen in the chair.

Prayer was offered by the Reverend Lonney Hulsey, pastor of the Central Park Baptist Church, Davenport, Iowa.

The Journal of Friday, June 4, 1971, was approved.

## PRESENTATION OF VISITORS

Kreamer of Polk, District 63, presented to the House six young political leaders from Venezuela who are visiting the United States under the International Visitor Program of the United States Department of State, representing the four major political parties of Venezuela. They are: Luis Enrique Vargas Freiter, Secretary of Organization, National Youth Bureau of the Party; Clemente de Jesus Pimentel Semidey, Administrative Secretary of the Party's Youth Wing for the Federal District; Claudio Pino, Deputy in the Legislature of Guarico State; Rafael Benedicto Parra Lopez, Secretary of International Relations for the Party's Youth Wing; Pedro Domingo Mena, member of the Party's Caracas Youth Wing; and Carlos Osmundo Milano Chavez, Secretary for Publicity for the Youth Wing's University Faction. They were accompanied by Herman Franco and Jacob Rydz, Department of State escorts and interpreters.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five Girl Scouts from Iowa City, Iowa, accompanied by their leader, Mrs. Callis and Mrs. Munsterman. By Small of Johnson, District 69.

An A. F. S. student, Carlos Guzman from Concepcion, Chile, accompanied by his American parents, Mr. and Mrs. Olan Jantz of Jefferson, Iowa. By Fisher of Greene, District 56.

Thirty-six members of the Buffalo Buddies and Buffalo Boosters 4-H Club, Buffalo Center, Iowa, accompanied by their leaders, Mr.

and Mrs. Jack Steinberg, Mr. and Mrs. Harold Kettwick and Jake Winter. By Logemann of Worth, District 7.

#### MOTION TO RECONSIDER

(House File 704)

I move to reconsider the vote by which House File 704 passed the House on June 4, 1971.

WARREN E. CURTIS

#### INTRODUCTION OF BILL

**House File 732**, by committee on constitutional amendments and reapportionment, a bill for an act to establish the composition of the General Assembly and provide for election of the members thereof.

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

#### SENATE MESSAGES CONSIDERED

**Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof.

Read first time and referred to committee on **appropriations**.

**Senate File 558**, a bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions, and providing for the assessment of expenses incurred by the commission.

Read first time and referred to committee on **appropriations**.

**Senate File 559**, a bill for an act to appropriate and authorize expenditures from the car dispatcher revolving fund.

Read first time and referred to committee on **appropriations**.

**Senate File 560**, a bill for an act relating to state aid for the mentally ill and mentally retarded.

Read first time and referred to committee on **appropriations**.

**Senate File 561**, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements.

Read first time and referred to committee on **appropriations**.

**Senate File 562**, a bill for an act to appropriate from the general fund of the state of Iowa to the state historical society for development of designated historical sites.

Read first time and referred to committee on **appropriations**.

**Senate File 564**, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees' retirement system.

Read first time and referred to committee on **appropriations**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 46, a bill for an act relating to slow-moving vehicle warning devices.

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

House File 66, a bill for an act relating to the sale of real property owned by a school district.

Also: That the Senate has receded from the Senate amendment and passed:

House File 211, a bill for an act relating to the term of office of county attorneys.

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

House File 317, a bill for an act relating to supervision of local budget preparation.

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

House File 446, a bill for an act relating to public recreation on private lands.

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

House File 463, a bill for an act relating to emergency succession of state and local government.

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

House File 514, a bill for an act relating to county conservation boards.

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

House File 606, a bill for an act relating to appropriating to the bonus board.

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

House File 658, a bill for an act relating to flashing emergency lights on motor vehicles.

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

House File 688, a bill for an act appropriating to the department of public instruction for school lunch assistance.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 703, a bill for an act appropriating to the Iowa reciprocity board.

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

House File 707, a bill for an act permitting cities to enter into single responsibility contracts.

Also: That the Senate has concurred in House amendment to and passed: Senate File 297, a bill for an act relating to motor vehicle inspection and safety.

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

Senate File 369, a bill for an act authorizing certain vehicle safety regulations.

Also: That the Senate has concurred in House amendment to and passed: Senate File 509, a bill for an act relating to vocational training and apprenticeship programs.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 46

- 1 Amend House File 46, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 2, line 10, by striking the word "or" and
- 4 inserting in lieu thereof the words "and any such tractor,
- 5 implement, vehicle or grader".
- 6 2. Page 3, by striking lines 9 and 10 and inserting in
- 7 lieu thereof the following:
- 8 "6. Any farm tractor, or tractor with towed equipment,
- 9 self-propelled implement of husbandry, road construction".
- 10 3. Page 3, by striking all of lines 16 and 17, and inserting
- 11 in lieu thereof the following: "equipped with and display [not
- 12 more than two flashing lights], after June 30, 1972, an
- 13 amber flashing light visible from the rear at any time
- 14 from".

#### SENATE AMENDMENT TO HOUSE FILE 703

- 1 Amend House File 703, page 3, line 12, by inserting the
- 2 following after the period:
- 3 "The department of agriculture and Iowa dairy industry
- 4 commission may make application to the committees on
- 5 appropriations for the reappropriation of any funds that
- 6 do revert, or probably will revert upon the dates herein
- 7 set and the respective committees on appropriations or
- 8 a subcommittee thereof shall hold a hearing upon the

9 application while the General Assembly is in regular  
10 session."

### SENATE AMENDMENTS CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 696**, a bill for an act to appropriate from the Iowa Public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 696, page 2, line 19, by inserting after the word "appropriated." the following:

"The commission to which this appropriation is made may make application to the appropriation committee for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective appropriation committee or a subcommittee thereof shall hold a hearing upon such application while the general assembly is in regular session."

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 696)

The ayes were, 78:

Alt	Franklin	Middleswart	Siglin
Anania	Freeman	Miller	Skinner
Andersen	Gluba	Moffitt	Small
Bennett	Goode	Monroe	Sorg
Bergman	Grassley	Nielsen	Stanley
Blouin	Harbor	Norpel	Stokes
Camp	Hill	Nystrom	Strand
Campbell	Holden	Patton	Stromer
Christensen	Husak	Pellet	Strothman
Clark	Johnston	Pierson	Taylor
Cochran	Kinley	Priebe	Trowbridge
Curtis	Knoblauch	Rex	Varley
Den Herder	Knoke	Rodgers	Waugh
Dougherty	Kreamer	Roorda	Wells
Doyle	Kruse	Sargisson	Willits
Dunton	Lawson	Schmeiser	Winkelman
Ellsworth	Lipsky	Schroeder	Wyckoff
Ewell	Logemann	Schwartz	Mr. Speaker
Fischer, H. O.	McElroy	Schwieger	(Millen)
Fisher, C. R.	Mendenhall	Scott	

The nays were, none.



## Absent or not voting, 22:

Bray	Jesse	McCormick	Shaw
Drake	Kehe	Menefee	Tieden
Edelen	Kelly	Mollett	Uban
Egenes	Kennedy	Pelton	Welden
Hamilton	Larson	Radl	Wirtz
Hansen	Mayberry		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Camp of Clinton, District 73, called up for consideration **House File 693**, a bill for an act to appropriate from moneys received by the Iowa aeronautics commission, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 693, page 2, line 36, by inserting the following after the period: "The Iowa aeronautics commission may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the general assembly is in regular session."

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 693)

## The ayes were, 64:

Alt	Gluba	Monroe	Scott
Andersen	Goode	Nielsen	Siglin
Bennett	Grassley	Norpel	Skinner
Bergman	Harbor	Nystrom	Stanley
Camp	Holden	Pellett	Stokes
Campbell	Knoke	Pelton	Strand
Christensen	Kreamer	Pierson	Stromer
Cochran	Kruse	Priebe	Strothman
Curtis	Lawson	Rex	Taylor
Den Herder	Lipsky	Rodgers	Tieden
Dougherty	Logemann	Roorda	Trowbridge
Doyle	McElroy	Sargisson	Varley
Dunton	Mendenhall	Schmeiser	Waugh
Ellsworth	Middleswart	Schroeder	Winkelman
Fischer, H. O.	Miller	Schwartz	Mr. Speaker
Fisher, C. R.	Moffitt	Schwieger	(Millen)
Freeman			

## Thes nays were, 17:

Anania	Clark	Franklin	Husak
Blouin	Ewell	Hill	Johnston

Kennedy	McCormick	Uban	Willits
Kinley	Small	Wells	Wyckoff
Knoblauch			

Absent or not voting, 19:

Bray	Hansen	Mayberry	Shaw
Drake	Jesse	Menefee	Sorg
Edelen	Kehe	Mollett	Welden
Egenes	Kelly	Patton	Wirtz
Hamilton	Larson	Radl	

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Camp of Clinton, District 73, called up for consideration **House File 700**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 700, page 3, line 27, by inserting the following after the period: "The department of agriculture and Iowa dairy industry commission may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the general assembly is in regular session."

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 700)

The ayes were, 79:

Alt	Fisher, C. R.	Lawson	Rex
Andersen	Franklin	Lipsky	Rodgers
Bennett	Freeman	Logemann	Roorda
Bergman	Gluba	McCormick	Schmeiser
Blouin	Goode	McElroy	Schroeder
Camp	Grassley	Mendenhall	Schwartz
Campbell	Harbor	Middleswart	Schwieger
Christensen	Hill	Miller	Scott
Clark	Holden	Moffitt	Siglin
Cochran	Husak	Monroe	Skinner
Curtis	Johnston	Nielsen	Small
Den Herder	Kennedy	Norpel	Sorg
Dougherty	Kinley	Nystrom	Stanley
Doyle	Knoblauch	Patton	Stokes
Dunton	Knoke	Pellett	Strand
Ellsworth	Kreamer	Pierson	Stromer
Fischer, H. O.	Kruse	Priebe	Strothman

Taylor	Varley	Willits	Wyckoff
Tieden	Waugh	Winkelman	Mr. Speaker
Trowbridge	Wells	Wirtz	(Millen)

The nays were, 1:

Uban

Absent or not voting, 20:

Anania	Ewell	Kelly	Pelton
Bray	Hamilton	Larson	Radl
Drake	Hansen	Mayberry	Sargisson
Edelen	Jesse	Menefee	Shaw
Egenes	Kehe	Mollett	Welden

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Camp of Clinton, District 73, called up for consideration **House File 701**, a bill for an act to appropriate from the general fund of the state to various state departments and their divisions, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 701, page 3, line 30, by inserting the following after the period: "The department of soil conservation may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the general assembly is in regular session."

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 701)

The ayes were, 78:

Alt	Dunton	Kinley	Monroe
Anania	Ellsworth	Knoblauch	Nielsen
Andersen	Fischer, H. O.	Knoke	Norpel
Bennett	Fisher, C. R.	Kreamer	Nystrom
Blouin	Freeman	Kruse	Patton
Camp	Gluba	Lawson	Pellett
Campbell	Goode	Lipsky	Pierson
Christensen	Grassley	Logemann	Priebe
Clark	Harbor	McCormick	Rex
Cochran	Hill	McElroy	Rodgers
Curtis	Holden	Mendenhall	Roord
Den Herder	Husak	Middleswart	Sargisson
Dougherty	Johnston	Miller	Schmeiser
Doyle	Kennedy	Moffitt	Schroeder

Schwartz	Stanley	Tieden	Winkelman
Schwieger	Stokes	Trowbridge	Wirtz
Scott	Strand	Varley	Wyckoff
Siglin	Stromer	Waugh	Mr. Speaker
Skinner	Strothman	Wells	(Millen)
Sorg	Taylor	Willits	

The nays were, 1:

Uban

Absent or not voting, 21:

Bergman	Franklin	Kelly	Pelton
Bray	Hamilton	Larson	Radl
Drake	Hansen	Mayberry	Shaw
Edelen	Jesse	Menefee	Small
Egenes	Kehe	Mollett	Welden
Ewell			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Camp of Clinton, District 73, called up for consideration **House File 708**, a bill for an act making an appropriation to the commission on aging, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 708, page 2, line 22, by inserting the following after the period: "The commission on aging may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the general assembly is in regular session."

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 708)

The ayes were, 78:

Anania	Dunton	Holden	Logemann
Andersen	Egenes	Husak	McCormick
Bennett	Ellsworth	Johnston	McElroy
Blouin	Ewell	Kelly	Mendenhall
Camp	Fisher, C. R.	Kennedy	Middleswart
Campbell	Franklin	Kinley	Miller
Christensen	Freeman	Knoblauch	Moffitt
Clark	Gluba	Knoke	Monroe
Cochran	Goode	Kreamer	Nielsen
Curtis	Grassley	Kruse	Norpel
Den Herder	Harbor	Lawson	Nystrom
Dougherty	Hill	Lipsky	Patton
Doyle			

Pellett	Schroeder	Strand	Wells
Pelton	Schwartz	Stromer	Willits
Pierson	Schwieger	Strothman	Winkelman
Priebe	Scott	Taylor	Wirtz
Rex	Siglin	Tieden	Wyckoff
Rodgers	Skinner	Trowbridge	Mr. Speaker
Roorda	Stanley	Varley	(Millen)
Schmeiser	Stokes		

The nays were, 2:

Sorg	Uban
------	------

Absent or not voting, 20:

Alt	Fischer, H. O.	Larson	Sargisson
Bergman	Hamilton	Mayberry	Shaw
Bray	Hansen	Menefee	Small
Drake	Jesse	Mollett	Waugh
Edelen	Kehe	Radl	Welden

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### CONSIDERATION OF BILLS

Rex of Hamilton, District 31, asked and received unanimous consent to take up and resume consideration of **House File 211**, a bill for an act relating to term of office of county attorneys.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 211)

The ayes were, 80:

Anania	Goode	Moffitt	Sorg
Andersen	Grassley	Monroe	Stanley
Bennett	Harbor	Nielsen	Stokes
Bergman	Hill	Norpel	Strand
Blouin	Holden	Nystrom	Stromer
Camp	Husak	Pellett	Strothman
Campbell	Johnston	Pelton	Taylor
Christensen	Kennedy	Pierson	Tieden
Clark	Kelly	Priebe	Trowbridge
Cochran	Knoblauch	Rex	Uban
Curtis	Knoke	Rodgers	Varley
Den Herder	Kruse	Roorda	Waugh
Dougherty	Lawson	Sargisson	Welden
Doyle	Lipsky	Schmeiser	Wells
Dunton	Logemann	Schroeder	Willits
Egenes	McCormick	Schwartz	Winkelman
Ellsworth	McElroy	Schwieger	Wirtz
Fischer, H. O.	Mendenhall	Scott	Wyckoff
Fisher, C. R.	Middleswart	Siglin	Mr. Speaker
Freeman	Miller	Skinner	(Millen)
Gluba			

The nays were, none.

## Absent or not voting, 20:

Alt	Franklin	Kinley	Mollett
Bray	Hamilton	Kreamer	Patton
Drake	Hansen	Larson	Radl
Edelen	Jesse	Mayberry	Shaw
Ewell	Kehe	Menefee	Small

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

The House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

McCormick of Delaware, District 48, for the afternoon on request of Knoblauch of Carroll, District, 28; Kinley of Polk, District 66, for the afternoon on request of Blouin of Dubuque, District 49.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

House File 710, a bill for an act making an appropriation for sewage treatment projects.

CARROLL A. LANE, Secretary

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

**Senate File 392**, a bill for an act relating to the eradication of hog cholera and the control and eradication of the swine diseases, with report of committee recommending passage, was taken up for consideration.

Middleswart of Warren, District 93, offered the following amendment from the floor, filed by him and Uban of Black Hawk, District 38:

Amend Senate File 392, as amended and passed by the Senate, page 4A, by striking all of lines 1 through 11.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw the amendment.

Den Herder of Sioux, District 1, offered the following Den Herder-

**Christensen-Schmeiser-Priebe-Schroeder amendment from the floor :**

Amend Senate File 392, as amended, passed, and reprinted by the Senate, as follows:

1. Page 4A, line 1, by inserting after the word "moved" the words " , except native Iowa swine raised from birth that are purchased at any market for resale as slaughter animals or for the production of biological products, and except native Iowa swine purchased for any purpose at an Iowa auction market operating under a valid Iowa permit,".

2. Page 4A, line 26, by inserting after the word "department" the words "and all native Iowa swine sold which are moved directly from farm to farm".

3. Page 5A, lines 5 and 6, by striking the words " , involving not more than two markets,".

Fischer of Grundy, District 35, offered the following amendment to the amendment from the floor and moved its adoption :

Amend the Den Herder, et al., amendment to Senate File 392, filed June 7, by striking all of line 7 after the word "products", and all of lines 8 and 9.

A non-record roll call was requested.

The ayes were 31, nays 46.

The amendment to the amendment lost.

Den Herder of Sioux, District 1, moved the adoption of the Den Herder, et al., amendment.

A non-record roll call was requested.

The ayes were 44, nays 37.

The amendment was adopted.

Schroeder of Pottawattamie, District 54, offered the following amendment filed by him and Priebe of Kossuth, District 6, from the floor and moved its adoption :

Amend Senate File 392, as passed by the Senate and reprinted, by adding to page 4A, after line 19, the following:

"All such movements of swine shall be completed within seventy-two hours unless an extension of time for movement is granted by the department."

A non-record roll call was requested.

The ayes were 53, nays 4.

The amendment was adopted.

Strothman of Henry, District 90, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 392)

The ayes were, 88:

Alt	Freeman	Menefee	Scott
Anania	Gluba	Middleswart	Siglin
Andersen	Goode	Miller	Skinner
Bennett	Grassley	Moffitt	Small
Bergman	Hansen	Mollett	Stanley
Blouin	Hill	Monroe	Stokes
Bray	Holden	Nielsen	Strand
Campbell	Husak	Norpel	Stromer
Christensen	Jesse	Nystrom	Strothman
Clark	Johnston	Patton	Taylor
Cochran	Kehe	Pellett	Tieden
Curtis	Kelly	Pierson	Trowbridge
Den Herder	Kennedy	Priebe	Uban
Dougherty	Knoblauch	Radl	Varley
Doyle	Knoke	Rex	Waugh
Dunton	Kreamer	Rodgers	Welden
Edelen	Kruse	Roorda	Wells
Egenes	Larson	Sargisson	Willits
Ellsworth	Lawson	Schmeiser	Winkelman
Fischer, H. O.	Mayberry	Schroeder	Wirtz
Fisher, C. R.	McElroy	Schwartz	Wyckoff
Franklin	Mendenhall	Schwieger	Mr. Speaker

The nays were, 1:

Ewell

Absent or not voting, 11:

Camp	Kinley	McCormick	Shaw
Drake	Lipsky	Millen	Sorg
Hamilton	Logemann	Pelton	

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

The House recessed until the fall of the gavel.

The House reconvened, Speaker pro tempore Millen in the chair.

#### CONFERENCE COMMITTEE REPORT ON HOUSE FILE 129

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 House File 129, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, respectfully submit the following recommendations:

1. That the Senate concur in divisions 1, 3, 4, 5, 6 and 7 of



the House amendment to the Senate amendment to House File 129.

2. That the House recede from division 2 of its amendment to the Senate amendment to House File 129 and insert in lieu thereof the following:

"Line 48, by inserting after the word 'agencies' the words 'shall notify the director before contracting for additional data processing equipment, operating systems, or programming systems and'."

3. Amend the Senate amendment to House File 129, line 49, by striking the words "where possible".

On the part of the Senate:

JAMES A. POTGETER, Chairman  
 GEORGE F. MILLIGAN  
 JOHN C. RHODES  
 C. JOSEPH COLEMAN

On the part of the House:

RICHARD W. WELDEN, Chairman  
 MURRAY C. LAWSON  
 WILLARD HANSEN  
 D. VINCENT MAYBERRY

COMMUNICATION FROM THE SPEAKER  
 INTERNATIONAL MAIZE AND  
 WHEAT IMPROVEMENT CENTER

June 1, 1971

Mr. William H. Harbor  
 Speaker of the House  
 General Assembly  
 Des Moines, Iowa  
 U. S. A.

Dear Mr. Harbor:

I deeply regret that it was impossible for me to come to Iowa to address the joint convention of the Sixty-fourth General Assembly. Due to my very heavy work and travel commitments I was unable to be in that part of the world at the appropriate time.

Perhaps it will be possible for me to visit Iowa during your next legislative season.

In closing, may I thank you very sincerely for this high honor.

Very truly yours,  
 NORMAN E. BORLAUG

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 373, 522, 686 and 694, and Senate Files 485, 500 and 533.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the

House, he had signed in the presence of the House the following bills: House Files 373, 522, 686 and 694, and Senate Files 485, 500 and 533.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 7th day of June, 1971, sent to the Governor for his approval: House Files 373, 522, 686 and 694.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 4, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 89, an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.

Senate File 280, an act relating to garnishment of wages, liability for costs, and discharge of employees.

Senate File 332, an act relating to the seasons and limits on fish and frogs.

Senate File 473, an act relating to remedies for the dilution of the distinctiveness of a mark.

A communication was received from the Governor announcing that on June 7, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 296, an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans, to establish an Iowa Soybean Promotion Board; to provide for a referendum among soybean producers and to provide penalties.

Senate File 518, an act relating to the condemnation of property by the county for flood and erosion control projects.

Senate File 444, an act relating to student fees at merged area community colleges and vocational schools.

#### REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations, to whom was referred Senate File 542, a bill for an act making an appropriation from the general fund of the State of Iowa to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 544**, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass** :

Amend Senate File 544, page 2, line 25, by striking the word "ten" and inserting in lieu thereof the word "fifteen".

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 545**, a bill for an act to appropriate from the general fund of the state for capital improvements for physical plant and facilities and for the discharge of duties by the superintendent of public buildings and grounds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 552**, a bill for an act to appropriate from moneys received by certain commissions, boards, and departments, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 553**, a bill for an act making appropriations to certain state agencies and divisions thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 554**, a bill for an act to appropriate from the general fund of the State of Iowa to the Iowa state fair board, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 561**, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 562**, a bill for an act to appropriate from the general fund of the State of Iowa to the state historical society for development of designated historical sites, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also :

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 564**, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees' retirement system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 728 as follows:
- 2 1. Page 3, by striking all of lines 10 through
- 3 13.
- 4 2. Page 4, line 22, by striking the figures
- 5 "2,108,574.00 and \$2,146,328.00" and inserting in
- 6 lieu thereof the figures, "\$2,083,574.00 and
- 7 \$2,121,328.00".

FISHER of Greene, District 56  
CAMP of Clinton, District 73

- 1 Amend House File 730, page 2, line 24, by
- 2 inserting after the word "purposes" the following:
- 3 " , including the per diem of twenty-five dollars for
- 4 members of the Iowa air pollution control commission".

GRASSLEY of Butler, District 10

On motion by Kreamer of Polk, District 63, the House adjourned until 9:00 a.m., Tuesday, June 8, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Forty-ninth Calendar Day—Ninety-ninth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JUNE 8, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Chaplain of the Lutheran Home for Aged, Des Moines, Iowa.

The Journal of Monday, June 7, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty YMCA students from Marion School, Marion, Iowa, accompanied by Mrs. Beckman. By Sorg of Linn, District 47.

A Cub Scout group from Denison, Iowa, accompanied by their leader, Mrs. Session. By Waugh of Monona, District 27.

Fifty Girl Scouts from Milford, Iowa, accompanied by their leaders, Mrs. Brinkley, Mrs. Robert Cherry and Mrs. Tom Silletto. By Bergman of Osceola, District 3.

Thirty Campfire Girls from Onawa, Iowa, accompanied by their leader, Mrs. Ema Lou Stanislav. By Waugh of Monona, District 27.

Twenty-four Girl Scouts from Council Bluffs, Iowa. By Knoke of Pottawattamie, District 79.

## SPECIAL PRESENTATION

Fischer of Grundy, District 35, presented to the House Miss Janet Jackson, 1970 Iowa Rose Queen, and introduced the candidates for the 1971 Rose Queen as follows: Miss Terri Van Metre, Miss Melissa Shives, Miss Marcia McDowell, Miss Jackie Pace and Miss Merilee Rhoades.

The Iowa Rose Festival and Rhythm'n Roses Tournament of Drums will be held in State Center, Iowa, on Friday, Saturday and Sunday, June 18-20.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 542, 544, 545, 552, 553, 554, 561, 562 and 564, under Rule 35.

## INTRODUCTION OF BILLS

**House File 733**, by committee on ways and means, a bill for an act to change the fiscal year of cities and towns, counties, and other political subdivisions.

Read first time and placed on the **ways and means calendar**.

**House File 734**, by committee on transportation, a bill for an act relating to junkyards along interstate and federal aid primary highways.

Read first time and referred to the **sifting committee**.

**House File 735**, by committee on judiciary, a bill for an act authorizing the state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, to complete, improve, repair, remodel, or reconstruct interstate bridges and to issue bonds therefor.

Read first time and referred to the **sifting committee**.

## SENATE MESSAGES CONSIDERED

**Senate File 369**, a bill for an act to authorize certain vehicle safety regulations on streets and highways and to prescribe a penalty.

Read first time and referred to the **sifting committee**.

**Senate File 539**, a bill for an act to legalize the proceedings of the board of supervisors of Hardin County in connection with contracts and expenditures made for the remodeling of the County Court House located in Eldora, Iowa.

Read first time and referred to the **sifting committee**.

**Senate File 563**, a bill for an act to appropriate funds from the general fund of the state to the state historical society.

Read first time and referred to committee on **appropriations**.

**Senate File 565**, a bill for an act making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof and providing for a study committee.

Read first time and referred to committee on **appropriations**.

**Senate File 568**, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Read first time and referred to committee on **appropriations**.

**Senate File 569**, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit employment system.

Read first time and referred to committee on **appropriations**.

**Senate File 570**, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind.

Read first time and referred to committee on **appropriations**.

#### MOTION TO RECONSIDER

(Senate File 392)

We move to reconsider the vote by which Senate File 392 passed the House on June 7, 1971.

CHARLES F. STROTHMAN  
WALTER KRUSE

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 692, a bill for an act appropriating to the department of public instruction for educational and training aid funds.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 705, a bill for an act appropriating to the department of history and archives.

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

Senate File 85, a bill for an act creating a department of environmental quality.

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

Senate File 563, a bill for an act appropriating to the state historical society.

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

Senate File 565, a bill for an act appropriating to the department of social services.

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

Senate File 568, a bill for an act appropriating to the industrial commission for highway commission employees.

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

Senate File 569, a bill for an act appropriating to the state highway commission for expenses regarding merit employment system.

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

Senate File 570, a bill for an act providing for an appropriation for the Iowa commission for the blind.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 705

- 1 Amend House File 705, page 2, line 18, by inserting the
- 2 following after the period:
- 3 "The department of history and archives may make
- 4 application to the committees on appropriations for the
- 5 reappropriation of any funds that do revert, or probably
- 6 will revert upon the dates herein set and the respective
- 7 committees on appropriations or a subcommittee thereof
- 8 shall hold a hearing upon the application while the
- 9 general assembly is in regular session."

#### ADOPTION OF CONFERENCE COMMITTEE REPORT

(House File 129)

Welden of Hardin, District 32, called up for consideration the conference committee report on **House File 129**, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, as follows:

#### CONFERENCE COMMITTEE REPORT ON HOUSE FILE 129

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 House File 129, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties, respectfully submit the following recommendations:



1. That the Senate concur in division 1, 3, 4, 5, 6 and 7 of the House amendment to the Senate amendment to House File 129.

2. That the House recede from division 2 of its amendment to the Senate amendment to House File 129 and insert in lieu thereof the following:

“Line 48, by inserting after the word ‘agencies’ the words ‘shall notify the director before contracting for additional data processing equipment, operating systems, or programming systems and’.”

3. Amend the Senate amendment to House File 129, line 49, by striking the words “where possible”.

On the part of the Senate:

JAMES A. POTGETER, Chairman  
GEORGE F. MILLIGAN  
JOHN C. RHODES  
C. JOSEPH COLEMAN

On the part of the House:

RICHARD W. WELDEN, Chairman  
MURRAY C. LAWSON  
WILLARD HANSEN  
D. VINCENT MAYBERRY

Welden of Hardin, District 32, moved the adoption of the conference committee report and the amendments contained therein.

The conference committee report was adopted.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 129)

The ayes were, 69:

Alt	Gluba	McElroy	Scott
Andersen	Goode	Menefee	Shaw
Bergman	Grassley	Middleswart	Siglin
Blouin	Hill	Millen	Small
Bray	Holden	Miller	Stanley
Camp	Husak	Moffitt	Strand
Campbell	Kehe	Nielsen	Stromer
Cochran	Kennedy	Norpel	Taylor
Curtis	Knoke	Nystrom	Trowbridge
Den Herder	Kreamer	Patton	Uban
Dougherty	Kruse	Pellett	Varley
Doyle	Larson	Pelton	Welden
Drake	Lawson	Priebe	Wells
Dunton	Lipsky	Rodgers	Willits
Edelen	Logemann	Roorda	Wirtz
Egenes	Mayberry	Sargisson	Wyckoff
Ellsworth	McCormick	Schwieger	Mr. Speaker
Fisher, C. R.			

The nays were, 12:

Anania	Fisher, H. O.	Pierson	Strothman
Bennett	Freeman	Schroeder	Tieden
Christensen	Mendenhall	Stokes	Winkelman

Absent or not voting, 19:

Clark	Hamilton	Johnston	Knoblauch
Ewell	Hansen	Kelly	Mollett
Franklin	Jesse	Kinley	Monroe

Radl  
Rex

Schmeiser  
Schwartz

Skinner  
Sorg

Waugh

The bill having received a constitutional majority was declared to have been repressed by the House and the title was agreed to.

#### SENATE AMENDMENTS CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 703**, a bill for an act making an appropriation from the general fund of the state to the Iowa reciprocity board, amended by the Senate as follows:

Amend House File 703, page 3, line 12, by inserting the following after the period:

"The department of agriculture and Iowa dairy industry commission may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the General Assembly is in regular session."

Camp of Clinton, District 73, offered the following amendment to the Senate amendment and moved its adoption:

Amend the Senate amendment to House File 703, filed June 7, 1971, lines 3 and 4, by striking the words "The department of agriculture and Iowa dairy industry commission" and inserting in lieu thereof the words "The Iowa reciprocity board".

The amendment to the Senate amendment was adopted.

Camp of Clinton moved the adoption of the Senate amendment as amended.

The Senate amendment as amended was adopted.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate, further amended by the House and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 703)

The ayes were, 82:

Alt	Doyle	Kehe	McElroy
Anania	Drake	Kennedy	Mendenhall
Andersen	Dunton	Kinley	Menefee
Bennett	Edelen	Knoblauch	Middleswart
Bergman	Egenes	Knoke	Millen
Blouin	Ellsworth	Kreamer	Miller
Bray	Fischer, H. O.	Kruse	Moffitt
Campbell	Fisher, C. R.	Larson	Monroe
Christensen	Freeman	Lawson	Norpel
Cochran	Gluba	Lipsky	Nystrom
Curtis	Goode	Logemann	Patton
Den Herder	Hill	Mayberry	Pellett
Dougherty	Holden	McCormick	Pelton

Pierson	Schwieger	Stromer	Welden
Priebe	Scott	Strothman	Wells
Radl	Shaw	Taylor	Willits
Rex	Siglin	Tieden	Winkelman
Rodgers	Small	Trowbridge	Wirtz
Roorda	Stanley	Varley	Wyckoff
Sargisson	Stokes	Waugh	Mr. Speaker
Schroeder	Strand		

The nays were, 2:

Husak	Uban
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Absent or not voting, 16:

Camp	Grassley	Johnston	Schmeiser
Clark	Hamilton	Kelly	Schwartz
Ewell	Hansen	Mollett	Skinner
Franklin	Jesse	Nielsen	Sorg

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Rex of Hamilton, District 31, called up for consideration **House File 46**, a bill for an act relating to slow-moving vehicle warning devices, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 46, as amended and passed by the House, as follows:

1. Page 2, line 10, by striking the word "or" and inserting in lieu thereof the words "and any such tractor, implement, vehicle or grader".

2. Page 3, by striking lines 9 and 10 and inserting in lieu thereof the following:

"6. Any farm tractor, or tractor with towed equipment, self-propelled implement of husbandry, road construction".

3. Page 3, by striking all of lines 16 and 17, and inserting in lieu thereof the following: "equipped with and display [not more than two flashing lights], after June 30, 1972, an amber flashing light visible from the rear at any time from".

Motion prevailed and the House concurred in the Senate amendment.

Rex of Hamilton, District 31, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 46)

The ayes were, 82:

Alt	Bray	Dougherty	Ellsworth
Anania	Camp	Doyle	Fischer, H. O.
Andersen	Campbell	Drake	Fisher, C. R.
Bennett	Cochran	Dunton	Freeman
Bergman	Curtis	Edelen	Gluba
Blouin	Den Herder	Egenes	Goode

Hansen	McCormick	Pierson	Strothman
Hill	McElroy	Priebe	Taylor
Holden	Mendenhall	Radl	Tieden
Jesse	Menefee	Rex	Trowbridge
Kehe	Middleswart	Rodgers	Uban
Kinley	Millen	Roorda	Varley
Knoblauch	Miller	Sargisson	Waugh
Knoke	Moffitt	Schwieger	Welden
Kreamer	Monroe	Scott	Wells
Kruse	Nielsen	Shaw	Willits
Larson	Norpel	Siglin	Winkelman
Lawson	Nystrom	Small	Wirtz
Lipsky	Patton	Stanley	Wyckoff
Logemann	Pellett	Stokes	Mr. Speaker
Mayberry	Pelton	Strand	

The nays were, 4:

Christensen	Husak	Schroeder	Stromer
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Absent or not voting, 13:

Clark	Hamilton	Kennedy	Schwartz
Ewell	Johnston	Mollett	Skinner
Franklin	Kelly	Schmeiser	Sorg
Grassley			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

### CONSIDERATION OF BILLS APPROPRIATIONS CALENDAR

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration Senate Files 552, 553, 562 and 564.

**Senate File 552**, a bill for an act to appropriate from moneys received by certain commissions, boards and departments, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 552)

The ayes were, 87:

Anania	Den Herder	Freeman	Knoblauch
Andersen	Dougherty	Gluba	Knoke
Bennett	Doyle	Goode	Kreamer
Bergman	Drake	Hansen	Kruse
Blouin	Dunton	Hill	Larson
Bray	Edelen	Holden	Lawson
Camp	Egenes	Husak	Lipsky
Campbell	Ellsworth	Jesse	Logemann
Christensen	Ewell	Kehe	McCormick
Cochran	Fisher, C. R.	Kennedy	McElroy
Curtis	Franklin	Kinley	Mendenhall

Menefee	Pelton	Shaw	Trowbridge
Middleswart	Pierson	Siglin	Varley
Millen	Priebe	Small	Welden
Miller	Rex	Sorg	Waugh
Moffitt	Rodgers	Stanley	Wells
Monroe	Roorda	Stokes	Willits
Nielsen	Sargisson	Strand	Winkelman
Norpel	Schmeiser	Stromer	Wirtz
Nystrom	Schroeder	Strothman	Wyckoff
Patton	Schwieger	Taylor	Mr. Speaker
Pellett	Scott	Tieden	

The nays were, 1:

Uban

Absent or not voting, 12:

Alt	Grassley	Kelly	Radl
Clark	Hamilton	Mayberry	Schwartz
Fischer, H. O.	Johnston	Mollett	Skinner

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

**Senate File 553**, a bill for an act making appropriations to certain state agencies and divisions thereof, with report of committee recommending passage, was taken up for consideration.

Christensen of Union, District 95, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 553)

The ayes were, 86:

Anania	Gluba	Mendenhall	Schwieger
Andersen	Goode	Menefee	Scott
Bennett	Grassley	Middleswart	Siglin
Bergman	Hansen	Millen	Small
Blouin	Hill	Miller	Sorg
Camp	Holden	Moffitt	Stanley
Campbell	Husak	Monroe	Strand
Christensen	Jesse	Nielsen	Stromer
Curtis	Johnston	Norpel	Strothman
Den Herder	Kehe	Nystrom	Taylor
Dougherty	Kennedy	Patton	Tieden
Doyle	Kinley	Pellett	Trowbridge
Drake	Knoblauch	Pierson	Varley
Dunton	Knoke	Priebe	Waugh
Edelen	Kreamer	Radl	Welden
Egenes	Kruse	Rex	Wells
Ellsworth	Lawson	Rodgers	Willits
Ewell	Lipsky	Roorda	Winkelman
Fischer, H. O.	Logemann	Sargisson	Wirtz
Fisher, C. R.	Mayberry	Schmeiser	Wyckoff
Franklin	McCormick	Schroeder	Mr. Speaker
Freeman	McElroy		

The nays were, 1:

Uban

Absent or not voting, 13:

Alt	Hamilton	Mollett	Shaw
Bray	Kelly	Pelton	Skinner
Clark	Larson	Schwartz	Stokes
Cochran			

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

**Senate File 562**, a bill for an act to appropriate from the general fund of the state of Iowa to the state historical society for development of designated historical sites, with report of committee recommending passage, was taken up for consideration.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 562)

The ayes were, 82:

Anania	Hansen	Miller	Siglin
Andersen	Hill	Moffitt	Small
Bennett	Husak	Nielsen	Sorg
Bergman	Jesse	Norpel	Stanley
Camp	Johnston	Nystrom	Strand
Campbell	Kehe	Patton	Stromer
Christensen	Kinley	Pellett	Strothman
Cochran	Knoblauch	Pelton	Taylor
Curtis	Knoke	Pierson	Tieden
Den Herder	Kreamer	Priebe	Trowbridge
Dougherty	Kruse	Radl	Uban
Doyle	Lawson	Rex	Varley
Drake	Lipsky	Rodgers	Waugh
Dunton	Logemann	Roorda	Welden
Egenes	Mayberry	Sargisson	Wells
Ellsworth	McCormick	Schmeiser	Willits
Fischer, H. O.	McElroy	Schroeder	Winkelman
Fisher, C. R.	Mendenhall	Schwieger	Wirtz
Freeman	Menefee	Scott	Wyckoff
Goode	Middleswart	Shaw	Mr. Speaker
Grassley	Millen		

The nays were, 8:

Blouin	Edelen	Franklin	Kennedy
Bray	Ewell	Gluba	Larson

Absent or not voting, 10:

Alt	Holden	Monroe	Skinner
Clark	Kelly	Schwartz	Stokes
Hamilton	Mollett		

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

**Senate File 564**, a bill for an act to make appropriations to members of the advisory investment board of the Iowa public employees'

retirement system, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 564)

The ayes were, 87:

Alt	Goode	Menefee	Scott
Anania	Grassley	Middleswart	Shaw
Bennett	Hansen	Millen	Small
Bergman	Hill	Miller	Sorg
Blouin	Holden	Moffitt	Stanley
Camp	Husak	Mollett	Strand
Campbell	Jesse	Monroe	Stromer
Christensen	Johnston	Nielsen	Strothman
Clark	Kehe	Norpel	Taylor
Cochran	Kelly	Nystrom	Tieden
Den Herder	Kennedy	Patton	Trowbridge
Dougherty	Kinley	Pellett	Uban
Doyle	Knoblauch	Pelton	Varley
Drake	Knoke	Pierson	Waugh
Dunton	Kreamer	Priebe	Welden
Egenes	Kruse	Radl	Wells
Ellsworth	Lawson	Rex	Willits
Ewell	Lipsky	Rodgers	Winkelman
Fischer, H. O.	Mayberry	Roorda	Wirtz
Fisher, C. R.	McCormick	Sargisson	Wyckoff
Freeman	McElroy	Schmeiser	Mr. Speaker
Gluba	Mendenhall	Schroeder	

The nays were, 2:

Bray Edelen

Absent or not voting, 11:

Andersen	Hamilton	Schwartz	Skinner
Curtis	Larson	Schwieger	Stokes
Franklin	Logemann	Siglin	

The bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT (House File 654)

Holden of Scott, District 75, called up for consideration the conference committee report on **House File 654**, filed on June 4, 1971, and found on pages 1841 to 1859 of the House Journal.

(Conference committee report on House File 654 pending.)

The House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

## REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- H. F. 732 To establish the composition of the General Assembly and provide for election of the members thereof.
- H. F. 735 Authorizing the state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, to complete, improve, repair, remodel, or reconstruct interstate bridges and to issue bonds therefor.
- H. F. 734 Relating to junkyards along interstate and federal aid primary highways.
- H. F. 727 Relating to the movement of oversized and overweight vehicles and loads and providing penalties for violations thereof.

ANDREW VARLEY, Chairman

## OBJECTION TO MOTION TO CONSIDER

(House File 727)

Drake of Muscatine, District 71, asked for unanimous consent to take up for consideration **House File 727**.

Objection was raised by Schroeder of Pottawattamie, District 54.

## CONFERENCE COMMITTEE REPORT REJECTED

(House File 654)

The House resumed consideration of the conference committee report on **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, relating to the corporate income tax, and providing aid to cities, towns and counties from sales tax receipts.

Speaker Harbor in the chair at 2:10 p.m.

Holden of Scott, District 75, moved the adoption of the conference committee report and all amendments contained therein.

Roll call was requested by Blouin of Dubuque, District 49, and Holden of Scott, District 75.

Rule 70 was invoked.



On the question "Shall the conference committee report be adopted?"

The ayes were, 44:

Alt	Freeman	Lipsky	Schroeder
Andersen	Grassley	Logemann	Schwieger
Camp	Hansen	McElroy	Shaw
Campbell	Hill	Millen	Siglin
Christensen	Holden	Miller	Sorg
Clark	Kehe	Moffitt	Stanley
Curtis	Kelly	Mollett	Strothman
Drake	Knoke	Nystrom	Trowbridge
Edelen	Kreamer	Pellett	Varley
Egenes	Kruse	Pelton	Wirtz
Fisher, C. R.	Lawson	Rex	Mr. Speaker

The nays were, 55:

Anania	Gluba	Monroe	Small
Bennett	Goode	Nielsen	Stokes
Bergman	Husak	Norpel	Strand
Blouin	Jesse	Patton	Stromer
Bray	Johnston	Pierson	Taylor
Cochran	Kennedy	Priebe	Tieden
Den Herder	Kinley	Radl	Uban
Dougherty	Knoblauch	Rodgers	Waugh
Doyle	Larson	Roorda	Welden
Dunton	Mayberry	Sargisson	Wells
Ellsworth	McCormick	Schmeiser	Willits
Ewell	Mendenhall	Schwartz	Winkelman
Fischer, H. O.	Menefee	Scott	Wyckoff
Franklin	Middleswart	Skinner	

Absent or not voting, 1:

Hamilton

The conference committee report failed to be adopted.

#### OBJECTION TO VOTE CHANGE

(House File 654)

Egenes of Story, District 33, asked for unanimous consent to change her vote from "aye" to "nay" on House File 654.

Objection was raised by Blouin of Dubuque, District 49.

#### MOTION TO SUSPEND RULES PREVAILED

(House File 732)

Drake of Muscatine, District 71, asked for unanimous consent to take up for consideration **House File 732**.

Objection was raised.

Drake of Muscatine, District 71, moved that the rules be suspended for the consideration of House File 732.

Blouin of Dubuque, District 49, moved as a substitute motion that

House File 732 be made a special order of business for 9:00 a.m. Wednesday, June 9, 1971.

A non-record roll call was requested.

The ayes were 36, nays 54.

The motion lost.

On the Drake motion, roll call was requested by Skinner of Polk, District 60, and Logemann of Worth, District 7.

Rule 70 was invoked.

Speaker pro tempore Millen in the chair at 3:05 p.m.

On the question "Shall the Rules be suspended for the consideration of House File 732?"

The ayes were, 58:

Alt	Grassley	Millen	Stanley
Andersen	Hansen	Miller	Stokes
Bergman	Hill	Moffitt	Strand
Camp	Kehe	Mollett	Stromer
Campbell	Kelly	Nielsen	Strothman
Clark	Knoke	Pellett	Taylor
Curtis	Kreamer	Pelton	Tieden
Den Herder	Kruse	Pierson	Trowbridge
Drake	Lawson	Rex	Varley
Edelen	Lipsky	Roorda	Waugh
Egenes	Logemann	Schroeder	Welden
Ellsworth	Mayberry	Schwieger	Winkelman
Fischer, H. O.	McElroy	Shaw	Wirtz
Fisher, C. R.	Mendenhall	Sorg	Mr. Speaker
Goode	Menefee		

The nays were, 36:

Bennett	Freeman	Larson	Schwartz
Blouin	Gluba	McCormick	Scott
Bray	Holden	Middleswart	Siglin
Cochran	Husak	Patton	Skinner
Dougherty	Jesse	Priebe	Small
Doyle	Johnston	Radl	Uban
Dunton	Kennedy	Rodgers	Wells
Ewell	Kinley	Sargisson	Willits
Franklin	Knoblauch	Schmeiser	Wyckoff

Absent or not voting, 6:

Anania	Hamilton	Norpel	Nystrom
Christensen	Monroe		

The motion having received a two-thirds majority, prevailed.

#### CONSIDERATION OF BILL

**House File 732**, a bill for an act to establish the composition of the General Assembly and provide for election of the members thereof, was taken up for consideration.

(House File 732 pending.)

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 539, a bill for an act legalizing the proceedings of the board of supervisors of Hardin County, Iowa.

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

Senate Concurrent Resolution 41, authorizing the Secretary of the Senate and the Chief Clerk of the House to complete the necessary steps regarding the closing of the Sixty-fourth General Assembly, First Session, and to authorize the necessary interim needs.

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

Senate Concurrent Resolution 42, authorizing the Secretary of the Senate and the Chief Clerk of the House to attend the National Legislative Conference.

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

Senate Concurrent Resolution 43, authorizing expenditures of the members of the General Assembly to be paid for attending certain meetings.

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

Senate Concurrent Resolution 44, extending congratulations to George Mills on his successful career as a journalist.

CARROLL A. LANE, Secretary

### SENATE CONCURRENT RESOLUTION 41

By Lamborn and Gaudineer

*Be It Resolved by the Senate, the House Concurring:* That the President of the Senate and the Speaker of the House are authorized to determine the policies incident to the details of closing the 1971 first regular session of the Sixty-fourth General Assembly, interim staff and work, and the reconvening of the 1972 second regular session any any special session which may be convened.

*Be It Further Resolved:* That the Secretary of the Senate and the Chief Clerk of the House shall make an inventory of all equipment and supplies on hand at the close of the session.

*Be It Further Resolved:* That the Executive Council, in accordance with with section nineteen point twenty-five (19.25), Code 1971, shall provide all the supplies required for the Sixty-fourth General Assembly, both while in session and during the interim between sessions, upon requisition signed by the Secretary of the Senate for the Senate and the Chief Clerk of the House for the House.

*Be It Further Resolved:* That the Secretary of the Senate and the Chief Clerk of the House are authorized to reserve for the exclusive use of the

General Assembly during the interim the chamber and such rooms now used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment, as they may deem proper and advisable. The Executive Council shall not make assignments except with the consent of the Secretary of the Senate or the Chief Clerk of the House.

*Be It Further Resolved:* That the Secretary of the Senate and the Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purposes of determining the advisability of replacing some of the equipment. The machines to be replaced shall be appraised and made immediately available to the Secretary of the Executive Council for distribution, for trade-in to typewriter suppliers, or for sale at amounts based on the appraisal. The legislative fund shall be credited with any funds received, or with the appraised value of the machines, if the same are distributed to other state departments or traded in. All other equipment shall be stored in rooms reserved by the legislative officials above designated who shall have custody of the same and make it available for the following session of the General Assembly.

*Be It Further Resolved:* That any officers or employees of the Sixty-fourth General Assembly who shall be engaged for work in connection with the General Assembly during the interim between sessions, shall be compensated for such services at the same rate as was fixed during the regular session of the Sixty-fourth General Assembly.

Laid over under Rule 25.

#### SENATE CONCURRENT RESOLUTION 42

By Lamborn and Gaudineer

*Whereas,* the National Legislative Conference, which is a part of the Council of State Governments, will convene in its annual sessions in 1971 and 1972; and

*Whereas,* Iowa has been represented by the Secretary of the Senate and the Chief Clerk of the House in the past, and this policy should be continued; *Now Therefore*

*Be It Resolved by the Senate, the House Concurring:* That the Secretary of the Senate and the Chief Clerk of the House are hereby authorized to attend the 1971 and 1972 sessions of the National Legislative Conference as well as meetings of committees to which they have been appointed to serve and that the actual expenses in so attending these sessions be paid as provided in section two point twelve (2.12), Code 1971.

Laid over under Rule 25.

#### SENATE CONCURRENT RESOLUTION 43

By Lamborn and Gaudineer

*Whereas,* various committee meetings pertaining to the operation of legislative research and legislative services are held between sessions of the General Assembly; and

*Whereas,* the President of the Senate and the Speaker of the House have the authority to appoint representatives of the General Assembly to attend certain meetings; and

*Whereas,* it appears advantageous to eliminate the necessity of filing bills in the ensuing legislative session to cover the actual expenses of such representatives and such committee members; *Now Therefore*

*Be It Resolved by the Senate, the House Concurring:* That the actual expenses of such representatives and such committee members in attending the above-described meetings shall be paid upon the filing of their expense accounts, subject to the approval of the President of the Senate, for the Senate, and the Speaker of the House, for the House. The State Comptroller is authorized and directed to issue warrants in payment of same upon requisition signed by the President of the Senate and the Speaker of the House as provided in sections two point ten (2.10), two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1971.

Laid over under Rule 25.

#### SENATE CONCURRENT RESOLUTION 44

By Gaudineer and Lamborn

*Whereas,* George (Lefty) Mills has been reporting the Capitol Building activities for Iowa newspapers for more than forty years, and

*Whereas,* the members of the General Assembly have, over these many years, known and respected the abilities, integrity and fairness of Mr. Mills, and

*Whereas,* since Mr. Mills is about to retire, the General Assembly wishes to express its appreciation of his indefatigable quest for factual news, his unrelenting exposure of misdirection, his talents as a biographer and historian, his expert knowledge of Lincolniana and, above all, as a journalist his exemplification of the best traditions of the Fourth Estate, *Now, Therefore,*

*Be It Resolved by the Senate of the Sixty-fourth General Assembly of the State of Iowa; the House Concurring:*

The General Assembly extends to George (Lefty) Mills its congratulations for an eminently successful career as a journalist and its best wishes for a long and happy retirement with time to pursue his many avocations, and

*Be It Further Resolved;* Mr. Mills will be long remembered as a pioneer in aid of Iowa lawmaking processes and the General Assembly recommends to the Pioneer Lawmakers Association, consideration of Mr. Mills for an honorary membership.

*Be It Further Resolved;* a copy of this Resolution be enrolled and signed by the presiding officers of this Body and presented to Mr. and Mrs. Mills; and a copy forwarded to the Department of History and Archives for display.

Laid over under rule 25.

#### COMMUNICATION FROM THE SECRETARY OF STATE

June 7, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I hereby certify that Senate File 188 was published in the Creston News-Advertiser, Creston, Iowa, May 20, 1971, and in the Marshalltown Times-Republican, Marshalltown, Iowa, May 20, 1971.

I further certify that Senate File 190 was published in the Lee Town News, Des Moines, Iowa, May 13, 1971, and in the Marshalltown Times-Republican, Marshalltown, Iowa, May 8, 1971.

I further certify that Senate File 256 was published in The Marion Sentinel, Marion, Iowa, May 13, 1971, and in the Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, May 12, 1971.

I further certify that Senate File 325 was published in the Marshalltown Times-Republican, Marshalltown, Iowa, May 24, 1971, and in The Grundy Register, Grundy Center, Iowa, May 27, 1971.

I further certify that Senate File 426 was published in The West Des Moines Express, West Des Moines, Iowa, May 20, 1971, and in The Des Moines Register, Des Moines, Iowa, May 21, 1971.

I further certify that Senate File 469 was published in The Knoxville Express, Knoxville, Iowa, May 13, 1971, and in The Pella Chronicle-Advertiser, Pella, Iowa, May 12, 1971.

I further certify that Senate File 502 was published in The New Hampton Tribune, New Hampton, Iowa, May 27, 1971, and in The Times-Plain Dealer, Cresco, Iowa, May 26, 1971.

I further certify that House File 197 was published in The Pioneer-Republican, Marengo, Iowa, May 13, 1971, and in The Record-Herald and Indianola Tribune, Indianola, Iowa, May 13, 1971.

I further certify that House File 278 was published in The Sigourney News-Review, Sigourney, Iowa, May 12, 1971, and in the Bettendorf News, Bettendorf, Iowa, May 13, 1971.

I further certify that House File 473 was published in The Knoxville Express, Knoxville, Iowa, May 27, 1971, and in The Record-Herald and Indianola Tribune, Indianola, Iowa, May 24, 1971.

Respectfully submitted,  
MELVIN D. SYNHORST  
Secretary of State

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 347, a bill for an act relating to the dispossession of a land-owner under condemnation proceedings.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 347

- 1 Amend House File 347, as passed by the House, as follows:
- 2 1. Page 1, line 11, by inserting after the word "purposes"
- 3 the following: "*by the highway commission*".
- 4 2. Page 1, line 12, by inserting after the word "*been*"
- 5 the word "*finally*".
- 6 3. Page 1, by striking in lines 13, 14 and 15 the words
- 7 "*application for condemnation has been filed with the chief*
- 8 *judge of the judicial district pursuant to section 472.3*",
- 9 and inserting in lieu thereof the following: "*commission has*
- 10 *determined and filed its award*".
- 11 4. Page 1, lines 15 and 16, by striking the words "*seventy-five*
- 12 *per cent*" and inserting in lieu thereof the word "*all*".
- 13 5. Page 1, line 21, by inserting after the word "purposes."
- 14 the following: "*This Act shall be applicable to condemnation*
- 15 *proceedings pending on the effective date of this Act; it being*

16 *provided that, as to such proceedings, unless damages have been*  
 17 *finally determined and paid, the landowner shall not be dis-*  
 18 *possessed until one hundred eighty days after the effective*  
 19 *date of this Act."*

20 6. Page 1, by adding the following new section after line 21:

21 Sec. 2. This Act, being deemed of immediate importance,  
 22 shall take effect and be in force from and after its publi-  
 23 cation in The Cedar Rapids Gazette, a newspaper published  
 24 in Cedar Rapids, Iowa, and in The Telegraph-Herald, a news-  
 25 paper published in Dubuque, Iowa.

### MOTION TO RECONSIDER

(Conference Committee Report on House File 654)

I move to reconsider the vote by which the conference committee report to House File 654 failed to be adopted on June 8, 1971.

DELWYN STROMER

### REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 551**, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public safety for radio equipment for the division of radio communication, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 558**, a bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions, and providing for the assessment of expenses incurred by the commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 559**, a bill for an act to appropriate and authorize expenditures from the car dispatcher revolving fund, begs leave to report it has had the

same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 560**, a bill for an act relating to state aid for the mentally ill and mentally retarded, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 563**, a bill for an act to appropriate funds from the general fund of the state to the state historical society, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 568**, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 569**, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit employment system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 570**, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend House File 220 as follows:
- 2 Page 6, lines 1 and 2, by striking the words "the
- 3 anniversary date of the filing of an offering statement"



4 and inserting in lieu thereof the words "July 1 of each  
5 year".

ANDERSEN of Woodbury, District 23

1 Amend House File 727 by striking all of section  
2 two (2).

LARSON of Story, District 34

1 Amend House File 728 as follows:  
2 1. Page 3 by striking all of lines 32 through 35.  
3 2. Page 4 by striking all of line 1.

SMALL of Johnson, District 69

1 Amend House File 732 as follows:  
2 1. Page 38, by striking lines 20 through 34, inclusive,  
3 and inserting in lieu thereof the following:  
4 "70. The seventieth representative district shall con-  
5 sist of:  
6 a. In Mahaska county, Richland, Prairie, Black Oak,  
7 Madison, Scott and Garfield townships.  
8 b. All of Marion county except Dallas, Indiana and  
9 Liberty townships.  
10 c. In Warren county, Richland township.  
11 71. The seventy-first representative district shall con-  
12 sist of:  
13 a. In Iowa county, that portion of the town of North  
14 English lying in English township.  
15 b. All of Keokuk county except Benton, Steady Run,  
16 Jackson and Richland townships.  
17 c. In Mahaska county:  
18 (1) Union, Pleasant Grove, Adams, Monroe, Lincoln, Spring  
19 Creek, White Oak and Harrison townships.  
20 (2) The city of Oskaloosa."  
21 2. Page 48, by striking lines 27 through 34, inclusive,  
22 and inserting in lieu thereof the following:  
23 "90. The ninetieth representative district shall consist  
24 of:  
25 a. All of Clarke county, except Troy, Ward, Doyle and  
26 Knox townships.  
27 b. In Madison county, Scott, South, Walnut and Ohio  
28 townships.  
29 c. All of Lucas county.  
30 d. In Monroe county, Cedar, Union, Bluff Creek, Pleasant,  
31 Wayne, Guilford and Troy townships.  
32 e. In Marion county, Indiana and Liberty townships."  
33 3. Page 49, by striking lines 11 through 25, inclusive,  
34 and inserting in lieu thereof the following:  
35 "92. The ninety-second representative district shall con-  
36 sist of:  
37 a. All of Appanoose county, except Union, Udell,  
38 Washington and Wells townships.  
39 b. In Decatur county, Franklin, Garden Grove, Center,  
40 Leon, High Point, Eden, Woodland, Hamilton and Morgan  
41 townships.  
42 c. In Monroe county, Jackson, Franklin, Monroe, Urbana

- 43 and Mantua townships.  
 44 d. All of Wayne county.  
 45 93. The ninety-third representative district shall  
 46 consist of:  
 47 a. In Appanoose county, Union, Udell, Washington and  
 48 Wells townships.  
 49 b. All of Davis county.  
 50 c. In Keokuk county, Benton, Steady Run, Jackson and  
 51 Richland townships.  
 52 d. In Mahaska county, Cedar township.  
 53 e. All of Wapello county, except that portion consti-  
 54 tuting representative district ninety-four, as described  
 55 in subsection ninety-four (94) of this section."

DUNTON of Keokuk, District 88

- 1 Amend House File 732 as follows:  
 2 1. By striking from page 5, lines 19, 20, 21 and  
 3 22, and inserting in lieu thereof the following:  
 4 4. The fourth representative district shall consist of:  
 5 a. All of Clay county except Lone Tree and Clay  
 6 townships.  
 7 b. All of Dickinson county except Richland and  
 8 Lloyd townships.  
 9 2. By striking from page 5 lines 29, 30, 31, 32  
 10 and 33, and inserting in lieu thereof the following:  
 11 6. The sixth representative district shall consist  
 12 of:  
 13 a. In Dickinson county, Richland and Lloyd town-  
 14 ships.  
 15 b. All of Emmet county.  
 16 c. All of Palo Alto county, except West Bend  
 17 township.  
 18 d. In Pocahontas county, Cummins and Powhatan  
 19 townships.  
 20

KRUSE of O'Brien, District 4

- 1 Amend House File 732 by striking from page 29 lines  
 2 8 through 23, inclusive, and inserting in lieu thereof  
 3 the following:  
 4 "55. The fifty-fifth representative district shall  
 5 consist of:  
 6 a. All of Cedar county except Massillon and  
 7 Springdale townships.  
 8 b. In Jones county:  
 9 (1) Lovell, Castle Grove, Cass, Fairview and  
 10 Greenfield townships.  
 11 (2) The city of Monticello.  
 12 c. In Scott county, Liberty and Cleona townships,  
 13 that portion of the town of Dixon lying in Allen's  
 14 Grove township, and that portion of the town of  
 15 Plainview lying in Hickory Grove township.  
 16 56. The fifty-sixth representative district shall  
 17 consist of:  
 18 a. In Cedar county, Massillon township.

- 19 b. All of Jackson county except Prairie Springs  
 20 and Tete Des Morts townships.  
 21 c. All of Jones county except Lovell, Castle Grove,  
 22 Cass, Fairview and Greenfield townships and the city  
 23 of Monticello."

NORPEL of Jackson, District 52

- 1 Amend House File 732 as follows:  
 2 1. Page 3, by striking lines 5 through 35.  
 3 2. Page 4, by striking lines 1 through 35  
 4 and inserting in lieu thereof the following:  
 5 "2. Each even numbered senatorial district  
 6 established by section five (5) of this Act shall  
 7 elect one senator for a term of four years in 1972,  
 8 and every fourth year thereafter. Each odd numbered  
 9 senatorial district established by section five (5)  
 10 of this Act shall elect one senator for a term of  
 11 two years in 1972 and shall elect one senator for  
 12 a term of four years every fourth year thereafter.

JESSE of Polk, District 58  
 KENNEDY of Chickasaw, District 11  
 SCOTT of Cerro Gordo, District 18  
 SKINNER of Polk, District 60  
 COCHRAN of Webster, District 29  
 JOHNSTON of Johnson, District 70  
 EWELL of Black Hawk, District 39  
 KINLEY of Polk, District 66  
 BENNETT of Polk, District 59  
 ANANIA of Polk, District 65

- 1 Amend House File 732 as follows:  
 2 1. Page 38, by striking lines 20 through 34, inclusive,  
 3 and inserting in lieu thereof the following:  
 4 "70. The seventieth representative district shall con-  
 5 sist of:  
 6 a. In Mahaska county, Richland, Prairie, Black Oak,  
 7 Madison, Scott, Garfield, East Des Moines and West Des  
 8 Moines townships.  
 9 b. All of Marion county except Dallas, Washington,  
 10 Indiana and Liberty townships.  
 11 c. In Warren county, Richland township.  
 12 71. The seventy-first representative district shall con-  
 13 sist of:  
 14 a. In Iowa county, that portion of the town of North  
 15 English lying in English township.  
 16 b. All of Keokuk county except Benton, Steady Run,  
 17 Jackson and Richland townships.  
 18 c. In Mahaska county:  
 19 (1) Union, Pleasant Grove, Adams, Monroe, Lincoln, Spring  
 20 Creek, White Oak, Harrison and Cedar townships.  
 21 (2) The city of Oskaloosa."  
 22 2. Page 48, by striking lines 27 through 34, inclusive,  
 23 and inserting in lieu thereof the following:  
 24 "90. The ninetieth representative district shall consist  
 25 of:

- 26 a. All of Clarke county, except Troy, Ward, Doyle, and  
 27 Knox townships.  
 28 b. In Madison county, Scott, South, Walnut, and Ohio  
 29 townships.  
 30 c. All of Lucas county, except Washington township.  
 31 d. In Monroe county, Cedar, Union, Bluff Creek, Wayne,  
 32 Guilford and Troy townships.  
 33 e. In Mahaska county, Jefferson township.  
 34 f. In Marion county, Washington, Indiana and Liberty  
 35 townships.”  
 36 3. Page 49, by striking lines 11 through 25, inclusive,  
 37 and inserting in lieu thereof the following:  
 38 “92. The ninety-second representative district shall con-  
 39 sist of:  
 40 a. All of Appanoose county, except Union, Udell,  
 41 Washington and Wells townships.  
 42 b. In Decatur county, Franklin, Garden Grove, Center,  
 43 Leon, High Point, Eden, Woodland, Hamilton and Morgan  
 44 townships.  
 45 c. In Lucas county, Washington township.  
 46 d. In Monroe county, Jackson, Franklin and Monroe  
 47 townships.  
 48 e. All of Wayne county.  
 49 93. The ninety-third representative district shall  
 50 consist of:  
 51 a. In Appanoose county, Union, Udell, Washington and  
 52 Wells townships.  
 53 b. All of Davis county.  
 54 c. In Keokuk county, Benton, Steady Run, Jackson and  
 55 Richland townships.  
 56 d. In Monroe county, Pleasant, Mantua, and Urbana  
 57 townships.  
 58 e. All of Wapello county, except that portion consti-  
 59 tuting representative district ninety-four, as described  
 60 in subsection ninety-four (94) of this section.”

DUNTON of Keokuk, District 88

- 1 Amend House File 732 as follows:  
 2 1. Page 5, line 26, by inserting after the word  
 3 “Sherman,” the word “Center,”.  
 4 2. Page 5, line 28, by striking the words “city of  
 5 Pocahontas and”.  
 6 3. Page 6, by inserting the following new paragraph  
 7 after line 3, and redesignating the succeeding paragraph  
 8 accordingly:  
 9 “c. In Palo Alto county, West Bend township.”  
 10 4. Page 13, by inserting the following new paragraph  
 11 after line 15, and redesignating the succeeding paragraph  
 12 accordingly:  
 13 “c. In Humboldt county:  
 14 (1) Grove, Lake, Beaver and Norway townships.  
 15 (2) The town of Dakota City.  
 16 (3) The city of Humboldt.”  
 17 5. Page 19, by inserting the following new paragraph

18 after line 34, and redesignating the succeeding para-  
19 graphs accordingly:

20 "a. In Carroll county, Richland and Union townships."

21 6. Page 20, by inserting in line 2 after the word  
22 "except" the word "Grant,".

23 7. Page 20, by striking from line 33 in both instances  
24 where it appears the word "forty-two" and inserting in  
25 lieu thereof in each case the word "forty-one".

26 8. Page 20, by striking from line 34 the parenthesized  
27 numeral "(42)" and inserting in lieu thereof the paren-  
28 thesized numeral "(41)".

29 9. Page 21, line 34, by striking the word "Central"  
30 and inserting in lieu thereof the word "Crystal".

31 10. Page 25, line 13, by inserting before the word  
32 "Jackson" the words "Spring Grove,".

33 11. Page 48, line 10, by striking the word "Sumner"  
34 and inserting in lieu thereof the word "Summit".

35 12. Page 51, line 13, by striking the word "Bray"  
36 in both instances where it appears, and inserting in lieu  
37 thereof in each case the word "Spray".

SHAW of Scott, District 78

1 Amend House File 732 by striking sections four (4)  
2 and five (5) and inserting in lieu thereof the follow-  
3 ing:

4 "Sec. 4. The state is divided into one hundred  
5 representative districts, as follows:

6 1. The first representative district shall con-  
7 sist of:

8 a. All of Lyons county.

9 b. In Sioux county, Settlers, Sioux, Rock, Lincoln,  
10 Sheridan, Grant, Garfield, Plato, Welcome, Capel, Center  
11 and West Branch townships.

12 c. In Osceola county, Gilman township.

13 2. The second representative district shall consist  
14 of:

15 a. All of Osceola county except Gilman township.

16 b. All of O'Brien county.

17 c. In Clay county, Lone Tree, Clay, Peterson and  
18 Douglas townships.

19 3. The third representative district shall consist  
20 of:

21 a. All of Dickinson county.

22 b. All of Clay county except Lone Tree, Clay,  
23 Peterson and Douglas townships.

24 c. In Emmet county, Emmet township.

25 4. The fourth representative district shall con-  
26 sist of:

27 a. All of Emmet county except Emmet township.

28 b. In Kossuth county, Eagle, Grant, Springfield,  
29 Hebron, Swea, Harrison, Ledyard, Lincoln, Greenwood,  
30 Ramsey and German township.

31 c. In Winnebago county, Lincoln, Eden, Logan, Nor-  
32 way, Buffalo, King, Newton, Center, Grant and Mount  
33 Valley townships, and the town of Leland.

- 34 5. The fifth representative district shall consist  
35 of:
- 36 a. In Kossuth county, Seneca, Fenton, Burt, Portland,  
37 Buffalo, Lotts Creek, Union, Plum Creek, Wesley,  
38 Whittemore, Cresco, Irvington, Prairie, Garfield,  
39 Riverdale, Sherman, and Luverne townships, and the city  
40 of Algona.
- 41 b. In Humboldt county, Wacousta, Delana, Humboldt,  
42 Vernon, Avery, Rutland, Grove and Lake townships, and  
43 the city of Humboldt.
- 44 c. In Hancock county, Bingham, Orthel and Boone  
45 townships.
- 46 6. The sixth representative district shall consist  
47 of:
- 48 a. All of Worth county.
- 49 b. In Mitchell county, Otranto, St. Ansgar and  
50 Newburg townships.
- 51 c. In Cerro Gordo county, Grant, Lincoln, Lime  
52 Creek, Falls, Clear Lake, Lake, Mason, Portland, Union  
53 and Mount Vernon townships.
- 54 d. Two separate parts of the city of Mason City  
55 bounded, respectively, by lines drawn as follows:
- 56 (1) Beginning at the intersection of the northern  
57 corporate limit of the city of Mason City and Federal  
58 avenue, generally west and south along the northern  
59 and western corporate limits of the city of Mason City  
60 to the intersection of the corporate limit and Eighth  
61 Street Northwest, east along Eighth Street Northwest  
62 to Jackson avenue, north along Jackson avenue to Ninth  
63 Street Northwest, east along Ninth Street Northwest  
64 to the Chicago and Northwestern railroad tracks,  
65 northwesterly along those railroad tracks to Twelfth  
66 Street Northwest, east along Twelfth Street Northwest  
67 to Madison avenue, north along Madison avenue to  
68 Seventeenth Street Northwest, east along Seventeenth  
69 Street Northwest to Federal avenue, and north along  
70 Federal avenue to its intersection with the northern  
71 corporate limit of the city of Mason City, the place  
72 of beginning.
- 73 (2) Beginning at the intersection of Federal avenue  
74 and the southern corporate limit of the city of Mason  
75 City, north along Federal avenue to Twenty-fifth Street  
76 Southwest, west along Twenty-fifth Street Southwest  
77 to Monroe avenue, south along Monroe avenue to Twenty-  
78 seventh Street Southwest, then west and north along  
79 the line which was the 1960 corporate limit of the city  
80 of Mason City (which line is the boundary between  
81 enumeration districts 51 and 52A established by the  
82 U. S. bureau of the census for the 1970 federal decennial  
83 census) to Nineteenth Street Southwest, east along  
84 Nineteenth Street Southwest to Monroe avenue, north  
85 along Monroe avenue to the railroad tracks running  
86 parallel to and immediately north of state highway 106,  
87 west along those tracks to the Chicago, Rock Island  
88 and Pacific railroad tracks, southwesterly along those

89 tracks to the Southern corporate limit of the city of  
 90 Mason City, and generally south and east along the  
 91 corporate limit to its intersection with Federal Avenue,  
 92 the place of beginning.

93 7. The seventh representative district shall con-  
 94 sist of all of the city of Mason City except those parts  
 95 included in representative district six, as described  
 96 by subsection six (6), paragraph d of this section.

97 8. The eighth representative district shall con-  
 98 sist of:

99 a. In Mitchell county, Liberty, Mitchell, Rock,  
 100 Cedar, Osage, West Lincoln, Burr Oak, East Lincoln and  
 101 Douglas townships, and that portion of Jenkins town-  
 102 ship lying outside of the corporate limits of the town  
 103 of Riceville.

104 b. All of Floyd county.

105 c. In Cerro Gordo county, the town of Dougherty  
 106 in Dougherty township.

107 9. The ninth representative district shall consist  
 108 of:

109 a. In Mitchell county, Union, Stacyville and Wayne  
 110 townships, and that portion of the town of Riceville  
 111 lying in Jenkins township.

112 b. All of Howard county except the town of Protivin.

113 c. All of Chickasaw county except Utica township.

114 d. In Winneshiek county, Orleans township.

115 10. The tenth representative district shall con-  
 116 sist of:

117 a. In Winneshiek county, Fremont, Burr Oak, Hesper,  
 118 Highland, Bluffton, Canoe, Pleasant, Lincoln, Madison,  
 119 Decorah, Glenwood, Sumner, Calmar, Jackson and Washing-  
 120 ton townships.

121 b. In Allamakee county, Waterloo, Union City, Iowa,  
 122 Hanover, French Creek, Lansing, Union Prairie, Makee  
 123 and Lafayette townships.

124 c. In Howard county, that portion of the town of  
 125 Protivin lying in New Oregon township.

126 d. In Chickasaw county, Utica township.

127 11. The eleventh representative district shall  
 128 consist of:

129 a. In Sioux county, Buncombe, Eagle, Washington,  
 130 Reading, Sherman, Nassau, Holland, Lynn, Floyd and East  
 131 Orange townships, and that portion of Logan township  
 132 lying outside the corporate limits of the town of  
 133 Chatsworth.

134 b. In Plymouth county, Grant, Elgin, Fredonia,  
 135 Meadow, Washington, America, Marion and Plymouth town-  
 136 ships, and the town of Remsen.

137 12. The twelfth representative district shall con-  
 138 sist of:

139 a. All of Cherokee county.

140 b. In Buena Vista county, Brooke, Barnes, Lee,  
 141 Poland, Elk, Scott, Lincoln, Fairfield, Nokomis,  
 142 Washington and Grant townships, and the town of Sioux  
 143 Rapids.

144 c. In Pocahontas county, Swan Lake township.

- 145 13. The thirteenth representative district shall  
146 consist of:  
147 a. All of Palo Alto county.  
148 b. All of Pocahontas county except Swan Lake  
149 township.  
150 c. In Calhoun county, Butler, Sherman and Lincoln  
151 townships.  
152 d. In Buena Vista county, Coon township.
- 153 14. The fourteenth representative district shall  
154 consist of:  
155 a. In Winnebago county, Linden township and that  
156 portion of Forest township lying outside the corporate  
157 limits of the town of Leland.  
158 b. All of Hancock county except Bingham, Orthel  
159 and Boone townships.  
160 c. All of Wright county except Troy township, that  
161 portion of Eagle Grove township lying outside the  
162 corporate limits of the town of Goldfield, and the town  
163 of Woolstock.
- 164 15. The fifteenth representative district shall  
165 consist of:  
166 a. In Cerro Gordo county, Bath, Owen, Grimes,  
167 Pleasant Valley and Geneseo townships, and that portion  
168 of Dougherty township lying outside the corporate limits  
169 of the town of Dougherty.  
170 b. All of Franklin county.  
171 c. In Hardin county, Hardin, Etna and Clay townships.
- 172 16. The sixteenth representative district shall  
173 consist of:  
174 a. All of Butler county.  
175 b. In Black Hawk county.  
176 (1) Union and Mount Vernon township, and all of  
177 Washington township except that portion included in  
178 representative district thirty by subsection thirty  
179 (30) of this section.  
180 (2) A part of the cities of Cedar Falls and Waterloo,  
181 and of the unincorporated territory of Cedar Falls and  
182 East Waterloo townships bounded by a line drawn as  
183 follows:  
184 Beginning at the intersection of Leversee road and  
185 Lake street, which is a point on the common corporate  
186 limit of the cities of Cedar Falls and Waterloo and  
187 also a point at which the boundaries of Cedar Falls,  
188 Mount Vernon and East Waterloo townships meet, west  
189 along Lake street to the point where the corporate limit  
190 of the city of Cedar Falls turns south from Lake street,  
191 first south and then continuing to follow the corporate  
192 limit of the city of Cedar Falls to its intersection  
193 with the Cedar river, southeasterly along the Cedar  
194 river to the intersection of its northern channel with  
195 East Main street, southwesterly along East Main street  
196 to First street, west along First Street to Clay street,  
197 south along Clay street to Sixth street, west along  
198 Sixth street to Franklin street, south along Franklin  
199 street to Twelfth street, east along Twelfth street



200 and the eastward extension of the due east-west portion  
 201 of Twelfth street to the Cedar river, southeasterly  
 202 along the Cedar river to the line designated as the  
 203 eastern boundary of ward two in the city of Cedar Falls  
 204 (which line is the boundary between enumeration districts  
 205 39 and 41 established by the U.S. bureau of the census  
 206 for the 1970 federal decennial census), south along  
 207 that line to Rainbow drive, southeasterly along Rainbow  
 208 drive to Ridgewood drive, northeasterly along Ridgewood  
 209 drive to Greenwood avenue, southeasterly along Greenwood  
 210 avenue to Edwards avenue, southwesterly along Edwards  
 211 avenue to California street, south along California  
 212 street to Hawthorne drive, east along Hawthorne drive  
 213 to Willow lane, south along Willow lane to Loma street,  
 214 west along Loma street to Shady lane, southwesterly  
 215 along Shady lane to Terrace drive, northwesterly along  
 216 Terrace drive to Rownd street, south along Rownd street  
 217 to Waterloo road, southeasterly along Waterloo road  
 218 to the common corporate limit of the cities of Cedar  
 219 Falls and Waterloo, north along the common corporate  
 220 limit to Castle street, east along Castle street to  
 221 South Hackett road, south on South Hackett road to the  
 222 east-west line which was the 1960 corporate limit of  
 223 the city of Waterloo (which is the boundary between  
 224 census enumeration district 100 and enumeration  
 225 districts 102 and 103 established by the U.S. bureau  
 226 of the census for the 1970 decennial census), generally  
 227 east and north along the 1960 corporate limit of the  
 228 city of Waterloo to the old channel of the Cedar river,  
 229 southeasterly along the old channel of the Cedar river  
 230 to Conger street, northeasterly along Conger street  
 231 to Riverside drive, northeasterly along Riverside drive  
 232 to Longfellow avenue, north along Longfellow avenue  
 233 to Cedar Bend street, northwesterly along Cedar Bend  
 234 street to U.S. highway 20, northwesterly along U.S.  
 235 highway 20 county highway H (also known as Wagner  
 236 street), north on county highway H to the northern  
 237 corporate limit of the city of Waterloo, and first west  
 238 and then continuing to follow the corporate limit of  
 239 the city of Waterloo to the intersection of Leversee  
 240 road and Lake street, the place of beginning.  
 241 17. The seventeenth representative district shall  
 242 consist of:  
 243 a. All of Bremer county.  
 244 b. In Black Hawk county, Lester and Barclay  
 245 townships.  
 246 c. In Buchanan county, Fairbank township.  
 247 18. The eighteenth representative district shall  
 248 consist of:  
 249 a. All of Fayette county except Banks, Fremont and  
 250 Oran townships.  
 251 b. In Buchanan county, Hazleton and Fremont town-  
 252 ships, and that portion of Madison township lying outside  
 253 the corporate limits of the town of Aurora.  
 254 c. In Delaware county, Richland township.

- 255 19. The nineteenth representative district shall  
256 consist of:
- 257 a. In Winneshiek county, Springfield, Frankville,  
258 Military and Bloomfield townships.
- 259 b. In Allamakee county, Center, Ludlow, Jefferson,  
260 Paint Creek, Taylor, Post, Franklin, Linton and Fair-  
261 view townships:
- 262 c. All of Clayton county except Mallory, Millville  
263 and Buena Vista townships.
- 264 20. The twentieth representative district shall  
265 consist of:
- 266 a. In Sioux county, the town of Chatsworth.
- 267 b. In Plymouth county, Portland, Preston, Westfield,  
268 Johnson, Sioux, Liberty, Hancock and Perry townships.
- 269 c. In Woodbury county, a portion of the city of  
270 Sioux City bounded by a line drawn as follows:
- 271 Beginning at the intersection of the Big Sioux river  
272 (which is the western corporate limit of the city of  
273 Sioux City) and the westward extension of Wright avenue,  
274 east along the extension of Wright avenue and Wright  
275 avenue to Boies street, south along Boies street to  
276 Paul avenue, east along Paul avenue to the Chicago,  
277 Milwaukee, St. Paul and Pacific railroad tracks, north-  
278 erly along those railroad tracks to Military road,  
279 easterly and southeasterly along Military road to Ross  
280 street, north along Ross street to South View terrace,  
281 southeasterly along South View terrace to North View  
282 terrace, north along North View terrace to West Twenty-  
283 fourth street, east along West Twenty-fourth street  
284 to Rebecca street, north along Rebecca street to West  
285 Twenty-sixth street, east along West Twenty-sixth street  
286 to Myrtle street, south along Myrtle street to West  
287 Twentieth street, east along West Twentieth street to  
288 Geneva street, north along Geneva street to West Twenty-  
289 fifth street, northeasterly and east along West Twenty-  
290 fifth street to Hamilton boulevard, northerly and  
291 northeasterly along Hamilton boulevard and Dearborn  
292 avenue to Stone Park boulevard, southeast along Stone  
293 Park boulevard to Twenty-ninth street, east along Twenty-  
294 ninth street to Jackson street, south along Jackson  
295 street to Twenty-fourth street, east along Twenty-fourth  
296 street to Jones street, north along Jones street to  
297 Twenty-fifth street, east along Twenty-fifth street  
298 to Wall street, north along Wall street to Twenty-ninth  
299 street, east along Twenty-ninth street to Chambers  
300 street, south along Chambers street to Twenty-seventh  
301 street, east along Twenty-seventh street to the western  
302 most of the Illinois Central railroad tracks running  
303 generally parallel to Floyd boulevard at that point  
304 (which railroad track is the boundary between enumeration  
305 district 42 and enumeration districts 41 and 53  
306 established by the U.S. bureau of the census for the  
307 1970 federal decennial census), southwesterly and south  
308 along that railroad track to Eleventh street, west along  
309 Eleventh street to Floyd boulevard, south along Floyd

310 boulevard to Tenth street, west along Tenth street to  
 311 Court street, south along Court street to Sixth street,  
 312 east along Sixth street to the western most of the  
 313 Illinois Central railroad tracks running roughly parallel  
 314 to Floyd boulevard (to which reference has previously  
 315 been made in this subsection), north along that railroad  
 316 track to Seventh street, east along Seventh street to  
 317 Stueben street, north along Stueben street to Eleventh  
 318 street, east along Eleventh street to Plymouth street,  
 319 north and northeasterly along Plymouth street to  
 320 Eighteenth street, east along Eighteenth street to  
 321 Rustin street, south along Rustin street to Fourteenth  
 322 street, east along Fourteenth street to Carlin avenue,  
 323 northwesterly along Carlin avenue to Parkland avenue,  
 324 northeasterly along Parkland avenue to Ashland avenue,  
 325 southwesterly along Ashland avenue to Martha street,  
 326 south along Martha street to Fourteenth street, east  
 327 along Fourteenth street and its northward and north-  
 328 easterly continuation to the intersection of that street  
 329 with the eastern corporate limit of the city of Sioux  
 330 City, and north, west, and southerly along the eastern,  
 331 northern, and western corporate limits of the city of  
 332 Sioux City to the intersection of the Big Sioux river  
 333 (which is the western corporate limit of the city of  
 334 Sioux City) and the westward extension of Wright avenue,  
 335 the place of beginning.

336 21. The twenty-first representative district shall  
 337 consist of a part of the city of Sioux City bounded  
 338 on the north and east by representative district twenty,  
 339 as described in subsection twenty (20) of this section,  
 340 and on the south and west by a line drawn as follows:  
 341 Beginning at the intersection of Tenth street and  
 342 Court street, which is a point on the boundary of repre-  
 343 sentative district twenty, north along Court street  
 344 to Eleventh Street, west along Eleventh street to  
 345 Jennings street, south along Jennings street to Sixth  
 346 street, west along Sixth street to Jones street, north  
 347 along Jones street to Seventh street, west along Seventh  
 348 street to Jackson street, north along Jackson street  
 349 to Eighth street, west along Eighth street to Douglas  
 350 street, north along Douglas street to Ninth street,  
 351 west along Ninth street to West Eighth street, north-  
 352 westerly along West Eighth street to Main street, south-  
 353 westerly along Main street to West Fourth street, north-  
 354 easterly along West Fourth street to Gray street, south-  
 355 westerly along Gray street to West Third street, north-  
 356 westerly along West Third street to Main street, south-  
 357 westerly along Main street to West Second street, north-  
 358 westerly and west along West Second street to Myrtle  
 359 street, south along Myrtle street to West First street,  
 360 west along West First street to Highland avenue, south-  
 361 westerly along Highland avenue to West street, north  
 362 along West street to West First street, east along West  
 363 First street to Ross street, north along Ross street  
 364 to West Third street, west along West Third street to

365 Leonard street, north along Leonard street to West  
366 Fourth street, westerly and southerly along West Fourth  
367 street to Riverside boulevard, northwesterly along  
368 Riverside Boulevard to Sue drive, west along Sue drive  
369 and the westerly extension of Sue drive to the Big Sioux  
370 river, and northwesterly along the Big Sioux river  
371 (which is the western corporate limit of the city of  
372 Sioux City) to its intersection with the westward  
373 extension of Wright avenue, which is also a point on  
374 the boundary of representative district twenty.

375 22. The twenty-second representative district shall  
376 consist of an area encompassing the town of Sergeant  
377 Bluff and including part of the city of Sioux City and  
378 of the unincorporated territory of Woodbury township,  
379 partially bounded on the north by representative  
380 districts twenty and twenty-one, as described in  
381 subsections twenty (20) and twenty-one (21) of this  
382 section, and having as the remainder of its boundary  
383 a line drawn as follows:

384 Beginning at the intersection of the westerly  
385 extension of Sue drive and the Big Sioux river (which  
386 is the western corporate limit of the city of Sioux  
387 City), which is a point on the boundary of representative  
388 district twenty-one, generally southerly, easterly,  
389 and southwesterly along the Big Sioux and Missouri  
390 rivers to the point where the corporate limits of the  
391 city of Sioux City and the Missouri rivers diverge,  
392 continuing to follow the corporate limit of the city  
393 of Sioux City in a counter-clockwise manner to the point  
394 where the corporate limit intersects the boundary between  
395 Liberty and Woodbury townships immediately west of  
396 interstate highway 29, east along the Liberty-Woodbury  
397 township boundary to interstate highway 29, southeasterly  
398 along interstate highway 29 (which is the corporate  
399 limit of the town of Sergeant Bluff at that point) to  
400 the point where the corporate limit of the town of  
401 Sergeant Bluff and interstate highway 29 diverge,  
402 northeasterly and north along the corporate limit of  
403 the town of Sergeant Bluff to the Liberty-Woodbury  
404 township boundary, east along the Liberty-Woodbury  
405 township boundary to its intersection with a road running  
406 due south from the line of the eastern corporate limit  
407 of the town of Sergeant Bluff, north along that road  
408 to the point where it joins the corporate limit of the  
409 town of Sergeant Bluff and continuing in a counter-  
410 clockwise manner around the corporate limit of the town  
411 of Sergeant Bluff to a point where it meets the  
412 corporate limit of the city of Sioux City, northerly  
413 along the corporate limit of the city of Sioux City  
414 and continuing to follow that corporate limit in a  
415 counter-clockwise manner to the point where the corporate  
416 limit coincides with Morningside avenue, northwesterly  
417 along Morningside avenue to Glenn avenue, west along  
418 Glenn avenue to South Nicollet street, north along South  
419 Nicollet street to Morningside avenue, east along

420 Morningside avenue to the northward continuation of  
 421 South Nicollet street, north along South Nicollet street  
 422 to Peters avenue, east along Peters avenue to Gordon  
 423 drive, northwesterly along Gordon drive to Stone avenue,  
 424 west along Stone avenue to South Newton street, north  
 425 along South Newton street to Macomb avenue, west along  
 426 Macomb avenue to South St. Mary's street, north along  
 427 South St. Mary's street to Marshall avenue, west along  
 428 Marshall avenue to South Martha street, north along  
 429 South Martha street to Dodge avenue, west along Dodge  
 430 avenue to South Helen street, south along South Helen  
 431 street to Jay avenue, east along Jay avenue to South  
 432 Alice street, south along South Alice street to Vine  
 433 avenue, west along Vine avenue to South Fairmount street,  
 434 north along South Fairmount street to Dodge avenue,  
 435 east along Dodge avenue to South Rustin street, north  
 436 along South Rustin street to Dace avenue, east along  
 437 Dace avenue to South Helen street, north along South  
 438 Helen street to Correctionville road, east along  
 439 Correctionville road to Paxton street, north along  
 440 Paxton street to Eden avenue, northwesterly along Eden  
 441 avenue to Seventh street, west along Seventh street  
 442 to Logan street north along Logan street to Eleventh  
 443 street, east along Eleventh street to Cornelia street,  
 444 north along Cornelia street to Fourteenth street, and  
 445 west along Fourteenth street to its intersection with  
 446 Carlin avenue, which is a point on the boundary of  
 447 representative district twenty.

448 23. The twenty-third representative district shall  
 449 consist of:

450 a. In Plymouth county, Stanton, Union, Henry,  
 451 Hungerford, Lincoln, Elkhorn and Garfield townships,  
 452 and that portion of Remsen township lying outside the  
 453 corporate limits of the town of Remsen.

454 b. In Woodbury county:

455 (1) All of the county outside the city of Sioux  
 456 City except those portions of Liberty and Woodbury  
 457 townships, including the town of Sergeant Bluff, included  
 458 in representative district twenty-two as described by  
 459 subsection twenty-two (22) of this section.

460 (2) A part of the city of Sioux City bounded on  
 461 the north by representative district twenty, as described  
 462 by subsection twenty (20) of this section, on the west  
 463 and south by representative district twenty-two, as  
 464 described by subsection twenty-two (22) of this sec-  
 465 tion, and having as its eastern boundary that part of  
 466 the east corporate limits of the city Sioux City running  
 467 from the point at which the east corporate limits inter-  
 468 sect the road connecting with Fourteenth street in the  
 469 eastern portion of Sioux City, which intersection is  
 470 a point on the boundary of representative district  
 471 twenty, southward along the east corporate limits to  
 472 the point where they first intersect Morningside avenue,  
 473 which is a point on the boundary of representative

474 district twenty-two.

475 24. The twenty-fourth representative district shall  
476 consist of:

477 a. All of Ida county.

478 b. All of Crawford county.

479 25. The twenty-fifth representative district shall  
480 consist of:

481 a. In Buena Vista county, Maple Valley, Hayes,  
482 Providence and Newell townships, and the city of Storm  
483 Lake.

484 b. All of Sac county.

485 c. In Calhoun county, Williams, Garfield and Elm  
486 Grove townships.

487 26. The twenty-sixth representative district shall  
488 consist of:

489 a. In Calhoun county, Twin Lakes, Center, Green-  
490 field, Lake Creek, Logan, Cedar, Jackson, Calhoun, Union  
491 and Reading townships, and the city of Lake City.

492 b. In Carroll county, Wheatland, Kniest, Sheridan,  
493 Jasper, Arcadia, Maple River, Grant, Washington, Roselle,  
494 Ewoldt and Eden townships, the city of Carroll and the  
495 town of Manning.

496 c. In Greene county, Cedar and Highland townships.

497 27. The twenty-seventh representative district shall  
498 consist of:

499 a. In Webster county:

500 (1) Jackson, Deer Creek, Badger, Newark, Johnson,  
501 Douglas, Fulton and Roland townships and that portion  
502 of Cooper township lying north of U.S. highway 20.

503 (2) A part of the city of Fort Dodge bounded by  
504 a line drawn as follows:

505 Beginning at the point where the western corporate  
506 limit of the city of Fort Dodge meet the northern  
507 boundary of Elkhorn township, first north and then  
508 continuing in a clockwise manner along the corporate  
509 limit of the city of Fort Dodge to its intersection  
510 with North Seventh street, southerly along North Seventh  
511 street to the point where it separates from North Sixth  
512 street, continuing southerly along North Sixth street  
513 to Dakota street, easterly along Dakota street to North  
514 Seventh street, southerly along North Seventh street  
515 to Third Avenue North, easterly along Third Avenue North  
516 to North Ninth street, northerly along North Ninth  
517 street to Fourth Avenue North, easterly along Fourth  
518 Avenue North to North Twelfth street, southerly and  
519 south along North Twelfth street to First Avenue North,  
520 east along First Avenue North to North Sixteenth street,  
521 south along North Sixteenth street and South Sixteenth  
522 street to Fourth Avenue South, east along Fourth Avenue  
523 South to South Twenty-first street, south along South  
524 Twenty-first street to Fifth Avenue South, east along  
525 Fifth Avenue South to South Twenty-ninth street, south  
526 along South Twenty-ninth street to Eighth Avenue South,  
527 east along Eighth Avenue South to the north-south line  
528 which was the 1960 corporate limit of the city of Fort

529 Dodge, south and west along the 1960 corporate limit  
 530 (which is the boundary between enumeration districts  
 531 36 and 37 established by the U.S. bureau of the census  
 532 for the 1970 federal decennial census) to its  
 533 intersection with the Fort Dodge, Des Moines and Southern  
 534 railway tracks, south along those railway tracks to  
 535 the point where they intersect the corporate limit of  
 536 the city of Fort Dodge, and continuing generally south  
 537 and west along the corporate limit of the city of Fort  
 538 Dodge to the point where the western corporate limit  
 539 intersects the northern boundary of Elkhorn township,  
 540 the place of beginning.

541 b. In Humboldt county, Corinth, Beaver and Norway  
 542 townships, that portion of Weaver township lying outside  
 543 the corporate limits of the town of Gilmore City, and  
 544 the town of Dakota City.

545 c. In Wright county, Troy township, all of Eagle  
 546 Grove township lying outside the corporate limits of  
 547 the town of Goldfield, and the town of Woolstock.

548 28. The twenty-eighth representative district shall  
 549 consist of all that portion of Webster county, including  
 550 part of the city of Fort Dodge, not included in repre-  
 551 sentative district twenty-seven as described in sub-  
 552 section twenty-seven (27) of this section.

553 29. The twenty-ninth representative district shall  
 554 consist of:

555 a. All of Hamilton county.

556 b. In Hardin county, Alden, Buckeye, Ellis, Jackson,  
 557 Eldora, Pleasant, Tipton, Sherman, Concord, and  
 558 Providence townships, and the city of Eldora.

559 30. The thirtieth representative district shall  
 560 consist of:

561 a. All of Grundy county.

562 b. In Black Hawk county:

563 (1) All of Cedar Falls township lying outside the  
 564 corporate limits of the city of Cedar Falls except the  
 565 unincorporated territory encompassed on three sides  
 566 by the city of Cedar Falls and placed in representative  
 567 district sixteen by subsection sixteen (16) of this  
 568 section.

569 (2) A part of Washington township bounded by a line  
 570 drawn as follows:

571 Beginning at the intersection of the east-west  
 572 boundary between Cedar Falls township and Mount Vernon  
 573 and Washington townships with the north-south boundary  
 574 between Mount Vernon and Washington townships, north  
 575 along the Mount Vernon-Washington township boundary  
 576 to county highway H (also known as Dunkerton road),  
 577 west along county highway H to U.S. highway 218, north  
 578 along U.S. highway 218 to an east-west road running  
 579 west from U.S. highway 218 at a point of approximately  
 580 2,000 feet north of the intersection of county highway  
 581 H and U.S. highway 218, west along that road (which  
 582 is the boundary between enumeration districts 7 and  
 583 9 established by the U.S. bureau of the census for the

584 1970 federal decennial census) to its intersection with  
585 a north-south road at a point approximately due north  
586 of the intersection of the western corporate limits  
587 of the city Cedar Falls with the Cedar river, south  
588 along that north-south road (which is also a part of  
589 the boundary between enumeration districts 7 and 9)  
590 to the point on the eastern boundary of Black Hawk park  
591 which is located at or near the intersection of that  
592 north-south road with Lone Tree road, continuing  
593 generally south and west along the eastern boundary  
594 of Black Hawk park to the point where it intersects  
595 the boundary between Cedar Falls and Washington  
596 townships, and east along the Cedar Falls-Washington  
597 township boundary to its intersection with the Mount  
598 Vernon-Washington township boundary, the place of  
599 beginning.

600 (3) A part of the city of Cedar Falls bounded by  
601 a line drawn as follows:

602 Beginning at the intersection of a southward extension  
603 of the due north-south portion of U.S. highway 218 which  
604 is also known as Center street with the north bank of  
605 the Cedar river, south along that line to the point  
606 where it coincides with College street and continuing  
607 south along College street to First street, east along  
608 First street to Walnut street, south along Walnut street  
609 to Fourth street, west along Fourth street to Division  
610 street, south along Division street to Seventh street,  
611 east along Seventh street to Catherine street, south  
612 along Catherine street to Twelfth street, east along  
613 Twelfth street to Walnut street, south along Walnut  
614 street to Eighteenth street, west along Eighteenth  
615 street to Mesner avenue, south along Mesner avenue to  
616 Twentieth street, east along Twentieth street to College  
617 street, south along College street to Twenty-first  
618 street, east along Twenty-first street to Olive street,  
619 south along Olive street to Twenty-seventh street, west  
620 along Twenty-seventh street to College street, south  
621 along College street to Twenty-ninth street, east along  
622 Twenty-ninth street to Dry Run creek, northerly along  
623 Dry Run creek to Twenty-seventh street, east along  
624 Twenty-seventh street to South Main street, south along  
625 South Main street to Orchard drive, east along Orchard  
626 drive to Knoll Ridge drive, south along Knoll Ridge  
627 drive and the southerly extension of Knoll Ridge drive  
628 to its intersection with the westward extension of Green  
629 Hill road, east along the westward extension of Green  
630 Hill road to the eastern boundary of ward two of the  
631 city of Cedar Falls, south along that boundary to its  
632 intersection with the southern corporate limit of the  
633 city of Cedar Falls, west and generally north along  
634 the southern and western corporate limits of the city  
635 of Cedar Falls to the intersection of the corporate  
636 limits with the north bank of the Cedar river, and  
637 southeasterly along the north bank of the Cedar river  
638 (which is a part of the northern corporate limit of  
639 the city of Cedar Falls) to its intersection with the



640 southward extension of the due north-south portion of  
641 U.S. highway 218 which is also known as Center street,  
642 the place of beginning.

643 31. The thirty-first representative district shall  
644 consist of the following portions of Black Hawk county:

645 a. Black Hawk, Orange, Lincoln and Eagle townships,  
646 and that portion of Cedar township bounded by a line  
647 drawn as follows:

648 Beginning at the intersection of East Orange road  
649 with the boundary between Cedar and Orange townships,  
650 east along East Orange road to U.S. highway 218,  
651 southeasterly along U.S. highway 218 to Foulk road,  
652 north along Foulk road to the northern boundary of Cedar  
653 township, and west and south along the northern and  
654 western boundaries of Cedar township to the intersection  
655 between East Orange road and the Cedar Orange township  
656 boundary, the place of beginning.

657 b. A part of the city of Cedar Falls bounded on  
658 the west by representative district thirty, as described  
659 in subsection thirty (30) of this section, and having  
660 as its northern, eastern and southern boundaries a line  
661 drawn as follows:

662 Beginning at the intersection of the eastern boundary  
663 of ward two of the city of Cedar Falls with the westward  
664 extension of Green Hill road, which is a point on the  
665 boundary of representative district thirty, east along  
666 the line of Green Hill road to the point where an  
667 eastward extension of Green Hill road would intersect  
668 the eastern corporate limit of the city of Cedar Falls,  
669 and south and west along the corporate limit to the  
670 point where it intersects the eastern boundary of ward  
671 two of the city of Cedar Falls, which is also a point  
672 on the boundary of representative district thirty.

673 c. A part of the city of Waterloo bounded by a line  
674 described as follows:

675 Beginning at the intersection of U.S. highway 218  
676 and the southern corporate limit of the city of Waterloo,  
677 northwesterly along U.S. highway 218 to the line which  
678 was the southern 1960 corporate limit of the city of  
679 Waterloo, west along the southern 1960 corporate limit  
680 of the city of Waterloo (which is the boundary between  
681 enumeration districts 148 and 149 established by the  
682 U.S. bureau of the census for the 1970 federal decennial  
683 census) to its intersection with Hammond avenue, north  
684 along Hammond avenue to Murphy road, northeasterly and  
685 east along Murphy road to its intersection with U.S.  
686 highway 218, due east from that intersection to the  
687 Cedar river, northerly, northeasterly, and northwesterly  
688 along the Cedar river to the northeastward extension  
689 of West Fifteenth street, southwest along West Fifteenth  
690 street to Washington street, northwesterly along Washing-  
691 ton street to West Eleventh street, south along West  
692 Eleventh street to South street, west along South street  
693 to Linwood avenue, south along Linwood avenue to Grant  
694 avenue, west along Grant avenue to Hammond avenue, south

695 along Hammond avenue to Williston avenue, west along  
696 Williston avenue to Fourth street, northeasterly along  
697 Fourth street to Sullivan avenue, north along Sullivan  
698 avenue to Reber avenue, west along Reber avenue to  
699 Clough street, south along Clough street to Home Park  
700 boulevard, west on Home Park boulevard to Lawnhill  
701 avenue, north along Lawnhill avenue to West Third street,  
702 west along West Third street to Norton street, south  
703 along Norton street to Home Park boulevard, west along  
704 Home Park boulevard to Ansborough, north along  
705 Ansborough avenue and its northward extension to Black  
706 Hawk creek, southwesterly along Black Hawk creek to  
707 the western corporate limit of the city of Waterloo  
708 first south and then continuing in counter-clockwise  
709 manner around the corporate limits of the city of  
710 Waterloo to the intersection of the southern corporate  
711 limit with U.S. highway 218, the place of beginning.

712 32. The thirty-second representative district shall  
713 consist of contiguous territory lying in the cities  
714 of Cedar Falls and Waterloo, bounded on the north by  
715 representative district sixteen, as described in sub-  
716 section sixteen (16) of this section, on the west and  
717 south by representative districts thirty and thirty-  
718 one, as described in subsections thirty (30) and thirty-  
719 one (31), respectively, of this section, and having  
720 as its eastern boundary a line drawn as follows:

721 Beginning at the intersection of Longfellow street  
722 and Kent street in the city of Waterloo, which is a  
723 point on the boundary of representative district sixteen,  
724 east along Kern street to Burton avenue, north along  
725 Burton avenue to Parker street, east along Parker street  
726 to the railroad tracks running north and south between  
727 and generally parallel to Avon and Ashland avenues,  
728 south and west along those railroad tracks to Burton  
729 avenue, south on Burton avenue to Park road,  
730 northwesterly on Park road to the southwestward extension  
731 of the western boundary of Exchange park, southwesterly  
732 along that extension line to the Cedar river,  
733 southeasterly along the Cedar river to the Chicago Great  
734 Western railroad bridge, southwesterly along that  
735 railroad bridge and tracks to West Sixth street,  
736 southwesterly along West Sixth street to Washington  
737 avenue, northwesterly along Washington avenue to West  
738 Second street, southwesterly along West Second street  
739 to Allen street, southeasterly along Allen street to  
740 West Third street, southwesterly along West Third street  
741 to Locust street, southeasterly along Locust street  
742 to West Fourth street, and southwesterly along West  
743 Fourth street to its intersection with Sullivan avenue,  
744 which is a point on the boundary of representative  
745 district thirty-one.

746 33. The thirty-third representative district shall  
747 consist of a part of the city of Waterloo bounded on  
748 the west by representative district sixteen, as described  
749 by subsection sixteen (16) of this section, on the

750 southwest and south by representative districts thirty-  
 751 two and thirty-one, as described in subsections thirty-  
 752 two (32) and thirty-one (31), respectively, of this  
 753 section, and having as the remainder of its boundary  
 754 a line drawn as follows:

755 Beginning at the intersection of the Cedar river  
 756 and Colorado street, north along Colorado street to  
 757 the Illinois Central railroad tracks, northwesterly  
 758 along the Illinois Central railroad tracks to Nevada  
 759 street, north along Nevada street to Butler avenue,  
 760 east along Butler avenue to Colorado street, north along  
 761 Colorado street to the Illinois Central railroad tracks  
 762 running parallel to U.S. highway 20, southeasterly along  
 763 those railroad tracks to Idaho street, north along Idaho  
 764 street to state highway 281, east along state highway  
 765 281 to the eastern 1960 corporate limits of the city  
 766 of Waterloo, north along the 1960 corporate limits  
 767 (which is the boundary between enumeration districts  
 768 72 and 73 established by the U.S. bureau of census  
 769 for the 1970 federal decennial census) to Newell street,  
 770 west on Newell street to Idaho street, north on Idaho  
 771 street to Donald street, west on Donald street to  
 772 Moline road, north on Moline road to the northern  
 773 corporate limit of the city of Waterloo, west on the  
 774 corporate limits of the city of Waterloo to the northward  
 775 extension of Niles street, north on the northward  
 776 extension of Niles street to its intersection with the  
 777 eastward extension of Ralston road, west on the eastward  
 778 extension of Ralston road to the northward extension  
 779 of East Fourth street, north along the northward  
 780 extension of East Fourth street to the northern corporate  
 781 limits of the city of Waterloo, and west along the  
 782 northern corporate limits of the city of Waterloo to  
 783 its intersection with county highway H, which is a point  
 784 on the boundary of representative district sixteen.

785 34. The thirty-fourth representative district shall  
 786 consist of:

787 a. The following portions of Black Hawk county:

788 (1) Bennington, Poyner, Fox, Spring Creek and Big  
 789 Creek townships, and all of Cedar township except the  
 790 part included in representative district thirty-one,  
 791 as described by subsection thirty-one (31) of this sec-  
 792 tion.

793 (2) All of that portion of East Waterloo township,  
 794 including the town of Elk Run Heights, the city of  
 795 Evansdale and a part of the city of Waterloo, bounded  
 796 on the west by representative districts thirty-three  
 797 and thirty-one, as described by subsections thirty-three  
 798 (33) and thirty-one (31) of this section.

799 b. The following portions of Buchanan county:

800 (1) Westburg, Sumner, Jefferson and Homer townships.

801 (2) That portion of the city of Independence lying  
 802 south of the route of U.S. highway 20 through the city.

803 35. The thirty-fifth representative district shall  
 804 consist of:

805 a. In Buchanan county:

806 (1) Buffalo, Perry, Byron, Liberty, Middlefield,  
807 Cono and Newton townships, that portion of Washington  
808 township lying outside the corporate limits of the city  
809 of Independence, and the part of the town of Aurora  
810 lying in Madison township.

811 (2) That portion of the city of Independence lying  
812 north of the route of U.S. highway 20 through the city

813 b. All of Delaware county except Richland town-  
814 ship.

815 36. The thirty-sixth representative district shall  
816 consist of:

817 a. In Clayton county, Mallory, Millville, and Buena  
818 Vista townships.

819 b. In Dubuque county:

820 (1) Liberty, Concord, Jefferson, New Wine, Iowa,  
821 Center, Dodge, Taylor, Cascade and Whitewater townships,  
822 and that portion of Peru township lying outside the  
823 corporate limits of the town of Sageville.

824 (2) A part of Dubuque township, including part of  
825 the city of Dubuque, lying west of the line drawn as  
826 follows:

827 Beginning at the intersection of the northern boundary  
828 of Dubuque township and the western corporate limits  
829 of the town of Sageville, south, generally southeasterly,  
830 and west along the corporate limits of the town of  
831 Sageville to the point where the corporate limits and  
832 Muntz road diverge, southwesterly, west and southeasterly  
833 along Muntz road to the point where it intersects the  
834 northern corporate limits of the city of Dubuque, con-  
835 tinuing generally eastward along the northern corporate  
836 limits of the city of Dubuque to Central avenue, south-  
837 easterly along Central avenue to West Thirty-second  
838 street, westerly along West thirty-second street to  
839 Grandview avenue, south along Grandview avenue to the  
840 point where it intersects a line running west  
841 approximately parallel to Kaufmann avenue, westerly  
842 along that line which meets and thereafter coincides  
843 with the northern boundary of Bunker Hill golf course,  
844 the northeastern boundary of the grounds of St. Rose  
845 Priory, and the eastern boundary of the grounds of Mt.  
846 St. Bernard seminary to the point where the later  
847 boundary intersects Kaufmann avenue, west along Kaufmann  
848 avenue to Chaney road, north along Chaney road to Kane  
849 street, westerly along Kane street to Carter road,  
850 southerly and southwesterly along Carter road to the  
851 line which was the 1960 corporate limits of the city  
852 of Dubuque, south, east, and southeasterly along the  
853 1960 corporate limits of the city of Dubuque (which  
854 line is the boundary between enumeration district 60  
855 and enumeration districts 62 and 63 established by the  
856 U.S. bureau of the census for the 1970 federal decennial  
857 census) to University avenue, southwesterly along  
858 University avenue to Cedar Cross road, southerly along  
859 Cedar Cross road to the southern corporate limit of

860 the city of Dubuque, west along the southern corporate  
 861 limit of the city of Dubuque to its intersection with  
 862 the Illinois Central railroad track and continuing west  
 863 along U.S. highway 20 to Delhi road, southeasterly along  
 864 Delhi road to Cedar Cross road, northerly along Cedar  
 865 Cross road to its intersection with a road bearing to  
 866 the east a short distance south of and nearly parallel  
 867 to the southern corporate limits of the city of Dubuque,  
 868 easterly along that road to its intersection with the  
 869 southern corporate limit of the city of Dubuque, and  
 870 generally south and east along the western corporate  
 871 limit of the city of Dubuque to its intersection with  
 872 the boundary between Dubuque and Table Mound townships.  
 873 37. The thirty-seventh representative district shall  
 874 consist of a part of Dubuque township and of the city  
 875 of Dubuque, all in Dubuque county, bounded on the north  
 876 and west by representative district thirty-six, as  
 877 described in subsection thirty-six (36) of this section,  
 878 and on the east and south by a line drawn as follows:  
 879 Beginning at the intersection of the boundary between  
 880 Dubuque and Peru townships with the main channel of  
 881 the Mississippi River, southerly along the main channel  
 882 (a portion of which is the eastern corporate limit of  
 883 the city of Dubuque) to its intersection with the north-  
 884 eastward extension of Railroad avenue, southwesterly  
 885 along the extension Railroad avenue and Railroad avenue  
 886 to South Locust street, north along South Locust street  
 887 to West First street, northeasterly along West First  
 888 street to the Illinois Central railroad tracks, north  
 889 along those railroad tracks to White street, north-  
 890 westerly along White street to West Seventeenth street,  
 891 southwesterly along West Seventeenth street to West  
 892 Locust street, southeasterly along West Locust Street  
 893 to Bluff street, south along Bluff street to Loras  
 894 boulevard, southwesterly along Loras boulevard to Cornell  
 895 street, northwesterly along Cornell street to West  
 896 Sixteenth street, southwesterly along West Sixteenth  
 897 street to Henion street, southeasterly along Henion  
 898 street to Loras boulevard, southwesterly along Loras  
 899 boulevard to Wood street, northwesterly along Wood  
 900 street to Rosedale avenue, southwesterly and west along  
 901 Rosedale avenue to Grandview avenue, north along  
 902 Grandview avenue to Clarke drive, northeasterly along  
 903 Clarke drive to southwestern boundary of the campus  
 904 of Clarke college, northwesterly along that boundary  
 905 to its intersection with Grandview avenue, southwest  
 906 from that point along the southeastern boundary of  
 907 Bunker Hill golf course to Fairway drive, west along  
 908 Fairway drive to Bunker Hill road, south along Bunker  
 909 Hill road to Clarke drive, west along Clarke drive to  
 910 Asbury road, and northwesterly along Asbury road to  
 911 its intersection with Carter road, which is a point  
 912 on the boundary of representative district thirty-six.  
 913 38. The thirty-eighth representative district shall  
 914 consist of contiguous parts of the city of Dubuque and

915 of Table Mound township, all in Dubuque county, bounded  
 916 on the west by representative thirty-six, as described  
 917 in subsection thirty-six (36) of this section, on the  
 918 north by representative district thirty-seven, as  
 919 described in subsection thirty-seven (37) of this sec-  
 920 tion, and on the east and south by a line drawn as  
 921 follows:

922 Beginning at the intersection of the northward ex-  
 923 tension of Railroad avenue and the main channel of the  
 924 Mississippi river, which is a point on the boundary  
 925 of representative district thirty-seven, southerly along  
 926 the main channel of the Mississippi river (which is  
 927 the eastern corporate limit of the city of Dubuque)  
 928 to its intersection with the southern corporate limit,  
 929 generally west following the southern corporate limit  
 930 of the city of Dubuque to its intersection with Kelly  
 931 lane, southeasterly along Kelly lane to Waller Bonson  
 932 road, southern along Waller Bonson road to the south  
 933 fork of Catfish creek, generally westerly along the  
 934 south fork of Catfish creek to its intersection with  
 935 the boundary between Dubuque and Table Mound townships,  
 936 which is a point on the boundary of representative  
 937 district thirty-six.

938 39. The thirty-ninth representative district shall  
 939 consist of:

940 a. In Dubuque county, Vernon, Mosalem, Prairie Creek  
 941 and Washington townships, and all of Table Mound township  
 942 except the part included in the thirty-eighth  
 943 representative district by subsection thirty-eight (38)  
 944 of this section.

945 b. All of Jackson county.

946 40. The fortieth representative district shall con-  
 947 sist of:

948 a. All of Monona county.

949 b. All of Harrison county.

950 41. The forty-first representative district shall  
 951 consist of:

952 a. In Carroll county, Glidden, Pleasant Valley,  
 953 Richland, Newton and Union townships.

954 b. All of Greene county except Cedar and Highland  
 955 townships.

956 c. All of Guthrie county except Jackson and Penn  
 957 townships.

958 42. The forty-second representative district shall  
 959 consist of:

960 a. All of Boone county.

961 b. In Dallas county, Beaver township and the town  
 962 of Woodward in Des Moines township.

963 c. In Polk county, Union township.

964 43. The forty-third representative district shall  
 965 consist of the following portion of Story county:

966 a. Lafayette and Richland townships and those  
 967 portions of Franklin and Milford townships lying out-  
 968 side the corporate limits of the city of Ames.

969 b. The city of Nevada in Nevada and Grant townships.

970 c. Two separate parts of the city of Ames bounded  
971 respectively by lines drawn as follows:

972 (1) Beginning at the intersection of the eastern  
973 corporate limits of the city of Ames with the boundary  
974 between Milford and Grant townships, generally south  
975 along the eastern corporate limit of the city of Ames  
976 to its intersection with the Chicago and Northwestern  
977 railroad tracks, westerly along the Chicago and North-  
978 western railroad tracks to Duff avenue, north along  
979 Duff avenue to Ninth street, west along Ninth street  
980 to Burnett avenue, south along Burnett avenue to Eighth  
981 street, west along Eighth street to Grand avenue, north  
982 along Grand avenue to Ninth street, west along Ninth  
983 street to Brook Ridge avenue, south along Brook Ridge  
984 avenue to the Chicago and Northwestern railroad tracks,  
985 northwesterly along the Chicago and Northwestern railroad  
986 tracks to Clear creek, northeasterly along Clear creek  
987 to Stange road, north along Stange road to the northern  
988 1960 corporate limits of the city of Ames, west along  
989 the 1960 corporate limits of the city of Ames (which  
990 is the boundary between enumeration districts 14 and  
991 15 established by the U.S. bureau of the census for  
992 the 1970 federal decennial census) to the point where  
993 that line meets the corporate limits of the city of  
994 Ames which were in effect for the 1970 census, first  
995 northward and then continuing to follow the corporate  
996 limits of the city of Ames in a generally clockwise  
997 manner to their intersection with the boundary between  
998 Milford and Grant townships, the place of beginning.

999 (2) Beginning at the intersection of the western  
1000 corporate limits of the city of Ames and Lincoln way,  
1001 east to North Dakota avenue, north along North Dakota  
1002 avenue to Clear creek, generally easterly along Clear  
1003 creek to Hyland avenue, north along Hyland avenue to  
1004 Ontario street, west along Ontario street to its inter-  
1005 section with the north-south line which was the part  
1006 of the 1960 corporate limits of the city of Ames, north  
1007 and east along the 1960 corporate limits of the city  
1008 of Ames (which is the boundary between enumeration  
1009 districts 26 and 27 established by the U.S. bureau of  
1010 the census for the 1970 federal decennial census) to  
1011 the point where this line meets the corporate limits  
1012 of the city Ames which were in effect for the 1970  
1013 federal decennial census, first westerly and then  
1014 generally south along the northern and western corporate  
1015 limits of the city of Ames to the intersection of the  
1016 western corporate limit with Lincoln Way, the place  
1017 of beginning.

1018 44. The forty-fourth representative district shall  
1019 consist of the following portions of Story county:

1020 a. Union and Palestine township, those portions  
1021 of Grant and Nevada townships lying outside the corporate  
1022 city limits of the city of Nevada, and that portion  
1023 of Washington township lying outside the corporate city

- 1024 limits of the city of Ames.
- 1025 b. That part of the city of Ames not included in  
1026 representative district forty-three, as described in  
1027 subsection forty-three (43) of this section.
- 1028 45. The forty-fifth representative district shall  
1029 consist of:
- 1030 a. In Hardin county, Grant and Union townships.
- 1031 b. In Story county, Howard, Warren, Lincoln and  
1032 Sherman townships.
- 1033 c. In Marshall county:
- 1034 (1) Liberty, Bangor, Liscomb, Vienna, Minerva, Iowa  
1035 and Taylor townships and those portions of Marietta  
1036 and Marion townships lying outside corporate limits  
1037 of the city of Marshalltown.
- 1038 (2) That portion of the city of Marshalltown lying  
1039 north of a line drawn through the city as follows:
- 1040 Beginning at the point where that portion of the  
1041 corporate limits of the city of Marshalltown which  
1042 coincides with the boundary between Marion and Le Grand  
1043 townships intersects Beer Garden road, south along Beer  
1044 Garden road and continuing south and west along the  
1045 corporate limits of the city of Marshalltown to the  
1046 point where the corporate limits intersect the boundary  
1047 between Timber Creek and Le Grand townships, north along  
1048 the Timber Creek-Le Grand township boundary and  
1049 continuing north along South Eighteenth avenue to the  
1050 Chicago and Northwestern railroad tracks, northwesterly  
1051 along the Chicago and Northwestern railroad tracks to  
1052 South Seventh avenue, north along South Seventh avenue  
1053 to Boone street, west along Boone street to South Fifth  
1054 avenue, north along South Fifth avenue to Main street,  
1055 west along Main street to Center street, south along  
1056 South Center street to West Anson street, west along  
1057 West Anson street to South Twelfth street, north along  
1058 South Twelfth street to the westward continuation of  
1059 west Anson street, west on West Anson street and its  
1060 westward extension to the point where that extension  
1061 would intersect the boundary between Marietta and  
1062 Marshall townships, south along the Marietta-Marshall  
1063 township boundary to its intersection with the Chicago  
1064 and Northwestern railroad tracks, and due west from  
1065 that point to the western corporate limits of the city  
1066 of Marshalltown.
- 1067 46. The forty-sixth representative district shall  
1068 consist of:
- 1069 a. In Marion county, all of Red Rock township.
- 1070 b. In Jasper county, Clear Creek, Independence,  
1071 Malaka, Sherman, Poweshiek and Washington townships,  
1072 and that portion of Des Moines township lying outside  
1073 the corporate limits of the town of Prairie City.
- 1074 c. In Story county, New Albany, Indian Creek and  
1075 Collins townships.
- 1076 d. In Marshall county:
- 1077 (1) Green Castle, Jefferson, Logan, Eden, State  
1078 Center and Washington townships, and those portions



1079 of Timber Creek and Le Grand townships lying outside  
1080 the corporate limits of the city of Marshalltown.

1081 (2) That portion of the city of Marshalltown not  
1082 included in representative district forty-five, as  
1083 described in subsection forty-five (45) of this section.

1084 47. The forty-seventh representative district shall  
1085 consist of:

1086 a. All of Tama county.

1087 b. In Benton county, the city of Belle Plaine, and  
1088 Harrison, Cedar, Bruce, Monroe, Jackson, Homer, Kane  
1089 and Union townships and that part of Iowa township lying  
1090 outside the corporate limits of the town of Luzerne.

1091 48. The forty-eighth representative district shall  
1092 consist of:

1093 a. In Benton county, Polk, Taylor, Benton, Canton,  
1094 Eldorado, Fremont, Florence, St. Clair and Leroy town-  
1095 ships, the city of Vinton, and that portion of the town  
1096 of Luzerne in Iowa township.

1097 b. In Linn county:

1098 (1) Fairfax township, that part of College township  
1099 lying west of U.S. highway 218, and that part of Clinton  
1100 township bounded on the south by Wilson Avenue Southwest,  
1101 on the west by county road 15, and on the north and  
1102 east by the corporate limits of the city of Cedar Rapids.

1103 (2) A part of the city of Cedar Rapids bounded by  
1104 a line drawn as follows:

1105 Beginning at the intersection of the corporate limits  
1106 of the city of Cedar Rapids and Bowling Street Southwest,  
1107 first west and then continuing to follow the corporate  
1108 limits of the city of Cedar Rapids in a clockwise manner  
1109 to the point where the corporate limits coincide with  
1110 E Avenue Northwest, east along E Avenue Northwest to  
1111 the northward extension of Zelda Drive Northwest, south  
1112 along the northward extension of Zelda Drive Northwest  
1113 and Zelda Drive Northwest to Midway Drive Northwest,  
1114 east along Midway Drive Northwest to the point where  
1115 the line which represented the corporate limits of the  
1116 city of Cedar Rapids at the time of the 1960 federal  
1117 decennial census leaves Midway Drive Northwest, then  
1118 north to E Avenue Northwest and east along E Avenue  
1119 Northwest and again north and then west following the  
1120 line of the 1960 corporate limits of the city of Cedar  
1121 Rapids (which is the boundary between enumeration  
1122 districts 153 and 156, as established by the U.S. bureau  
1123 of the census for the 1970 federal decennial census)  
1124 until that line again coincides with the 1970 corporate  
1125 limits of the city of Cedar Rapids, north along the  
1126 1970 corporate limits to state highway 94, southeasterly  
1127 along state highway 94 to Wiley Boulevard Northwest,  
1128 south along Wiley Boulevard Northwest to Midway Drive  
1129 Northwest, east along Midway Drive Northwest to Edgewood  
1130 Road Northwest, north along Edgewood Road Northwest  
1131 to the point where the line which represented the  
1132 corporate limits of the city of Cedar Rapids at the

1133 time of the 1960 federal decennial census leaves Edgewood  
1134 Road Northwest, alternately west and north following  
1135 the line of the 1960 corporate limits of the city of  
1136 Cedar Rapids (which is the boundary between enumeration  
1137 districts 153 and 154 as established by the U.S. bureau  
1138 of the census for the 1970 federal decennial census)  
1139 until that line intersects state highway 94, east along  
1140 state highway 94 to Edgewood Road Northwest, south along  
1141 Edgewood Road Northwest to E Avenue Northwest, east  
1142 along E Avenue Northwest to Twenty-third Street  
1143 Northwest, south along Twenty-third Street Northwest  
1144 to D Avenue Northwest, southwesterly along D Avenue  
1145 Northwest to Twenty-fourth Street Northwest, south along  
1146 Twenty-fourth Street Northwest to Johnson Avenue North-  
1147 west, west along Johnson Avenue Northwest to Thirty-  
1148 second Street Northwest, south along Thirty-second  
1149 Street Northwest to Sue Lane Northwest, west along Sue  
1150 Lane Northwest to Edgewood Road Northwest, south along  
1151 Edgewood Road Northwest and Edgewood Road Southwest  
1152 to Williams Boulevard Southwest, southwest along Williams  
1153 Boulevard Southwest to Wilson Avenue Southwest,  
1154 southeasterly and east along Wilson Avenue Southwest  
1155 to the point where the line which represented the  
1156 corporate limits of the city of Cedar Rapids at the  
1157 time of the 1960 federal decennial census leaves Wilson  
1158 Avenue Southwest, first south and then continuing in  
1159 a counter-clockwise manner along the line of the 1960  
1160 corporate limits of the city of Cedar Rapids (which  
1161 is the boundary between enumeration districts 184 and  
1162 186 on the north and east, and 182 and 187 on the south  
1163 and west, established by the U.S. bureau of the census  
1164 for the 1970 federal decennial census) portions of which  
1165 follow Thirty-seventh Avenue Southwest, the Chicago  
1166 and Northwestern railroad tracks, U.S. highways 30 and  
1167 218, and J Street Southwest, to a point where the  
1168 1960 corporate limits intersect Bowling Street Southwest,  
1169 and south along Bowling Street Southwest to its  
1170 intersection with the southern corporate limits of the  
1171 city of Cedar Rapids, the place of beginning.

1172 49. The forty-ninth representative district shall  
1173 consist of the following portions of Linn county:

1174 a. Grant, Spring Grove, Jackson, Washington, Otter  
1175 Creek, Maine and Fayette townships.

1176 b. An area composed of parts of the cities of Cedar  
1177 Rapids and Marion, and of Clinton, Monroe, and Marion  
1178 townships, bounded by a line drawn as follows:

1179 Beginning at the intersection of county highway J  
1180 and county road 22, west along county highway J to the  
1181 boundary between Monroe and Marion townships, north  
1182 along the Monroe-Marion township boundary to the northern  
1183 boundary of Monroe township, west and southerly along  
1184 the northern and western boundaries of Monroe township  
1185 to the northern boundary of Clinton township, west,  
1186 south and east along the northern, western and southern

1187 boundaries of Clinton township to the western corporate  
1188 limits of the city of Cedar Rapids, north along the  
1189 western corporate limits of the city of Cedar Rapids  
1190 to Wilson Avenue Southwest, west along Wilson Avenue  
1191 Southwest to county road 15, north along county road  
1192 15 to highways 30 and 218, west along highways 30 and  
1193 218 to county road 14, north along county road 14 to  
1194 Rogers road, east and southeasterly along Rogers road  
1195 to the western corporate limits of the city of Cedar  
1196 Rapids, first north and then in a clockwise manner  
1197 following the corporate limits of the city of Cedar  
1198 Rapids to the point where the corporate limits parallel  
1199 the Chicago, Rock Island and Pacific railroad tracks  
1200 along the north bank of the Cedar River, due north to  
1201 those railroad tracks, northwesterly along those railroad  
1202 tracks following the easternmost set of tracks to Forty-  
1203 second Street Northeast, east along Forty-second Street  
1204 Northeast to the western corporate limits of the city  
1205 of Cedar Rapids, north along the western corporate  
1206 limits of the city of Cedar Rapids to the Chicago,  
1207 Milwaukee, St. Paul and Pacific railroad tracks, easterly  
1208 along those railroad tracks to the Wabash railroad  
1209 tracks, southerly along the Wabash railroad tracks to  
1210 Glass Road Northeast, easterly along Glass Road Northeast  
1211 to Center Point Road Northeast, southerly along Center  
1212 Point Road Northeast to Thirty-second Street Northeast,  
1213 east along Thirty-second Street Northeast to Oakland  
1214 Road Northeast, northeasterly along Oakland Road  
1215 Northeast to Thirty-fifth Street Northeast, east along  
1216 Thirty-fifth Street Northeast, and Thirty-fifth Street  
1217 Drive Northeast and its eastward extension to the common  
1218 corporate limit of the cities of Cedar Rapids and Marion,  
1219 first north and then continuing along the common  
1220 corporate limits to East Marion boulevard, northeasterly  
1221 along East Marion boulevard to the Chicago, Milwaukee,  
1222 St. Paul and Pacific railroad tracks, westerly along  
1223 the northernmost of those railroad tracks to its  
1224 intersection with the western corporate limit of the  
1225 city of Marion, first south and then continuing to  
1226 follow the western corporate limit of the city of Marion  
1227 to the point on Lindale drive where it meets the  
1228 corporate limits of the city of Cedar Rapids, first  
1229 south and then continuing to follow the corporate limit  
1230 of the city of Cedar Rapids to the point on the Chicago,  
1231 Milwaukee, St. Paul and Pacific railroad track where  
1232 it again meets the corporate limit of the city of Marion,  
1233 north along the common corporate limit to the point  
1234 where the corporate limits of the cities of Cedar Rapids  
1235 and Marion diverge, generally east along the northern  
1236 corporate limits of the city of Marion to county road  
1237 22, and north along county road 22 to its intersection  
1238 with county highway J, the place of beginning.

1239 50. The fiftieth representative district shall con-  
1240 sist of those parts of the city of Cedar Rapids, and  
1241 of Monroe and Clinton townships, all in Linn county,  
1242 bounded on the north and west by representative districts

1243 forty-eight and forty-nine, as described in subsections  
1244 forty-eight (48) and forty-nine (49), respectively,  
1245 of this section, and having as its southern and eastern  
1246 boundaries a line drawn as follows:  
1247 Beginning at the intersection of Thirty-fifth Street  
1248 Northeast and Prairie Drive Northeast, which is a point  
1249 on the boundary of representative district forty-nine,  
1250 southerly along Prairie Drive Northeast to Thirtieth  
1251 Street Northeast, east along Thirtieth Street Northeast  
1252 to Mound Farm Drive Northeast, south along Mound Farm  
1253 Drive Northeast to Twenty-ninth Street Northeast, west  
1254 along Twenty-ninth Street Northeast to Oakland Road  
1255 Northeast, south along Oakland Road Northeast to J  
1256 Avenue Northeast, east along J Avenue Northeast to  
1257 Seventeenth Street Northeast, south and southerly along  
1258 Seventeenth Street Northeast to F Avenue Northeast,  
1259 southwesterly along F Avenue Northeast to Sixteenth  
1260 Street Northeast, southerly along Sixteenth Street  
1261 Northeast to C Avenue Northeast, southwesterly along  
1262 C Avenue Northeast to Thirteenth Street Northeast,  
1263 northwesterly along Thirteenth Street Northeast to Coe  
1264 Road, southerly along Coe Road to Twelfth Street  
1265 Northeast, northwesterly along Twelfth Street Northeast  
1266 and Shaver road to Eleventh Street Northeast, north  
1267 along Eleventh Street Northeast to J Avenue Northeast,  
1268 westerly along J Avenue Northeast and its southwestward  
1269 extension to the Cedar river, southeasterly along the  
1270 Cedar river to the northeastward extension of Ellis  
1271 Lane Northwest, westerly along Ellis Lane Northwest  
1272 to Eleventh Street Northwest, southerly along Eleventh  
1273 Street Northwest to O Avenue Northwest, East along O  
1274 Avenue Northwest to Sixth Street Northwest, south along  
1275 Sixth Street Northwest to K Avenue Northwest, west along  
1276 K Avenue Northwest to Ninth Street Northwest, south  
1277 along Ninth Street Northwest to I Avenue Northwest,  
1278 west along I Avenue Northwest to Tenth Street Northwest,  
1279 south along Tenth Street Northwest to E Avenue Northwest,  
1280 east along E Avenue Northwest to Tenth Street Northwest,  
1281 south and southerly along Tenth Street Northwest to  
1282 Second Avenue Southwest, southwesterly along Second  
1283 Avenue Southwest to Eleventh Street Southwest, southerly  
1284 along Eleventh Street Southwest to Fifth Avenue  
1285 Southwest, east along Fifth Avenue Southwest to the  
1286 Chicago, Milwaukee, St. Paul and Pacific railroad tracks,  
1287 southwesterly along those railroad tracks to the Chicago  
1288 and Northwestern railroad tracks, northeasterly along  
1289 the Chicago and Northwestern railroad tracks to Ninth  
1290 Street Southwest, south along Ninth Street Southwest  
1291 to Fifteenth Avenue Southwest, east along Fifteenth  
1292 Avenue Southwest to Eighth Street Southwest, south along  
1293 Eighth Street Southwest to Wilson Avenue Southwest,  
1294 and west along Wilson Avenue Southwest to the point  
1295 where the boundary of representative district forty-  
1296 eight, as described in subsection forty-eight (48) of  
1297 this section, diverges from Wilson Avenue Southwest.

1298 51. The fifty-first representative district shall  
 1299 consist of a part of the city of Cedar Rapids bounded  
 1300 on the north and west by representative districts forty-  
 1301 eight and fifty, as described in subsections forty-eight  
 1302 (48) and fifty (50), respectively, of this section,  
 1303 and having as its southern and eastern boundaries a  
 1304 line drawn as follows:

1305 Beginning at the intersection of Sixteenth Street  
 1306 Northeast and C Avenue Northeast, which is a point on  
 1307 the boundary of representative district fifty,  
 1308 southeasterly along Sixteenth Street Northeast to First  
 1309 Avenue East, northeasterly along First Avenue East to  
 1310 Sixteenth Avenue Southeast, southeasterly along Sixteenth  
 1311 Avenue Southeast to Second Avenue Southeast,  
 1312 southwesterly along Second Avenue Southeast to Twelfth  
 1313 Street Southeast, southeasterly along Twelfth Street  
 1314 Southeast to Fifth Avenue Southeast, southwesterly along  
 1315 Fifth Avenue Southeast to Tenth Street Southeast,  
 1316 southeasterly along Tenth Street Southeast to Mount  
 1317 Vernon Road Southeast, easterly along Mount Vernon Road  
 1318 Southeast to Fifteenth Street Southeast, south along  
 1319 Fifteenth Street Southeast to Eleventh Avenue Southeast,  
 1320 west along Eleventh Avenue Southeast to Tenth Street  
 1321 Southeast, south along Tenth Street Southeast to Twelfth  
 1322 Avenue Southeast, southwesterly along Twelfth Avenue  
 1323 Southeast to Fifteenth Avenue Southeast, southwesterly  
 1324 along Fifteenth Avenue Southeast to Tenth Street  
 1325 Southeast, south along Tenth Street Southeast to  
 1326 Sixteenth Avenue Southeast, east and south along  
 1327 Sixteenth Avenue Southeast to its southward extension  
 1328 to the Cedar river, easterly along the main channel  
 1329 of the Cedar river to the southward extension of the  
 1330 western boundary of Van Vechten park, generally north  
 1331 and east along the northern boundaries of Van Vechten  
 1332 park to Hertz drive, southeasterly along Hertz drive  
 1333 to Parkwood drive, southeasterly along Parkwood drive  
 1334 to Memorial Drive Southwest, southwesterly along Memorial  
 1335 Drive Southwest to Otis Road Southwest, southeasterly  
 1336 along Otis Road Southwest to the eastern corporate  
 1337 limits of the city of Cedar Rapids, and alternately  
 1338 south and west along the corporate limits of the city  
 1339 of Cedar Rapids to their intersection with Bowling  
 1340 Street Southwest, which is a point on the boundary of  
 1341 representative district forty-eight.

1342 52. The fifty-second representative district shall  
 1343 consist of a part of the city of Cedar Rapids, and of  
 1344 the unincorporated territory of Marion township, bounded  
 1345 on the north, west, and south by representative districts  
 1346 forty-nine, fifty, and fifty-one, as described in  
 1347 subsections forty-nine (49), fifty (50) and fifty-one  
 1348 (51) of this section, and having as its eastern boundary  
 1349 a line drawn as follows:

1350 Beginning at the intersection of the common corporate  
 1351 limits of the cities of Cedar Rapids and Marion with  
 1352 the eastward extension of Thirty-fifth Street Drive

1353 Northeast, which is a point on the boundary of  
 1354 representative district forty-nine, south and east along  
 1355 the common corporate limits and continuing east along  
 1356 the southern corporate limit of the city of Marion to  
 1357 East Post road, southerly along East Post road to the  
 1358 corporate limits of the city of Cedar Rapids, westerly  
 1359 along the corporate limits of the city of Cedar Rapids  
 1360 to Thirty-fourth Street Southeast, south along Thirty-  
 1361 fourth Street Southeast to Bever Avenue Southeast, east  
 1362 and southeasterly along Bever Avenue Southeast to White  
 1363 Oak Road Southeast, west along White Oak Road Southeast  
 1364 to Thirty-sixth Street Southeast, south along Thirty-  
 1365 sixth Street Southeast to Mount Vernon Road Southeast,  
 1366 west along Mount Vernon Road Southeast to Thirty-second  
 1367 Street Southeast, south along Thirty-second Street  
 1368 Southeast to Twelfth Avenue Southeast, southeasterly  
 1369 along Twelfth Avenue Southeast to Thirty-third Street  
 1370 Southeast, south along Thirty-third Street Southeast  
 1371 to Fourteenth Avenue Southeast, westerly along Fourteenth  
 1372 Avenue Southeast to Seely Avenue Southeast, westerly  
 1373 along Seely Avenue Southeast to Memorial Drive Southeast,  
 1374 and southwesterly along Memorial Drive Southeast to  
 1375 its intersection with Parkwood drive, which is a point  
 1376 on the boundary of representative district fifty-one.  
 1377 53. The fifty-third representative district shall  
 1378 consist of the following portions of Linn county:  
 1379 a. Putnam township and that part of College township  
 1380 lying east of U.S. highway 218.  
 1381 b. Part of the cities of Cedar Rapids and Marion,  
 1382 and of Bertram and Marion townships, bounded on the  
 1383 west by representative districts forty-nine, fifty-two  
 1384 and fifty-one, as described in subsections forty-nine  
 1385 (49), fifty-two (52) and fifty-one (51), respectively,  
 1386 of this section, and having as its northern, eastern  
 1387 and southern boundaries a line drawn as follows:  
 1388 Beginning at the intersection of county highway J  
 1389 and county road 22, which is a point on the boundary  
 1390 of representative district forty-nine, east along county  
 1391 highway J to state highway 13, south along state highway  
 1392 13 to the northern corporate limits of the city of  
 1393 Marion, west along the northern corporate limits of  
 1394 the city of Marion to Thirty-first street, south along  
 1395 Thirty-first street to Fifteenth avenue, west along  
 1396 Fifteenth avenue to Twenty-seventh street, south along  
 1397 Twenty-seventh street to Fourteenth avenue, west along  
 1398 Fourteenth avenue to Northview drive, south along North-  
 1399 view drive to Eleventh avenue, east along Eleventh  
 1400 avenue to Twenty-fourth street, south along Twenty-  
 1401 fourth street to Tenth avenue, east along Tenth avenue  
 1402 to Thirty-first street, south along Thirty-first street  
 1403 and the due south extension of Thirty-first street to  
 1404 the boundary between Marion and Bertram townships, east  
 1405 along the Marion-Bertram township boundary to state  
 1406 highways 13 and 150, southerly along state highways

1407 13 and 150 to county highway BB, northwesterly along  
 1408 county highway BB to Otis road, westerly along Otis  
 1409 road to Indian creek, southerly along Indian creek to  
 1410 the Cedar river, and southwesterly along the Cedar river  
 1411 to its intersection with the western corporate limits  
 1412 of the city of Cedar Rapids, which is a point on the  
 1413 boundary of representative district fifty-one.

1414 54. The fifty-fourth representative district shall  
 1415 consist of:

1416 a. All of Jones county.

1417 b. In Linn county:

1418 (1) Boulder, Buffalo, Brown, Linn and Franklin  
 1419 townships.

1420 (2) Those parts of the city of Marion and of Bertram  
 1421 township and the unincorporated territory of Marion  
 1422 township bounded on the west by representative districts  
 1423 forty-nine and fifty-three, as described in subsections  
 1424 forty-nine (49) and fifty-three (53) of this section.

1425 55. The fifty-fifth representative district shall  
 1426 consist of:

1427 a. All of Shelby county except Cass, Shelby and  
 1428 Lincoln townships.

1429 b. All of Audubon county.

1430 c. In Cass county, Brighton, Washington, and Grant  
 1431 townships.

1432 d. In Pottawattamie county, Layton and Knox  
 1433 townships.

1434 56. The fifty-sixth representative district shall  
 1435 consist of:

1436 a. All of Dallas county, except Beaver township  
 1437 and the town of Woodward in Des Moines township.

1438 b. In Guthrie county, Jackson and Penn townships.

1439 c. In Polk county:

1440 (1) Parts of the cities of Urbandale and West Des  
 1441 Moines, of the town of Grimes, and of the unincorporated  
 1442 territory of Walnut and Webster townships bounded by  
 1443 a line drawn as follows:

1444 Beginning at the intersection of the boundary between  
 1445 Jefferson and Webster townships and the boundary between  
 1446 Dallas and Polk counties, east along the Jefferson-  
 1447 Webster township boundary circumscribing in a clockwise  
 1448 manner the corporate limits of that portion of the town  
 1449 of Grimes lying in Jefferson township and continuing  
 1450 east on the Jefferson-Webster townships boundary to  
 1451 its intersection with state highway 401 (also known  
 1452 as Merle Hay road, or Northwest Fifty-eighth street),  
 1453 south along state highway 401 to Northwest Sixty-second  
 1454 avenue, west along Northwest Sixty-second avenue  
 1455 approximately 2,375 feet, more or less, to the  
 1456 intersection of Northwest Sixty-second avenue with a  
 1457 north-south line designated by the U.S. bureau of the  
 1458 census as the western boundary of the unincorporated  
 1459 place of Johnston south, for the purposes of the 1970  
 1460 federal decennial census, south along that line to its

1461 intersection with the north corporate limits of the  
1462 city of Urbandale, alternately west and south along  
1463 the corporate limits of the city of Urbandale to the  
1464 point on Meredith drive where the line which was the  
1465 1960 corporate limit of the city of Urbandale runs  
1466 southward, south and west along the 1960 corporate limit  
1467 of the city of Urbandale (which is the boundary between  
1468 enumeration districts 84 and 85 established by the U.S.  
1469 bureau of the census for the 1970 federal decennial  
1470 census) to its intersection with One-hundredth street,  
1471 south along One-hundredth street and its southward ex-  
1472 tension to the boundary between Webster and Walnut town-  
1473 ships within the city of Urbandale, west along that  
1474 boundary to interstate highways 35 and 80, south along  
1475 interstate highway 35 and 80 to the north corporate  
1476 limit of the city of West Des Moines, east along the  
1477 north corporate limit of West Des Moines to Twenty-  
1478 eighth street in the city of West Des Moines, south  
1479 along Twenty-eighth street to Woodland avenue, east  
1480 along Woodland avenue to Twenty-fourth street, south  
1481 along Twenty-fourth street to Ashworth road, west along  
1482 Ashworth road to the boundary between Dallas and Polk  
1183 counties, and generally north along the Dallas-Polk  
1484 county boundary to its intersection with the boundary  
1485 between Jefferson and Webster townships, the place of  
1486 beginning.

1487 (2) A part of the incorporated territory of Bloom-  
1488 field township bounded by a line drawn as follows:  
1489 Beginning at the southern terminus of the common  
1490 corporate limit of the cities of Des Moines and West  
1491 Des Moines, generally southwesterly along the Raccoon  
1492 river (which is the southern corporate limit of the  
1493 city of West Des Moines) to its intersection with the  
1494 northward extension of Southwest One-hundredth Fifth  
1495 street (also known as Shultz road), south along Southwest  
1496 One hundredth Fifth street to state highway 60 (also known  
1497 as Army Post road, or Southwest Sixty-fourth avenue),  
1498 west along state highway 60 to Lake drive, southerly  
1499 along Lake drive to Maffit lane, west along Maffit lane  
1500 to the boundary between Dallas and Polk counties, south  
1501 along the Dallas-Polk county boundary to the boundary  
1502 between Polk and Warren counties, east along the Polk-  
1503 Warren county boundary to Southwest Forty-second street,  
1504 north along Southwest Forty-second street to state  
1505 highway 60, west along state highway 60 to Southwest  
1506 Seventy-second street, north along Southwest Seventy-  
1507 second street to Southwest Forty-eighth avenue (also  
1508 known as McKinley avenue), east along Southwest Forty-  
1509 eighth avenue to the western corporate limit of the  
1510 city of Des Moines, and northwesterly, west and north  
1511 along the corporate limit of the city of Des Moines  
1512 to the point where it coincides with the corporate limit  
1513 of the city of West Des Moines, the place of beginning.  
1514 57. The fifty-seventh representative district shall



1515 consist of a part of the cities of Des Moines, West  
 1516 Des Moines, and Windsor Heights, and of the  
 1517 unincorporated territory of Bloomfield township, bounded  
 1518 on the west and south and partially on the north by  
 1519 representative district fifty-sixth, as described in  
 1520 subsection fifty-six (56) of this section, and having  
 1521 as their remainder of its boundary a line drawn as  
 1522 follows:

1523 Beginning at the southern terminus of the common  
 1524 corporate limit of the cities of Des Moines and West  
 1525 Des Moines, which is a point on the boundary of  
 1526 representative district fifty-six, north along the  
 1527 common corporate limit to Railroad street, west along  
 1528 Railroad street to Fourth street, north along Fourth  
 1529 street to Railroad place, west along Railroad place  
 1530 to Fifth street, north along Fifth street to Vine street,  
 1531 east along Vine street to the common corporate limit  
 1532 of the cities of Des Moines and West Des Moines, north  
 1533 along the common corporate limit to Grand avenue, east  
 1534 along Grand avenue to the Chicago, Milwaukee, St. Paul  
 1535 and Pacific railroad tracks, southeasterly along those  
 1536 railroad tracks to the southward extension of Forty-  
 1537 second street, north along Forty-second street to Grand  
 1538 avenue, east along Grand avenue to Thirty-ninth street,  
 1539 north along Thirty-ninth street to Ingersoll avenue,  
 1540 east along Ingersoll avenue to Thirty-seventh street,  
 1541 north along Thirty-seventh street to Woodland avenue,  
 1542 west along Woodland avenue to Thirty-eighth street,  
 1543 north along Thirty-eighth street to Center street, west  
 1544 along Center street to MacVicar freeway, southwesterly  
 1545 along MacVicar freeway to Forty-second street, north  
 1546 along Forty-second street to University avenue, west  
 1547 along University avenue to Fifty-sixth street, north  
 1548 along Fifty-sixth street to College avenue, west along  
 1549 College avenue and the westward extension of College  
 1550 avenue to Sixty-third street, south along Sixty-third  
 1551 street to University avenue, west along University  
 1552 avenue to Sixty-fourth street, north along Sixty-fourth  
 1553 street to Carpenter avenue, west along Carpenter avenue  
 1554 to Sixty-fifth street, north along Sixty-fifth street  
 1555 to Forest court, west along Forest court to Seventy-  
 1556 third street, south along Seventy-third street to the  
 1557 north corporate limit of the city of West Des Moines,  
 1558 and northwesterly and west along that corporate limit  
 1559 to its intersection with Twenty-eighth street in the  
 1560 city of West Des Moines, which is also a point on the  
 1561 boundary of representative district fifty-sixth.

1562 58. The fifty-eighth representative district shall  
 1563 consist of part of the cities of Clive, Des Moines,  
 1564 Urbandale, and Windsor Heights bounded on the south  
 1565 and west and partially on the north by representative  
 1566 districts fifty-six and fifty-seven, as described in  
 1567 subsections fifty-six (56) and fifty-seven (57),  
 1568 respectively, of this section, and having as the  
 1569 remainder of its boundary a line drawn as follows:

1570 Beginning at the intersection of Fifty-sixth street  
 1571 and College avenue in the city of Des Moines, which  
 1572 is a point on the boundary of representative district  
 1573 fifty-seven, east along College avenue and the extension  
 1574 of College avenue to Forty-fourth street, north along  
 1575 Forty-fourth street to Franklin avenue, west along  
 1576 Franklin avenue to Forty-eighth street, north along  
 1577 Forty-eighth street to Hickman road, west along Hickman  
 1578 road to its intersection with the common corporate limit  
 1579 of the cities of Des Moines and Urbandale, generally  
 1580 north along that common corporate limit to Urbandale  
 1581 avenue, east along Urbandale avenue to the boundary  
 1582 between Des Moines and Walnut townships, south along  
 1583 the Des Moines-Walnut township boundary to Holcomb  
 1584 avenue, east along Holcomb avenue to Merle Hay road,  
 1585 north along Merle Hay road to Urbandale avenue, east  
 1586 along Urbandale avenue to Fifty-fourth street, north  
 1587 along Fifty-fourth street to Ovid avenue, east along  
 1588 Ovid avenue to Fifty-third street, north along Fifty-  
 1589 third street to Douglas avenue, east along Douglas  
 1590 avenue to Fifty-second street, north along Fifty-second  
 1591 street to Madison avenue, east along Madison avenue  
 1592 to Fifty-fourth street, north along Fifty-fourth street  
 1593 to Aurora avenue, west along Aurora avenue to Merle  
 1594 Hay road, north along Merle Hay road to Meredith drive,  
 1595 and west along Meredith drive to the point where it  
 1596 coincides with the north corporate limit of the city  
 1597 of Urbandale, which is a point on the boundary of  
 1598 representative district fifty-six.

1599 59. The fifty-ninth representative district shall  
 1600 consist of:

1601 a. In Boone county, that part of the town of Sheldahl  
 1602 lying in Garden township.

1603 b. The following portions of Polk county:

1604 (1) Madison, Lincoln, Elkhart, Washington, Crocker,  
 1605 Douglas and Franklin townships and that portion of  
 1606 Jefferson township lying outside the corporate limits  
 1607 of the town of Grimes.

1608 (2) Part of the cities of Des Moines and Urbandale,  
 1609 and of the unincorporated territory of Webster township,  
 1610 bounded on the west and partially bounded on the south  
 1611 by representative districts fifty-six and fifty-eight,  
 1612 as described in subsections fifty-six (56) and fifty-  
 1613 eight (58), respectively, of this section, and having  
 1614 as the remainder of its boundary a line drawn as follows:

1615 Beginning at the intersection of Aurora avenue and  
 1616 Fifty-fourth street in the city of Des Moines, which  
 1617 is a point on the boundary of representative district  
 1618 fifty-eight, east along Aurora avenue to Beaver avenue,  
 1619 north along Beaver avenue to the point where it inter-  
 1620 sects the northern corporate limit of the city of Des  
 1621 Moines, first east and then continuing to follow the  
 1622 corporate limit of the city of Des Moines in a clockwise  
 1623 manner to the point where it intersects the Des Moines  
 1624 and central Iowa railway tracks, northwesterly along

1625 those railway tracks to Northwest Beaver drive, northerly  
1626 and northwesterly along Northwest Beaver drive to  
1627 Northwest Seventieth avenue, and west along Northwest  
1628 Seventieth avenue to its intersection with state highway  
1629 401 (also known as Merle Hay road or Northwest Fifty-  
1630 eighth street), which is a point on the boundary of  
1631 representative district fifty-six.

1632 (3) Part of the city of Des Moines, and of the unin-  
1633 corporated territory of Delaware and Saylor townships,  
1634 bounded by a line drawn as follows:

1635 Beginning at the intersection of the boundary between  
1636 Crocker and Saylor townships with the Des Moines river,  
1637 generally south and southeasterly along the Des Moines  
1638 river to the north corporate limits of the city of  
1639 Des Moines, east along the north corporate limits of  
1640 the city of Des Moines to Fourth street, south along  
1641 Fourth street to Madison avenue, east along Madison  
1642 avenue to North Union street, north along North Union  
1643 street to the north corporate limits of the city of  
1644 Des Moines, west along the north corporate limits of  
1645 the city of Des Moines to Northwest Second street, north  
1646 along Northwest Second street to Northeast Forty-sixth  
1647 avenue (also known as Broadway avenue), east along  
1648 Northeast Forty-sixth avenue to the Fort Dodge, Des  
1649 Moines and Southern railway tracks, southeasterly and  
1650 south along those railway tracks to the north corporate  
1651 limits of the city of Des Moines, east along the north  
1652 corporate limits of the city of Des Moines to Northeast  
1653 Twenty-eighth street, north along Northeast Twenty-  
1654 eighth street to Northeast Norwood drive, southeasterly  
1655 along Northeast Norwood drive to Northeast Twenty-ninth  
1656 street, north along Northeast Twenty-ninth street to  
1657 Northeast Forty-sixth avenue (Broadway avenue), east  
1658 along Northeast Forty-sixth avenue to Northeast Thirty-  
1659 first street, north along Northeast Thirty-first street  
1660 to Northeast Forty-ninth avenue, west along Northeast  
1661 Forty-ninth avenue to Northeast Twenty-ninth street,  
1662 north along Northeast Twenty-ninth street to the Chicago  
1663 Great Western railway tracks, southwesterly along those  
1664 railway tracks to interstate highway 235, south along  
1665 interstate highway 235 to Northeast Forty-sixth avenue  
1666 (Broadway avenue), west along Northeast Forty-sixth  
1667 avenue to Northeast Twenty-second street (also known  
1668 as Delaware avenue), north along Northeast Twenty-second  
1669 street to Northeast Fifty-fourth avenue, east along  
1670 Northeast Fifty-fourth avenue to Northeast Berwick  
1671 drive, southeasterly along northeast Berwick drive to  
1672 Northeast Thirty-eighth street, south along Northeast  
1673 Thirty-eighth street to Northeast Forty-sixth avenue  
1674 (Broadway avenue), west along Northeast Forty-sixth  
1675 avenue to its intersection with Four Mile creek, south  
1676 along Four Mile creek to the north corporate limits  
1677 of the city of Des Moines, east along the north corporate  
1678 limits of the city of Des Moines to U.S. highway 65

1679 and state highway 64 (also known as Frederick M. Hubbell  
1680 avenue), northeast along those highways to Northeast  
1681 Forty-fourth drive, southeast along Northeast Forty-  
1682 fourth drive to Northeast Forty-second avenue (also  
1683 known as Aurora avenue), east along Northeast Forty-  
1684 second avenue to Northeast Forty-six street, north  
1685 along Northeast Forty-sixth street to U.S. highway 65  
1686 and state highway 64 (Frederick M. Hubbell avenue),  
1687 northeast along those highways to Northeast Forty-sixth  
1688 avenue (Broadway avenue), east along Northeast Forty-  
1689 sixth avenue to the boundary between Clay and Delaware  
1690 townships, north along the Clay-Delaware township  
1691 boundary to the boundary between Delaware and Douglas  
1692 townships, and west along the Delaware-Douglas township  
1693 boundary to its intersection with the Des Moines river,  
1694 the place of beginning.

1695 60. The sixtieth representative district shall  
1696 consist of a part of the city of Des Moines, and of  
1697 the unincorporated territory of Webster township, bounded  
1698 on the west and north by representative districts fifty-  
1699 eight and fifty-nine, as described by subsections fifty-  
1700 eight (58) and fifty-nine (59), respectively, of this  
1701 section, and having as the remainder of its boundary  
1702 a line drawn as follows:

1703 Beginning at the intersection of Fifty-fourth street  
1704 and Urbandale avenue, which is a point on the boundary  
1705 of representative district fifty-eight, east along  
1706 Urbandale avenue to Forty-eighth street, south along  
1707 Forty-eighth street to New York avenue, east along New  
1708 York avenue to Forty-sixth street, south along Forty-  
1709 sixth street to the eastward continuation of New York  
1710 avenue, east along New York avenue to Forty-second  
1711 street, south along Forty-second street to Sheridan  
1712 avenue, east along Sheridan avenue to Beaver avenue,  
1713 northerly along Beaver avenue to Adams avenue, east  
1714 along Adams avenue to Thirty-fourth street, south along  
1715 Thirty-fourth street to Urbandale avenue, northeasterly  
1716 along Urbandale avenue to Leado drive, east along Leado  
1717 drive to Thirtieth street, south along Thirtieth street  
1718 to Sheridan avenue, west along Sheridan avenue to Thirty-  
1719 third street, south along Thirty-third street to Hickman  
1720 road, east along Hickman road to Sixth avenue, northerly  
1721 along Sixth avenue to Sheridan avenue, east along  
1722 Sheridan avenue to Second avenue, south along Second  
1723 avenue to the eastward continuation of Sheridan avenue,  
1724 east along Sheridan avenue to East Ninth street, north  
1725 along East Ninth Street to East Hull avenue, east along  
1726 East Hull avenue to the northward continuation of East  
1727 Ninth street, north along East Ninth street to East  
1728 Ovid avenue, east along East Ovid avenue to East Twelfth  
1729 street, north along East Twelfth street to East Euclid  
1730 avenue, west along East Euclid avenue to North Union  
1731 street, north along North Union street to its  
1732 intersection with Madison avenue, which is a point on  
1733 the boundary of representative district fifty-nine.

1734 61. The sixty-first representative district shall  
 1735 consist of a part of the city of Des Moines bounded  
 1736 on the west and north and partially bounded on the south  
 1737 by representative districts fifty-seven, fifty-eight  
 1738 and sixty, as described by subsections fifty-seven (57),  
 1739 fifty-eight (58) and sixty (60), respectively, of this  
 1740 section, and having as the remainder of its boundary  
 1741 a line drawn as follows:

1742 Beginning at the intersection of Harding road and  
 1743 Hickman road, which is a point on the boundary of repre-  
 1744 sentative district sixty, southerly along Harding road  
 1745 to University avenue, east along University avenue to  
 1746 Keosauqua way, southeasterly along Keosauqua way to  
 1747 Mac Vicar freeway, and westerly along Mac Vicar freeway  
 1748 to its intersection with Center street, which is a point  
 1749 on the boundary of representative district fifty-seven.

1750 62. The sixty-second representative district shall  
 1751 consist of part of the city of Des Moines, and of the  
 1752 unincorporated territory of Saylor township, bounded  
 1753 on the west and north by representative districts fifty-  
 1754 nine, sixty and sixty-one, as described by subsections  
 1755 fifty-nine (59), sixty (60) and sixty-one (61),  
 1756 respectively, of this section, and having as the  
 1757 remainder of its boundary a line drawn as follows:

1758 Beginning at the intersection of the north corporate  
 1759 limits of the city of Des Moines and the Fort Dodge,  
 1760 Des Moines and Southern railway tracks, which is a point  
 1761 on the boundary of representative district fifty-nine,  
 1762 west along the north corporate limits of the city of  
 1763 Des Moines to East Fourteenth street, south along East  
 1764 Fourteenth street to East Sheridan avenue, west along  
 1765 East Sheridan avenue to East Thirteenth street, south  
 1766 along East Thirteenth street to Arthur avenue, west  
 1767 along Arthur avenue to East Twelfth street, south along  
 1768 East Twelfth street to Thompson avenue, west along  
 1769 Thompson avenue to the southward continuation of East  
 1770 Twelfth street, south along East Twelfth street to  
 1771 Jefferson avenue, east along Jefferson avenue to East  
 1772 Thirteenth street, south along East Thirteenth street  
 1773 to East Washington avenue, east along East Washington  
 1774 avenue to East Fourteenth street, south along East  
 1775 Fourteenth street to Fremont street, westerly and west  
 1776 along Fremont street to the Des Moines river, southerly  
 1777 along the Des Moines river to Grand avenue, southwesterly  
 1778 along Grand avenue to Second avenue, north along Second  
 1779 avenue to Keosauqua way, west along Keosauqua way to  
 1780 Seventh street, southerly along Seventh street to Walnut  
 1781 street, southwesterly along Walnut street to Twelfth  
 1782 street, northerly along Twelfth street to Callanan  
 1783 drive, east along Callanan drive to Pleasant street,  
 1784 northerly and westerly along Pleasant street to  
 1785 Seventeenth street, south along Seventeenth street to  
 1786 Woodland avenue, west along Woodland avenue to Twenty-  
 1787 fourth street, north along Twenty-fourth street to  
 1788 Pleasant street, west along Pleasant street to Twenty-

1789 sixth street, south along Twenty-sixth street to Woodland  
 1790 avenue, west along Woodland avenue to Twenty-eighth  
 1791 street, and north along Twenty-eighth street to its  
 1792 intersection with Mac Vicar freeway, which is a point  
 1793 on the boundary of representative district sixty-one.

1794 63. The sixty-third representative district shall  
 1795 consist of a part of the city of Des Moines bounded  
 1796 on the north and west by representative districts fifty-  
 1797 nine and sixty-two, as described by subsections fifty-  
 1798 nine (59) and sixty-two (62), respectively, of this  
 1799 section, and having as the remainder of its boundary  
 1800 a line drawn as follows:

1801 Beginning at the intersection of the northern corpo-  
 1802 rate limits of the city of Des Moines and Northeast  
 1803 Twenty-eighth street, which is a point on the boundary  
 1804 of representative district fifty-nine, east along the  
 1805 northern corporate limits of the city of Des Moines  
 1806 to East Twenty-ninth street, south along East Twenty-  
 1807 ninth street to East Washington avenue, east along East  
 1808 Washington avenue to East Thirty-third street, south  
 1809 along East Thirty-third street to Mahaska avenue, west  
 1810 along Mahaska avenue to East Thirty-second street, south  
 1811 along East Thirty-second street to East University  
 1812 avenue, west along East University avenue to East  
 1813 Thirtieth street, south along East Thirtieth street  
 1814 to the Chicago, Rock Island and Pacific railroad tracks,  
 1815 westerly along those railroad tracks to East Fourteenth  
 1816 Street, and northerly along East Fourteenth street to  
 1817 its intersection with Fremont street, which is a point  
 1818 on the boundary of representative district sixty-two.

1819 64. The sixty-fourth representative district shall  
 1820 consist of a part of the city of Des Moines, and of  
 1821 the unincorporated territory of Bloomfield township,  
 1822 bounded on the west and north and partially bounded  
 1823 on the south by representative districts fifty-six,  
 1824 fifty-seven, sixty-one, sixty-two and sixty-three, as  
 1825 described by subsection fifty-six (56), fifty-seven  
 1826 (57), sixty-one (61), sixty-two (62) and sixty-three  
 1827 (63), respectively, of this section, and having as the  
 1828 remainder of its boundary a line drawn as follows:

1829 Beginning at the intersection of the Chicago, Rock  
 1830 Island and Pacific railroad tracks and the Wabash  
 1831 railroad tracks at or near the intersection of the  
 1832 extensions of Astor street and East Market street, which  
 1833 is a point on the boundary of representative district  
 1834 sixty-three, east along the Wabash railroad tracks to  
 1835 Southeast Eighteenth street, south along Southeast  
 1836 Eighteenth street to East Market street, east along  
 1837 East Market street to the Fort Dodge, Des Moines and  
 1838 Southern railway tracks, southerly along the Fort Dodge,  
 1839 Des Moines and Southern railway tracks to Scott avenue,  
 1840 east along Scott avenue to East Twenty second street,  
 1841 north along East Twenty-second street to the eastward  
 1842 continuation of Scott avenue, east along Scott avenue

1843 to the Wabash railroad tracks, southeasterly along the  
1844 Wabash railroad tracks to southeast Thirtieth street,  
1845 south along southeast Thirtieth street to the Burlington  
1846 Northern railroad tracks, westerly along the Burlington  
1847 Northern railroad tracks to the old channel of the Des  
1848 Moines river, southeasterly along the old channel to  
1849 the main channel of the Des Moines river, westerly along  
1850 the main channel of the Des Moines river to Southeast  
1851 Fourteenth street, south along Southeast Fourteenth  
1852 street to East Edison avenue, east along East Edison  
1853 avenue to Southeast Sixteenth street, south along  
1854 Southeast Sixteenth street to Hartford avenue, easterly  
1855 along Hartford avenue to Southeast Twenty-second street,  
1856 southerly along Southeast Twenty-second street to  
1857 Evergreen avenue, southeasterly along Evergreen avenue  
1858 to Southeast Twenty-fourth street, south along Southeast  
1859 Twenty-fourth street to the southern corporate limits  
1860 of the city of Des Moines, westerly along the southern  
1861 corporate limits of the city of Des Moines to Indianola  
1862 avenue, southeasterly along Indianola avenue and south  
1863 along Indianola road to Southeast Fourteenth avenue  
1864 (also known as Army Post road), west along Southeast  
1865 Fourteenth avenue to the eastern corporate limit of  
1866 the city of Des Moines, north along the eastern cor-  
1867 porate limit of the city of Des Moines to the point  
1868 where it diverges from the southward extension of  
1869 Southeast Fifteenth street, continuing north along that  
1870 extension and Southeast Fifteenth street to East Watrous  
1871 avenue, west along East Watrous avenue to Southeast  
1872 Fourteenth street, north along Southeast Fourteenth  
1873 street to King avenue, west along King avenue to  
1874 Southeast Eighth court, south along Southeast Eighth  
1875 court to East Broad street, northwesterly along East  
1876 Broad street to Indianola avenue, northwesterly along  
1877 Indianola avenue to Southeast Fifth street, south along  
1878 Southeast Fifth street to East Thornton avenue, west  
1879 along East Thornton avenue to South Union street, north  
1880 along South Union street to Park avenue, west along  
1881 Park avenue to Southwest Fifth street, south along  
1882 Southwest Fifth street to Thornton avenue, west along  
1883 Thornton avenue to Southwest Ninth street, north along  
1884 Southwest Ninth street to Pleasant View avenue, west  
1885 along Pleasant View avenue to Southwest Fourteenth  
1886 street, north along Southwest Fourteenth street to  
1887 Cassady drive, northwesterly along Cassady drive to  
1888 Bell avenue, west along Bell avenue to Fleur drive,  
1889 north along Fleur drive to the Chicago Great Western  
1890 railroad tracks, southwest along the Chicago Great  
1891 Western railroad tracks to Southwest Thirtieth street,  
1892 north along Southwest Thirtieth street to Valley drive,  
1893 southwest along Valley drive to Park avenue, east along  
1894 Park avenue to Millman road, and southwest along Millman  
1895 road to its intersection with the southern corporate  
1896 limits of the city of Des Moines, which is a point on  
1897 the boundary of representative district fifty-six.

1898 65. The sixty-fifth representative district shall  
 1899 consist of a part of the city of Des Moines, and of  
 1900 the unincorporated territory of Bloomfield township,  
 1901 bounded on the west, north, and east by representative  
 1902 districts fifty-six, sixty-four and sixty-six as  
 1903 described by subsections fifty-six (56), sixty-four  
 1904 (64) and sixty-six (66), respectively, of this section,  
 1905 and having as its southern boundary the boundary between  
 1906 Polk and Warren counties.

1907 66. The Sixty-sixth representative district shall  
 1908 consist of the following portions of Polk county:

1909 a. Beaver, Clay, Four Mile, Camp and Allen town-  
 1910 ships.

1911 b. A part of the city of Des Moines, and of the  
 1912 unincorporated territory of Bloomfield and Delaware  
 1913 townships bounded on the north and west by represen-  
 1914 tative districts fifty-nine, sixty-three, sixty-four  
 1915 and sixty-five, as described in subsections fifty-nine  
 1916 (59), sixty-three (63), sixty-four (64) and sixty-five  
 1917 (65), respectively, of this section, and having as its  
 1918 southern and eastern boundares a line drawn as follows:

1919 Beginning at the intersection of the eastern corporate  
 1920 limits of the city of Des Moines and the boundary between  
 1921 Polk and Warren counties, which is a point on the boun-  
 1922 dary of representative district sixty-five, east along  
 1923 the Polk-Warren county line to its intersection with  
 1924 the boundary between Allen and Bloomfield townships,  
 1925 north along the Allen-Bloomfield township boundary to  
 1926 its intersection with the southern corporate limits  
 1927 of the city of Des Moines, and west and north along  
 1928 the southern and eastern corporate limits of the city  
 1929 Des Moines to the intersection of the eastern  
 1930 corporate limits with U.S. highway 65 and state highway  
 1931 64 (also known as Frederick M. Hubbell avenue), which  
 1932 is a point on the boundary of representative disrict  
 1933 fifty-nine.

1934 67. The Sixty-seventh representative district shall  
 1935 consist of the following portions of Jasper county;  
 1936 Hickory Grove, Mariposa, Newton, Kellogg, Rock Creek,  
 1937 Richland, Buena Vista, Palo Alto, Mound Prairie, Fair-  
 1938 view, Elk Creek, and Lynn Grove townships, and that  
 1939 portion of the town of Prairie City lying in Des Moines  
 1940 township.

1941 68. The Sixty-eighth representative district shall  
 1942 consist of:

1943 a. All of Poweshiek county.

1944 b. In Mahaska county, Prairie, Union and Pleasant  
 1945 Grove townships.

1946 c. In Iowa county, Dayton, Lincoln, Hartford, Sumner,  
 1947 Hilton, Washington, Marengo and Honey Creek townships.

1948 69. The sixty-ninth representative district shall  
 1949 consist of:

1950 a. In Iowa county, Lenox, Iowa, York, Troy, Pilot,  
 1951 English, Fillmore and Greene townships.

1952 b. All of Keokuk county, except Benton and East



1953 Lancaster townships.

1954 c. In Johnson county:

1955 (1) Monroe, Oxford, Madison, Hardin and Union  
1956 townships, that portion of Clear Creek township lying  
1957 outside the corporate limits of the city of Coralville,  
1958 and that portion of West Lucas township lying outside  
1959 the corporate limits of the city of Coralville and the  
1960 town of University Heights.

1961 (2) The town of North Liberty in Penn township.

1962 (3) All of the city of Coralville except that part  
1963 included in representative district seventy, as described  
1964 by subsection seventy (70) of this section.

1965 70. The seventieth representative district shall

1966 consist of the following portions of Johnson county:

1967 a. Jefferson, Big Grove, Cedar, Graham and Newport  
1968 townships, that part of Penn township lying outside  
1969 the corporate limits of the town of North Liberty and  
1970 the city of Coralville, and that portion of East Lucas  
1971 township lying north of the corporate limits of the  
1972 city of Iowa City.

1973 b. Part of the cities of Coralville and Iowa City  
1974 bounded by a line drawn as follows:

1975 Beginning at the intersection of the eastern corporate  
1976 limits of the city of Iowa City and the boundary between  
1977 Newport and Scott townships, first north and then alter-  
1978 nately west and south along the corporate limits of  
1979 the city of Iowa City to the Iowa river, continuing  
1980 west along a portion of the boundary between Penn and  
1981 West Lucas townships which passes through the city of  
1982 Coralville to First avenue, south along First avenue  
1983 to a point where the line which was the 1960 corporate  
1984 limits of the city of Coralville runs west from First  
1985 avenue, west and south along the 1960 corporate limits  
1986 of the city of Coralville (which is the boundary between  
1987 enumeration districts 62 and 63 established by the U.S.  
1988 bureau of the census for the 1970 decennial census)  
1989 to the point where that line intersects Fairview road,  
1990 south along Fairview road to Hemphill drive,  
1991 southeasterly and then southwesterly along Hemphill  
1992 drive to Tenth avenue, south along Tenth avenue to Sixth  
1993 street, east along Sixth street to Sixth avenue, south  
1994 along Sixth avenue to the eastward continuation of Sixth  
1995 street, east along Sixth street to Fifth avenue, north  
1996 along Fifth avenue to the eastward continuation of Sixth  
1997 street, east along Sixth street and Sixth street extended  
1998 to the Cedar Rapids and Iowa City railway tracks,  
1999 southerly along the Cedar Rapids and Iowa City railway  
2000 tracks to Fifth Street place, east along Fifth Street  
2001 place to the Iowa river, southeasterly along the Iowa  
2002 river to the point where the western corporate limits  
2003 of the city of Iowa City diverge from the river, first  
2004 south and then continuing in a counter-clockwise manner  
2005 around the corporate limits of the city of Iowa City  
2006 to the furthest south point at which the corporate

2007 limits intersect the Iowa river, northerly along the  
 2008 Iowa river to the point where the southern 1960 corporate  
 2009 limits of the city of Iowa City diverge from the river,  
 2010 east along the southern 1960 corporate limits of the  
 2011 city of Iowa City (which is the boundary between  
 2012 enumeration districts 36 and 60 established by the U.S.  
 2013 bureau of the census for the 1970 federal decennial  
 2014 census) to Maiden lane, north along Maiden lane to Court  
 2015 street, west along Court street to South Lane street  
 2016 north along South Lane street to Burlington street,  
 2017 west along Burlington street to South Madison street,  
 2018 north along South Madison street to Washington street,  
 2019 east along Washington street to South Van Buren street,  
 2020 north along South Van Buren street to the east-west  
 2021 alley between Washington street and Iowa avenue, west  
 2022 along that alley to South Linn street, north along South  
 2023 Linn street and North Linn street to Bloomington street,  
 2024 east along Bloomington street to North Van Buren street,  
 2025 north along North Van Buren street to the point at which  
 2026 it intersects the northern 1960 corporate limits of  
 2027 the city of Iowa City, first easterly and then south  
 2028 along the 1960 corporate limits of the city of Iowa  
 2029 City (which is the boundary between enumeration district  
 2030 22, on the north and east, and 23 and 24 on the south  
 2031 and west, established by the U.S. bureau of the census)  
 2032 to the point where it intersects the east-west portion  
 2033 of the boundary between wards 3 and 4 of the city of  
 2034 Iowa City, east along that boundary to its intersection  
 2035 with the eastern corporate limits of the city of Iowa  
 2036 City, and north along the eastern corporate limits of  
 2037 the city of Iowa City to its intersection with the  
 2038 boundary between Newport and Scott townships, the place  
 2039 of beginning.

2040 71. The seventy-first representative district shall  
 2041 consist of the following portions of Johnson county:

2042 a. Scott township and that portion of East Lucas  
 2043 township lying south of the corporate limits of the  
 2044 city of Iowa City.

2045 b. All that part of the city of Iowa City not  
 2046 included in representative district seventy, described  
 2047 in subsection seventy (70) of this section.

2048 72. The seventy-second representative district shall  
 2049 consist of:

2050 a. In Clinton county Sharon, Liberty and Spring  
 2051 Rock townships.

2052 b. All of Cedar county.

2053 c. In Scott county, Cleona township.

2054 d. The following portions of Muscatine county:

2055 (1) Wilton and Sweetland townships.

2056 (2) That portion of the city of Muscatine bounded  
 2057 by a line drawn as follows:

2058 Beginning at the intersection of the northern and  
 2059 eastern corporate limits of the city of Muscatine, west  
 2060 along the northern corporate limit to Mad creek,

2061 southerly along Mad creek to the boundary between  
 2062 Bloomington and Muscatine townships in the city of  
 2063 Muscatine, east along the Bloomington-Muscatine township  
 2064 boundary to Lincoln boulevard, south along Lincoln  
 2065 boulevard to Washington street, southwesterly along  
 2066 Washington street to Mad creek, southerly along Mad  
 2067 creek to the Mississippi river, northeasterly along  
 2068 the Mississippi river to the eastern corporate limit  
 2069 of the city of Muscatine, and north along the eastern  
 2070 corporate limit to its intersection with the northern  
 2071 corporate limit, the place of beginning.

2072 73. The seventy-third representative district shall  
 2073 consist of the following portions of Muscatine county:

2074 a. Wapsinonoc, Goshen, Moscow, Pike, Lake, Orono,  
 2075 Cedar, Seventy-six and Fruitland townships, and that  
 2076 part of Bloomington township lying outside the corporate  
 2077 limits of the city of Muscatine.

2078 b. All that part of the city of Muscatine not  
 2079 included in representative district seventy-two, as  
 2080 described in subsection seventy-two (72) of this section.

2081 74. The seventy-fourth representative district shall  
 2082 consist of the following portions of Clinton county:

2083 a. Lincoln and Spring Valley townships.

2084 b. All of the city of Clinton except that portion  
 2085 lying generally south and west of the line drawn through  
 2086 the city as follows:

2087 Beginning at the point on the boundary between section  
 2088 thirteen and section twenty-four, township eighty-one  
 2089 north, range six east, where the corporate limits of  
 2090 the city of Clinton intersect Beaver channel,  
 2091 northeasterly along Beaver channel to the point where  
 2092 Beaver channel would intersect an extension of Eighteenth  
 2093 place, northerly along the extension of Eighteenth place  
 2094 to Nineteenth avenue South, northeasterly along  
 2095 Nineteenth avenue South to South Sixth street, north  
 2096 along South Sixth street to Eighteenth avenue South,  
 2097 east along Eighteenth avenue South to South Fourth  
 2098 street, north along South Fourth street to Thirteenth  
 2099 avenue South, west along Thirteenth Avenue South to  
 2100 South Fifth street, north along South Fifth street to  
 2101 Eleventh Avenue South, east along Eleventh Avenue South  
 2102 to Camanche avenue, southwest along Camanche avenue  
 2103 to Thirteenth Avenue South, west along Thirteenth Avenue  
 2104 South to South Eighth street, south along South Eighth  
 2105 street to South Vosburg street, west along South Vosburg  
 2106 street to Grandview drive, northeast along Grandview  
 2107 drive to South Tenth street, north along South Tenth  
 2108 street to Eleventh Avenue South, west along Eleventh  
 2109 Avenue South to South Fourteenth street, south along  
 2110 South Fourteenth street to Twelfth Avenue South, west  
 2111 along Twelfth Avenue South to South Bluff boulevard,  
 2112 westerly along South Bluff boulevard and Hart's Mill  
 2113 road to the meeting point of the corner of sections  
 2114 ten, eleven, fourteen and fifteen, township eighty-one

2115 north, range six east, north along the boundary between  
2116 section ten and section eleven to its intersection with  
2117 Eighth Avenue South, east along Eighth Avenue South  
2118 to South Fourth street, north along South Fourth street  
2119 to Second Avenue road, and west along Second Avenue  
2120 road to the point where it meets the western corporate  
2121 limits of the city of Clinton.

2122 75. The seventy-fifth representative district shall  
2123 consist of:

2124 a. All of Clinton county with the exception of:

2125 (1) Sharon, Liberty, Spring Rock, Spring Valley  
2126 and Lincoln townships.

2127 (2) That portion of the city of Clinton not included  
2128 in representative district seventy-four, as described  
2129 by subsection seventy-four (74) of this section.

2130 b. In Scott county, Liberty, Allens Grove and Hickory  
2131 Grove townships.

2132 76. The seventy-sixth representative district shall  
2133 consist of the following portion of Scott county:

2134 a. Winfield, Butler, Princeton and LeClaire town-  
2135 ships and those parts of Lincoln and Sheridan townships  
2136 lying outside the corporate limits of the city of Daven-  
2137 port.

2138 b. A part of the cities of Davenport and Bettendorf,  
2139 the latter encompassing the towns of Panorama Park and  
2140 Riverdale, and the unincorporated territory of Pleasant  
2141 Valley township, all bounded by a line drawn as follows:

2142 Beginning at the intersection of the southward  
2143 extension of Twenty-third street in the city of  
2144 Bettendorf and the Mississippi river, north along Twenty-  
2145 third street to Central avenue, west along Central  
2146 avenue to Fourteenth street, south along Fourteenth  
2147 street to U.S. highway 6, northwest along U.S. highway  
2148 6 to Utica Ridge road, north along Utica Ridge road  
2149 to Spruce Hills drive, east along Spruce Hills drive  
2150 to Oxford drive, north along Oxford drive to Daveshire  
2151 drive, west along Daveshire drive to Greenbrier drive,  
2152 north along Greenbrier drive to Tanglefoot lane, east  
2153 along Tanglefoot lane to Eighteenth street, south along  
2154 Eighteenth street to Spruce Hills drive, southeast along  
2155 Spruce Hills drive to Middle road, northeast along  
2156 Middle road to Devil's Glen road, north along Devil's  
2157 Glen road to the northern corporate limits of the city  
2158 of Bettendorf, west along the northern corporate limits  
2159 of the city of Bettendorf to a point approximately 4,000  
2160 feet west of Devil's Glen road where the corporate  
2161 limits of the city of Bettendorf turn north, continuing  
2162 directly west from that point along the eastward  
2163 extension of East Forty-eighth street in the city of  
2164 Davenport and along East Forty-eighth street to Eastern  
2165 avenue, north along Eastern avenue to the northern  
2166 corporate limit of the city of Davenport, east and south  
2167 along the corporate limit of the city of Davenport of  
2168 its intersection with the boundary between Lincoln and  
2169 Pleasant Valley townships, first east and then south

2170 along the northern and eastern boundaries of Pleasant  
 2171 Valley township to the Mississippi river, and westerly  
 2172 along the Mississippi river to its intersection with  
 2173 the southward extension of Twenty-third street in the  
 2174 city of Bettendorf, the place of beginning.  
 2175 77. The seventy-seventh representative district  
 2176 shall consist of a part of the cities of Bettendorf  
 2177 and Davenport bounded on the east and partially bounded  
 2178 on the north by representative district seventy-six  
 2179 as described in subsection seventy-six (76) of this  
 2180 section, and having as the remainder of its boundary  
 2181 a line drawn as follows:  
 2182 Beginning with the intersection of the southward  
 2183 extension of College avenue and the Mississippi river,  
 2184 north along the southward extension of College avenue  
 2185 to River drive, east along River drive to Spring street,  
 2186 north along Spring street to East Twelfth street, east  
 2187 along East Twelfth street to Jersey Ridge road, north  
 2188 along Jersey Ridge road to E street, east along E street  
 2189 to Middle road, east along Middle road to Marlo avenue,  
 2190 north along Marlo avenue to East Locust street, west  
 2191 along East Locust street to Jersey Ridge road, north  
 2192 along Jersey Ridge road to Kimberly road, west along  
 2193 Kimberly road to the Chicago, Milwaukee, St. Paul and  
 2194 Pacific railroad tracks, south along those railroad  
 2195 tracks to East Central Park avenue, west along East  
 2196 Central Park avenue to Arlington avenue, north along  
 2197 Arlington avenue to East Thirty-second street, west  
 2198 along East Thirty-second street to Farnam street, north  
 2199 along Farnam street to East Thirty-third street, west  
 2200 along East Thirty-third street to Brady street, north  
 2201 along Brady street to Duck creek, west along Duck creek  
 2202 to Harrison street, south along Harrison street to  
 2203 Thirty-second street, east along Thirty-second street  
 2204 to Dubuque street, south along Dubuque street to Brady  
 2205 street, southerly along Brady street to West Central  
 2206 Park avenue, west along West Central Park avenue to  
 2207 Marquette street, north along Marquette street to  
 2208 Garfield street, west along Garfield street to North  
 2209 Division street, north along North Division street to  
 2210 Duck creek, west along Duck creek to Hickory Grove road,  
 2211 northwest along Hickory Grove road to Fairmont street,  
 2212 north along Fairmont street to Kimberly road, east along  
 2213 Kimberly road to North Pine street, north along North  
 2214 Pine street to state highway 150, southeast along state  
 2215 highway 150 to Harrison street, southeast along Harrison  
 2216 street to Marquette street, north along Marquette street  
 2217 and its northward extension to the southern boundary  
 2218 of Sheridan township in the city of Davenport, and east  
 2219 along the southern boundary of Sheridan township to  
 2220 its intersection with the eastern boundary of Sheridan  
 2221 township, which is also a point on the boundary of  
 2222 representative district seventy-six.  
 2223 78. The seventy-eighth representative district shall  
 2224 consist of a part of the city of Davenport bounded on

2225 the north and east by representative district seventy-  
 2226 seven, as described in subsection seventy-seven (77)  
 2227 of this section, and having as its western and southern  
 2228 boundaries a line drawn as follows:

2229 Beginning at the intersection of Garfield street  
 2230 and North Division street, which is a point on the  
 2231 boundary of representative district seventy-seven, south  
 2232 along North Division street to West Lombard street,  
 2233 east along West Lombard street to Gaines street, south  
 2234 along Gaines street to West Seventeenth street, east  
 2235 along West Seventeenth street to Ripley street, north  
 2236 along Ripley street to West Eighteenth street, east  
 2237 along West Eighteenth street to Harrison street, south  
 2238 along Harrison street to West Seventeenth, east along  
 2239 West Seventeenth street to Main street, north along  
 2240 Main street to East Locust street, east along East  
 2241 Locust street to Iowa street, south along Iowa street  
 2242 to East Twelfth street, west along East Twelfth street  
 2243 to Main street, south along Main street to West Eighth  
 2244 street, west along West Eighth street, to Warren street,  
 2245 south along Warren street to the railroad tracks running  
 2246 eastward toward Government bridge, east along those  
 2247 railroad tracks to Western avenue, south along Western  
 2248 avenue to West Fourth street, east along West Fourth  
 2249 street to Scott street, south along Scott street to  
 2250 East River street, west along East River street to  
 2251 Gaines street, south along Gaines street to the  
 2252 Centennial bridge, southeasterly along Centennial bridge  
 2253 to the Mississippi river, and easterly along the  
 2254 Mississippi river to its intersection with the southward  
 2255 extension of College avenue, which is also a point on  
 2256 the boundary of representative district seventy-seven.

2257 79. The seventh-ninth representative district shall  
 2258 consist of a part of the city of Davenport bounded on  
 2259 the north and east by representative districts seventy-  
 2260 seven and seventy-eight, as described in subsections  
 2261 seventy-seven (77) and seventy-eight (78) of this  
 2262 section, and having as its western and southern  
 2263 boundaries a line drawn as follows:

2264 Beginning at the intersection of Duck creek and  
 2265 Hickory Grove road, which is a point on the boundary  
 2266 of representative district seventy-seven, southeast  
 2267 along Hickory Grove road to West Central Park avenue,  
 2268 west along West Central Park avenue to North Clark  
 2269 avenue, south along North Clark avenue to West Locust  
 2270 street, east along West Locust street to North Lincoln  
 2271 avenue, south along North Lincoln avenue to Waverly  
 2272 road, south along Waverly road to Telegraph road,  
 2273 southwest along Telegraph road to Elmwood avenue, south  
 2274 along Elmwood avenue to Rockingham road, northeast along  
 2275 Rockingham road to South Division street, south along  
 2276 South Division street to West River street, west along  
 2277 West River street to the Chicago, Milwaukee, St. Paul  
 2278 and Pacific railroad tracks, easterly and southerly  
 2279 along the southern most of those railroad tracks to

2280 Crescent bridge, southerly along Crescent bridge to  
 2281 the Mississippi river, and easterly along the Mississippi  
 2282 river to Centennial bridge, which is a point on the  
 2283 boundary of representative district seventy-eight.

2284 80. The eightieth representative district shall  
 2285 consist of:

2286 a. In Muscatine county, Fulton and Montpelier  
 2287 townships.

2288 b. The following portions of Scott county:

2289 (1) Blue, Grass and Buffalo townships.

2290 (2) A part of the city of Davenport bounded on the  
 2291 north and east by representative districts seventy-two,  
 2292 seventy-six, seventy-seven and seventy-nine, as described  
 2293 in subsections seventy-two (72), seventy-six (76),  
 2294 seventy-seven (77) and seventy-nine (79), respectively,  
 2295 of this section, and having as its western and southern  
 2296 boundaries that portion of the western and southern  
 2297 corporate limits of the city of Davenport running from  
 2298 the intersection of the corporate limits with the  
 2299 southern boundary of Hickory Grove township, which is  
 2300 a point on the boundary of representative district  
 2301 seventy-two, generally south and east to the intersection  
 2302 of the Mississippi river (which is the southern corporate  
 2303 limit of the city of Davenport) with Crescent bridge,  
 2304 which is a point on the boundary of representative  
 2305 district seventy-nine.

2306 81. The eighty-nine representative district shall  
 2307 consist of the following portions of Pottawattamie  
 2308 county:

2309 a. The city of Carter Lake.

2310 b. A part of the city of Council Bluffs and of the  
 2311 unincorporated territory of Lewis township, bounded  
 2312 by a line drawn as follows:

2313 Beginning at the intersection of the mouth of Indian  
 2314 Creek ditch and the Missouri river, north along Indian  
 2315 Creek ditch to U.S. highway 275, east along U.S. highway  
 2316 275 to state highway 375, northwest along state highway  
 2317 375 to Tostevin street, south along Tostevin street  
 2318 to Twentieth avenue, west along Twentieth avenue to  
 2319 Sixth street, south along Sixth street to Twenty-ninth  
 2320 avenue, west along Twenty-ninth avenue to Fourteenth  
 2321 street, north along Fourteenth street to Ninth avenue,  
 2322 west along Ninth avenue to Fifteenth street, north along  
 2323 Fifteenth street to Fifth avenue, west along Fifth  
 2324 avenue to Seventeenth street, north along Seventeenth  
 2325 street to Fourth avenue, west along Fourth avenue to  
 2326 Twentieth street, north along Twentieth street to West  
 2327 Broadway, east along West Broadway to Seventeenth street,  
 2328 north along Seventeenth street to G avenue, west along  
 2329 G avenue to Twenty-first street, north along Twenty-  
 2330 first street to the Illinois Central railroad tracks,  
 2331 east along the Illinois Central railroad tracks to  
 2332 Fifteenth street, south along Fifteenth street to G  
 2333 avenue, east along G avenue to Tenth street, north along  
 2334 Tenth avenue to North Eighth street, north along North

2335 Eighth street to the northern corporate limits of the  
 2336 city of Council Bluffs, west along the northern corporate  
 2337 limits of the city of Council Bluffs to the Missouri  
 2338 river, and first southwesterly and then southerly and  
 2339 easterly along the Missouri river to the mouth of Indian  
 2340 Creek ditch, the place of beginning.

2341 82. The eighty-second representative district shall  
 2342 consist of:

2343 a. In Mills county, St. Mary's township.

2344 b. The following portions of Pottawattamie county:

2345 (1) Keg Creek township, and that part of the unin-  
 2346 corporated territory of Lewis township not included  
 2347 in representative district eighty-one, as described  
 2348 in subsection eighty-one (81) of this section.

2349 (2) A part of the city of Council Bluffs bordered  
 2350 on the south and west by representative district eighty-  
 2351 one and on the north and east by a line drawn as follows:

2352 Beginning with the intersection of G avenue and  
 2353 Fifteenth street, which is a point on the boundary of  
 2354 representative district eighty-one, south along Fifteenth  
 2355 street to D avenue, east along D avenue to Sixth street,  
 2356 south along Sixth street to Washington avenue, easterly  
 2357 along Washington avenue to First street, southeast along  
 2358 First street to West Broadway, northeast along West  
 2359 Broadway to Frank street, southeast along Frank street  
 2360 to Forest drive, southwest along Forest drive to Lincoln  
 2361 avenue, southeast along Lincoln avenue to Park Lane,  
 2362 east along Park Lane to Morningside street, south along  
 2363 Morningside street to Gleason avenue, east along Gleason  
 2364 avenue to McPherson avenue, northwest along McPherson  
 2365 avenue to U.S. highway 6, easterly along U.S. highway  
 2366 6 to the north-south boundary between Garner and Kane  
 2367 townships in the city of Council Bluffs, north along  
 2368 the Garner-Kane township boundary to the northern  
 2369 corporate limits of the city of Council Bluffs, and  
 2370 first east and then south and southwest along the  
 2371 northern, eastern and southeastern corporate limits  
 2372 of the city of Council Bluffs to the intersection of  
 2373 the corporate limits and state highway 375, which is  
 2374 also a point on the boundary of representative district  
 2375 eighty-one.

2376 (3) A part of the city of Council Bluffs bounded  
 2377 on the west and north by representative district eighty-  
 2378 one, and on the south and east by that portion of the  
 2379 city of Council Bluffs running from the intersection  
 2380 of the mouth of Indian Creek ditch and the Missouri  
 2381 river (which is a part of the south corporate limit  
 2382 of the city of Council Bluffs), which is a point on  
 2383 the boundary of representative district eighty-one,  
 2384 east and north to the intersection of the eastern  
 2385 corporate limit and U.S. highway 275, which is also  
 2386 a point on the boundary of representative district  
 2387 eighty-one.

2388 83. The eighty-third representative district shall



- 2389 consist of:
- 2390 a. In Shelby county, Cass, Lincoln and Shelby
- 2391 townships.
- 2392 b. In Pottawattamie county:
- 2393 (1) Pleasant, Minden, Neola, Boomer, Rockford,
- 2394 Crescent, Hazel Dell, Norwalk, York, James, Center,
- 2395 Grove, Belknap, Carson, Macedonia, Washington, Silver
- 2396 Creek, Hardin, Garner, and Lake townships.
- 2397 (2) That portion of the city of Council Bluffs
- 2398 bordered on the west by representative district eighty-
- 2399 one, as described in subsection eighty-one (81) of this
- 2400 section, on the south and east by representative district
- 2401 eighty-two, as described in subsection eighty-two (82)
- 2402 of this section, and on the north by that portion of
- 2403 the north corporate limits of the city of Council Bluffs
- 2404 running from the intersection of the north corporate
- 2405 limits with north Eighth street, which is a point on
- 2406 the boundary of representative district eighty-one,
- 2407 east to the intersection of the corporate limits and
- 2408 the north-south boundary between Garner and Kane
- 2409 townships, which is a point on the boundary of district
- 2410 eighty-two.
- 2411 84. The eighty-fourth representative district shall
- 2412 consist of:
- 2413 a. All of Montgomery county.
- 2414 b. All of Mills county, except St. Mary's township.
- 2415 c. In Pottawattamie county, Valley, Lincoln, Wright
- 2416 and Waveland townships.
- 2417 d. In Cass county, Cass and Pleasant townships.
- 2418 85. The eighty-fifth representative district shall
- 2419 consist of:
- 2420 a. All of Cass county except Brighton, Washington,
- 2421 Cass, Pleasant and Grant townships.
- 2422 b. All of Adair county.
- 2423 c. All of Adams county.
- 2424 86. The eighty-sixth representative district shall
- 2425 consist of:
- 2426 a. All of Madison county except Jefferson, Lee,
- 2427 Crawford and South townships.
- 2428 b. In Warren county, Virginia and Squaw townships.
- 2429 c. All of Clarke county.
- 2430 d. All of Decatur county.
- 2431 e. In Wayne county, Clay township.
- 2432 87. The eighty-seventh representative district shall
- 2433 consist of:
- 2434 a. All of Warren county except Virginia and Squaw
- 2435 townships.
- 2436 b. In Madison county, Jefferson, Lee, Crawford,
- 2437 and South townships.
- 2438 88. The eighty-eighth representative district shall
- 2439 consist of:
- 2440 a. All of Lucas county.
- 2441 b. In Mahaska county, Scott township and the town
- 2442 of Leighton in Black Oak township.
- 2443 c. All of Marion county except Red Rock, Summit
- 2444 and Lake Prairie townships,

- 2445 89. The eighty-ninth representative district shall  
 2446 consist of:
- 2447 a. In Keokuk county, that part of Benton township  
 2448 lying outside the corporate limits of the town of  
 2449 Hedrick.
- 2450 b. All of Mahaska county except Scott township and  
 2451 the town of Leighton in Black Oak township.
- 2452 c. In Marion county, Summit and Lake Prairie  
 2453 townships.
- 2454 90. The ninetieth representative district shall  
 2455 consist of:
- 2456 a. In Johnson county, Lincoln, Pleasant Valley,  
 2457 Liberty, Sharon, Washington and Fremont townships.
- 2458 b. All of Washington county except that part of  
 2459 the town of Coppock in Marion township.
- 2460 c. In Keokuk county, Liberty, Lafayette, Clear  
 2461 Creek, Richland and East Lancaster townships.
- 2462 91. The ninety-first representative district shall  
 2463 consist of:
- 2464 a. All of Louisa county.
- 2465 b. All of Henry county except Salem, Tippecanoe  
 2466 and Trenton townships and that part of the town of  
 2467 Coppock lying in Jefferson township.
- 2468 c. In Lee county, Pleasant Ridge, Marion and Cedar  
 2469 townships.
- 2470 92. The ninety-second representative district shall  
 2471 consist of:
- 2472 a. All of Fremont county.
- 2473 b. All of Page county.
- 2474 c. In Taylor county, Mason and Polk townships.
- 2475 93. The ninety-third representative district shall  
 2476 consist of:
- 2477 a. All of Ringgold county.
- 2478 b. All of Union county.
- 2479 c. All of Taylor county except Mason and Polk  
 2480 townships.
- 3481 94. The ninety-fourth representative district shall  
 2482 consist of:
- 2483 a. All of Wayne county except Clay township.
- 2484 b. All of Appanoose county, except Union, Udell  
 2485 and Wells townships and that part of the town of Moulton  
 2486 in Washington township.
- 2487 c. In Monroe county, Cedar, Wayne, Guilford, Troy,  
 2488 Jackson, Franklin and Monroe townships.
- 2489 95. The ninety-fifth representative district shall  
 2490 consist of:
- 2491 a. In Van Buren county, the city of Milton in Jackson  
 2492 township.
- 2493 b. In Jefferson county, Locust Grove and Polk  
 2494 townships.
- 2495 c. All of Davis county except Roscoe township.
- 2496 d. In Appanoose county, Union, Udell and Wells  
 2497 townships and that part of the town of Moulton in  
 2498 Washington township.
- 2499 e. In Monroe county, Pleasant, Bluff Creek, Union,  
 2500 Mantua and Urbana townships.

2501 f. The following portions of Wapello county:

2502 (1) All of the county outside the corporate limits  
2503 of the city of Ottumwa.

2504 (2) That part of the city of Ottumwa lying north  
2505 and east of a line drawn as follows:

2506 Beginning with the intersection of Golf avenue and  
2507 the eastern corporate limits of the city of Ottumwa,  
2508 west along Golf avenue to North Court street, north  
2509 along North Court street to Elmdale avenue, east along  
2510 Elmdale avenue to Green street, north along Green street  
2511 to the end of Green street, and directly east to the  
2512 corporate limits.

2513 96. The ninety-sixth representative district shall  
2514 consist of all of the city of Ottumwa, except that part  
2515 included in representative district ninety-five, as  
2516 described by subsection ninety-five (95) of this section.

2517 97. The ninety-seventh representative district shall  
2518 consist of:

2519 a. In Henry county, Salem, Tippecanoe and Trenton  
2520 townships and that part of the town of Coppock in  
2521 Jefferson township.

2522 b. In Washington county, that part of the town of  
2523 Coppock in Marion township.

2524 c. All of Jefferson county except Locust Grove and  
2525 Polk townships.

2526 d. In Lee county, Franklin, Harrison, Charleston,  
2527 Van Buren and Des Moines townships.

2528 e. All of Van Buren county, except the town of  
2529 Milton in Jackson township.

2530 f. In Davis county, Roscoe township.

2531 98. The ninety-eight representative district shall  
2532 consist of the following portions of Des Moines county:

2533 a. Yellow Springs, Huron and Jackson townships,  
2534 and those parts of Flint River and Tama townships lying  
2535 outside the corporate limits of the cities of Burlington  
2536 and West Burlington.

2537 b. An area comprising the city of West Burlington,  
2538 a part of the city of Burlington, and some unincorporated  
2539 territory of Union township encompassed within the  
2540 corporate limits of the city of Burlington, all bounded  
2541 by a line drawn as follows:

2542 Beginning at the intersection of the eastward  
2543 extension of Elm street and the Mississippi river, west  
2544 along the eastward extension of Elm street and Elm  
2545 street to Central avenue, north along Central avenue  
2546 to Division street, west along Division street to  
2547 Marietta street, south along Marietta street to Elm  
2548 street, west along Elm street, the eastward extension  
2549 of Amelia street and Amelia street to Hagemann avenue,  
2550 south along Hagemann avenue to the eastward extension  
2551 of Garden avenue, west along the eastward extension  
2552 of Garden avenue, Garden avenue, and the westward  
2553 extension Garden avenue to the western corporate  
2554 limit of the city of Burlington, first north and then

2555 continuing in a clockwise manner around the exterior  
 2556 corporate limits of the city of Burlington to the point  
 2557 where the corporate limits of the city of Burlington  
 2558 and of the city of West Burlington meet, continuing  
 2559 first north and again in a clockwise manner around the  
 2560 exterior corporate limits of the city of West Burlington  
 2561 to the point where the northern corporate limits of  
 2562 the cities of Burlington and West Burlington meet at  
 2563 a point north of the Burlington Northern railroad shops,  
 2564 first east and continuing in a clockwise manner along  
 2565 the corporate limit of the city of Burlington to the  
 2566 point where it intersects the main channel of the  
 2567 Mississippi river, and southerly along the main channel  
 2568 of the Mississippi river (which is the eastern corporate  
 2569 limit of the city of Burlington) to its intersection  
 2570 with the eastward extension of Elm street, the place  
 2571 of beginning.  
 2572 99. The ninety-ninth representative district shall  
 2573 consist of:  
 2574 a. In Des Moines county:  
 2575 (1) Washington, Pleasant, Grove, Danville and Augusta  
 2576 townships, and those parts of Union and Concordia town-  
 2577 ships lying outside the exterior corporate limits of  
 2578 the city of Burlington.  
 2579 (2) All of the city of Burlington except that part  
 2580 included in representative district ninety-eight, as  
 2581 described in subsection ninety-eight (98) of this sec-  
 2582 tion.  
 2583 b. In Lee county:  
 2584 (1) Denmark and Green Bay townships, that part of  
 2585 Washington township lying outside the corporate limits  
 2586 of the city of Fort Madison, and that part of the  
 2587 unincorporated territory of Madison township lying east  
 2588 of the eastern corporate limits of the city of Fort  
 2589 Madison.  
 2590 (2) That part of the city of Fort Madison lying  
 2591 generally north of a line drawn as follows:  
 2592 Beginning at the intersection of the southward ex-  
 2593 tension of Tenth street and the Mississippi river, north  
 2594 along the southward extension of Tenth street and Tenth  
 2595 street to D avenue, west along D avenue to Fifteenth  
 2596 street, south along Fifteenth street to H avenue, west  
 2597 along H avenue to Sixteenth street, south along Sixteenth  
 2598 street to I avenue, west along I avenue to Eighteenth  
 2599 street, north along Eighteenth street to the northern  
 2600 corporate limits of the city of Fort Madison, west along  
 2601 the northern corporate limits to Twenty-first street,  
 2602 south along Twenty-first street to E avenue, west along  
 2603 E avenue to Twenty-sixth street, south along Twenty-  
 2604 sixth street to R avenue, west along R avenue to Twenty-  
 2605 eighth street, north along Twenty-eighth street to H  
 2606 avenue, west along H avenue to Thirty-fourth place,  
 2607 north along Thirty-fourth place to E avenue, west along  
 2608 E avenue to Thirty-fifth street, north along Thirty-  
 2609 fifth street to C avenue, and east along C avenue to

2610 its intersection with the northern corporate limits  
2611 of the city of Fort Madison.

2612 100. The one hundredth representative district shall  
2613 consist of the following portions of Lee county:

2614 a. West Point, Montrose and Jackson townships, and  
2615 that portion of Jefferson township lying outside the  
2616 corporate limits of the city of Fort Madison.

2617 b. All of the city of Fort Madison except that part  
2618 included in the ninety-ninth representative district,  
2619 as described by subsection ninety-nine (99) of this  
2620 section.

2621 c. All of the city of Keokuk.

2622 Sec. 5. The state is hereby divided into fifty  
2623 senatorial districts each composed of two of the  
2624 representative districts established by section four  
2625 (4) of this Act, as follows:

2626 1. The first senatorial district shall be composed  
2627 of first and eleventh representative districts.

2628 2. The second senatorial district shall be composed  
2629 of the second and twelfth representative districts.

2630 3. The third senatorial district shall be composed  
2631 of the third and thirteenth representative districts.

2632 4. The fourth senatorial district shall be composed  
2633 of the fourth and fifth representative districts.

2634 5. The fifth senatorial district shall be composed  
2635 of the sixth and seventh representative districts.

2636 6. The sixth senatorial district shall be composed  
2637 of the eighth and ninth representative districts.

2638 7. The seventh senatorial district shall be com-  
2639 posed of the tenth and nineteenth representative dis-  
2640 tricts.

2641 8. The eighth senatorial district shall be com-  
2642 posed of the twentieth and twenty-first representative  
2643 districts.

2644 9. The ninth senatorial district shall be composed  
2645 of the twenty-second and twenty-third representative  
2646 districts.

2647 10. The tenth senatorial district shall be composed  
2648 of the twenty-fifth and twenty-sixth representative  
2649 districts.

2650 11. The eleventh senatorial district shall be com-  
2651 posed of the twenty-seventh and twenty-eighth representa-  
2652 tive districts.

2653 12. The twelfth senatorial district shall be com-  
2654 posed of the fourteenth and fifteenth representative  
2655 districts.

2656 13. The thirteenth senatorial district shall be  
2657 composed of the sixteenth and thirtieth representative  
2658 districts.

2659 14. The fourteenth senatorial district shall be  
2660 composed of the seventeenth and eighteenth representa-  
2661 tive districts.

2662 15. The fifteenth senatorial district shall be com-  
2663 posed of the thirty-first and thirty-second representa-  
2664 tive districts.

- 2665 16. The sixteenth senatorial district shall be com-  
2666 posed of the thirty-third and thirty-fourth  
2667 representative districts.
- 2668 17. The seventeenth senatorial district shall be  
2669 composed of the thirty-fifth and fifty-fourth representa-  
2670 tive districts.
- 2671 18. The eighteenth senatorial district shall be  
2672 composed of the thirty-sixth and thirty-ninth representa-  
2673 tive districts.
- 2674 19. The nineteenth senatorial district shall be  
2675 composed of the thirty-seventh and thirty-eighth repre-  
2676 sentative districts.
- 2677 20. The twentieth senatorial district shall be com-  
2678 posed of the fortieth and eighty-third representative  
2679 districts.
- 2680 21. The twenty-first senatorial district shall be  
2681 composed of the twenty-fourth and fifty-fifth repre-  
2682 sentative districts.
- 2683 22. The twenty-second senatorial district shall  
2684 be composed of the forty-first and forty-second repre-  
2685 sentative districts.
- 2686 23. The twenty-third senatorial district shall be  
2687 composed of the forty-third and forty-fourth repre-  
2688 sentative districts.
- 2689 24. The twenty-fourth senatorial district shall  
2690 be composed of the twenty-ninth and forty-fifth repre-  
2691 sentative districts.
- 2692 25. The twenty-fifth senatorial district shall be  
2693 composed of the forty-sixth and sixty-seventh repre-  
2694 sentative districts.
- 2695 26. The twenty-sixth senatorial district shall be  
2696 composed of the forty-seventh and sixty-eighth repre-  
2697 sentative districts.
- 2698 27. The twenty-seventh senatorial district shall  
2699 be composed of the forty-ninth and fifty-second repre-  
2700 sentative districts.
- 2701 28. The twenty-eighth senatorial district shall  
2702 be composed of the fifty-first and fifty-third repre-  
2703 sentative districts.
- 2704 29. The twenty-ninth senatorial district shall be  
2705 composed of the forty-eighth and fiftieth representa-  
2706 tive districts.
- 2707 30. The thirtieth senatorial district shall be composed  
2708 of the seventieth and seventy-first representative  
2709 districts.
- 2710 31. The thirty-first senatorial district shall be  
2711 composed of the seventy-second and eightieth repre-  
2712 sentative districts.
- 2713 32. The thirty-second senatorial district shall  
2714 be composed of the seventy-fourth and seventy-fifth  
2715 representative districts.
- 2716 33. The thirty-third senatorial district shall be  
2717 composed of the seventy-sixth and seventy-seventh  
2718 representative districts.
- 2719 34. The thirty-fourth senatorial district shall

2720 be composed of the seventy-eighth and seventy-ninth  
2721 representative districts.

2722 35. The thirty-fifth senatorial district shall be  
2723 composed of the eighty-first and eighty-second  
2724 representative districts.

2725 36. The thirty-sixth senatorial district shall be  
2726 composed of the eighty-fourth and ninety-second  
2727 representative districts.

2728 37. The thirty-seventh senatorial district shall  
2729 be composed of the eighty-fifth and ninety-third repre-  
2730 sentative districts.

2731 38. The thirty-eighth senatorial district shall  
2732 be composed of the fifty-sixth and eighty-seventh  
2733 representative districts.

2734 39. The thirty-ninth senatorial district shall be  
2735 composed of the fifty-eighth and sixtieth representative  
2736 districts.

2737 40. The fortieth senatorial district shall be  
2738 composed of the sixty-first and sixty-second repre-  
2739 sentative districts.

2740 41. The forty-first senatorial district shall be  
2741 composed of the fifty-seventh and sixty-fourth  
2742 representative districts.

2743 42. The forty-second senatorial district shall be  
2744 composed of the fifty-ninth and sixty-third representa-  
2745 tive districts.

2746 43. The forty-third senatorial district shall be  
2747 composed of the sixty-fifth and sixty-sixth representa-  
2748 tive districts.

2749 44. The forty-fourth senatorial district shall be  
2750 composed of the eighty-eighth and eighty-ninth repre-  
2751 sentative districts.

2752 45. The forty-fifth senatorial district shall be  
2753 composed of the eighty-sixth and ninety-fourth repre-  
2754 sentative districts.

2755 46. The forty-sixth senatorial district shall be  
2756 composed of the ninety-fifth and ninety-sixth repre-  
2757 sentative districts.

2758 47. The forty-seventh senatorial district shall  
2759 be composed of the sixty-ninth and ninetieth representa-  
2760 tive districts.

2761 48. The forty-eighth senatorial district shall be  
2762 composed of the seventy-third and ninety-first repre-  
2763 sentative districts.

2764 49. The forty-ninth senatorial district shall be  
2765 composed of the ninety-eighth and ninety-ninth repre-  
2766 sentative districts.

2767 50. The fiftieth senatorial district shall be

2768 composed of the ninety-seventh and one hundredth repre-  
2769 sentative districts."

SKINNER of Polk, District 60  
COCHRAN of Webster, District 29  
BLOUIN of Dubuque, District 49  
DOYLE of Woodbury, District 21  
MONROE of Des Moines, District 92  
PATTON of Buchanan, District 20

1 Amend Senate File 565 by adding thereto the follow-  
2 ing:

3 "Sec. 17. That the Department of Social Services  
4 is directed to continue making categorical assistance  
5 payments and not reduce payments because of increased  
6 social security benefits that recipients or their  
7 spouse, if any, may receive after January 1, 1971."

GOODE of Davis, District 98

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, June 9, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Fiftieth Calendar Day—One Hundredth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JUNE 9, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend John N. Carlson, pastor of the First Lutheran Church, Algona, Iowa.

The Journal of Tuesday, June 8, 1971, was approved.

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twelve Girl Scouts from Troop 71, Ottumwa, Iowa, accompanied by their leader, Mrs. Norman Yeager. By Schwartz of Wapello, District 97.

Fifteen Cub Scouts from Norwalk, Iowa, accompanied by their leader, Mrs. Lahmer. By Middleswart of Warren, District 93.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 551, 557, 558, 559, 560, 563, 568, 569 and 570, under Rule 35.

## SENATE MESSAGE CONSIDERED

**Senate File 85**, a bill for an act creating a department of environmental quality, specifying its powers, duties and functions, and providing penalties for violations thereof.

Read first time and referred to the sifting committee.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 719, a bill for an act appropriating to the state conservation commission from the marine fuel tax fund.

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

House File 720, a bill for an act appropriating to the state conservation commission from the fish and game protection fund.

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

House File 721, a bill for an act appropriating to the administration fund of the state conservation commission.

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

House File 722, a bill for an act appropriating from the general fund to the state conservation commission.

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

House File 723, a bill for an act appropriating to the state conservation commission for specific projects.

CARROLL A. LANE, Secretary

#### HOUSE RESOLUTION 8 TABLED

Small of Johnson, District 69, called up for consideration **House Resolution 8**, filed on May 10, 1971, and found on page 1399 of the House Journal.

Fischer of Grundy, District 35, moved that House Resolution 8 be tabled.

Roll call was requested by Blouin of Dubuque, District 49, and Small of Johnson, District 69.

On the question "Shall House Resolution 8 be tabled?"

The ayes were, 58:

Alt	Fisher, C. R.	Moffitt	Stanley
Andersen	Goode	Nielsen	Stokes
Bennett	Grassley	Nystrom	Strand
Bergman	Holden	Pellett	Stromer
Campbell	Kehe	Pierson	Strothman
Christensen	Knoblauch	Rex	Tieden
Curtis	Knoke	Rodgers	Trowbridge
Den Herder	Kreamer	Roorda	Varley
Doyle	Kruse	Sargisson	Waugh
Dougherty	Lawson	Schroeder	Welden
Drake	McElroy	Schwartz	Winkelman
Edelen	Mendenhall	Shaw	Wirtz
Egenes	Menefee	Siglin	Wyckoff
Ellsworth	Millen	Sorg	Mr. Speaker
Fischer, H. O.	Miller		

The nays were, 26:

Blouin	Hansen	Mayberry	Schmeiser
Bray	Husak	McCormick	Scott
Camp	Jesse	Middleswart	Small
Clark	Johnston	Monroe	Uban
Cochran	Kennedy	Patton	Wells
Dunton	Kinley	Pelton	Willits
Gluba	Larson		

Absent or not voting, 16:

Anania	Hamilton	Logemann	Radl
Ewell	Hill	Mollett	Schwieger
Franklin	Kelly	Norpel	Skinner
Freeman	Lipsky	Priebe	Taylor

The motion prevailed.

#### SENATE AMENDMENTS CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 705**, a bill for an act to make an appropriation to the department of history and archives, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 705, page 2, line 18, by inserting the following after the period:

“The department of history and archives may make application to the committees on appropriations for the reappropriation of any funds that do revert, or probably will revert upon the dates herein set and the respective committees on appropriations or a subcommittee thereof shall hold a hearing upon the application while the general assembly is in regular session.”

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 705)

The ayes were, 77:

Anania	Fisher, C. R.	Small	Siglin
Andersen	Freeman	Middleswart	Sorg
Bennett	Gluba	Millen	Stanley
Bergman	Goode	Miller	Stokes
Blouin	Grassley	Moffitt	Strand
Bray	Holden	Nielsen	Stromer
Camp	Kehe	Norpel	Strothman
Campbell	Kennedy	Nystrom	Taylor
Christensen	Knoblauch	Patton	Tieden
Clark	Knoke	Pellett	Trowbridge
Cochran	Kreamer	Pierson	Varley
Curtis	Kruse	Priebe	Waugh
Den Herder	Larson	Rex	Welden
Dougherty	Lawson	Rodgers	Wells
Doyle	Lipsky	Roorda	Willits
Drake	McCormick	Sargisson	Winkelman
Dunton	McElroy	Schmeiser	Wirtz
Edelen	Mendenhall	Schwieger	Wyckoff
Ellsworth	Menefee	Scott	Mr. Speaker
Fischer, H. O.			

The nays were, 3:

Husak	Monroe	Uban
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Absent or not voting, 20:

Alt	Hansen	Kinley	Radl
Egenes	Hill	Logemann	Schroeder
Ewell	Jesse	Mayberry	Schwartz
Franklin	Johnston	Mollett	Shaw
Hamilton	Kelly	Pelton	Skinner

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Holden of Scott, District 75, called up for consideration **House File 347**, a bill for an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 347, as passed by the House, as follows:

- Page 1, line 11, by inserting after the word "*purposes*" the following: "*by the highway commission*".
- Page 1, line 12, by inserting after the word "*been*" the word "*finally*".
- Page 1, by striking in lines 13, 14 and 15 the words "*application for condemnation has been filed with the chief judge of the judicial district pursuant to section 472.3*", and inserting in lieu thereof the following: "*commission has determined and filed its award*".
- Page 1, lines 15 and 16, by striking the words "*seventy-five per cent*" and inserting in lieu thereof the word "*all*".
- Page 1, line 21, by inserting after the word "*purposes*." the following: "*This Act shall be applicable to condemnation proceedings pending on the effective date of this Act; it being provided that, as to such proceedings, unless damages have been finally determined and paid, the landowner shall not be dispossessed until one hundred eighty days after the effective date of this Act.*"
- Page 1, by adding the following new section after line 21:
 

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids, Iowa, and in The Telegraph-Herald, a newspaper published in Dubuque, Iowa.

Motion prevailed and the House concurred in the Senate amendment.

Holden of Scott, District 75, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 347)

The ayes were, 80:

Alt	Fisher, C. R.	Middleswart	Shaw
Anania	Freeman	Millen	Siglin
Andersen	Gluba	Miller	Small
Bennett	Goode	Moffitt	Sorg
Bergman	Grassley	Mollett	Stanley
Blouin	Holden	Nielsen	Stokes
Bray	Jesse	Norpel	Strand
Camp	Kehe	Nystrom	Stromer
Clark	Kennedy	Patton	Strothman
Cochran	Knoblauch	Pellett	Taylor
Curtis	Knoke	Pelton	Tieden
Den Herder	Kreamer	Pierson	Trowbridge
Dougherty	Kruse	Priebe	Varley
Doyle	Larson	Radl	Waugh
Drake	Lipsky	Rex	Wells
Dunton	Logemann	Rodgers	Willits
Edelen	Mayberry	Roorda	Winkelman
Egenes	McElroy	Sargisson	Wirtz
Ellsworth	Mendenhall	Schroeder	Wyckoff
Fischer, H. O.	Menefee	Schmeiser	Mr. Speaker

The nays were, 6:

Christensen	Monroe	Scott	Uban
Husak	Schmeiser		

Absent or not voting, 14:

Campbell	Hansen	Kinley	Schwartz
Ewell	Hill	Lawson	Skinner
Franklin	Johnston	McCormick	Welden
Hamilton	Kelly		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### APPROPRIATIONS CALENDAR

**House File 728**, a bill for an act to appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions, with report of committee recommending passage, was taken up for consideration.

Fisher of Greene, District 56, offered the following amendment filed by him and moved its adoption:

Amend House File 728 as follows:

1. Page 3, by striking all of lines 10 through 13.
2. Page 4, line 22, by striking the figures "2,108,574.00 and \$2,146,328.00" and inserting in lieu thereof the figures, "\$2,083,574.00 and \$2,121,328.00".
3. Page 3, correct the subtotals in line 15 to conform to these amendments.

The amendment was adopted.

Small of Johnson, District 69, offered the following amendment filed by him and moved its adoption:

Amend House 728 as follows:

1. Page 3 by striking all of lines 32 through 35.
2. Page 4 by striking all of line 1.

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 24:

Bennett	Franklin	Johnston	Schwartz
Blouin	Gluba	Kinley	Schwieger
Bray	Hansen	Larson	Skinner
Camp	Hill	Monroe	Small
Egenes	Holden	Pelton	Uban
Ewell	Jesse	Schmeiser	Wells

The nays were, 67:

Alt	Fisher, C. R.	Millen	Siglin
Anania	Goode	Miller	Sorg
Andersen	Grassley	Moffitt	Stanley
Bergman	Husak	Mollett	Stokes
Campbell	Kehe	Nielsen	Strand
Christensen	Kennedy	Norpel	Strothman
Clark	Knoblauch	Nystrom	Taylor
Cochran	Knoke	Pellett	Tieden
Curtis	Kreamer	Pierson	Trowbridge
Den Herder	Kruse	Priebe	Varley
Dougherty	Logemann	Rex	Welden
Doyle	Mayberry	Rodgers	Willits
Drake	McCormick	Roorda	Winkelman
Dunton	McElroy	Sargisson	Wirtz
Edelen	Mendenhall	Schroeder	Wyckoff
Ellsworth	Menefee	Scott	Mr. Speaker
Fischer, H. O.	Middleswart	Shaw	

Absent or not voting, 9:

Freeman	Lawson	Patton	Stromer
Hamilton	Lipsky	Radl	Waugh
Kelly			

The amendment lost.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 728)

The ayes were, 86:

Alt	Blouin	Cochran	Drake
Anania	Camp	Curtis	Dunton
Andersen	Campbell	Den Herder	Edelen
Bennett	Christensen	Dougherty	Egenes
Bergman	Clark	Doyle	Ellsworth

Ewell	Lipsky	Pelton	Stokes
Fisher, C. R.	Logemann	Pierson	Strand
Freeman	Mayberry	Priebe	Stromer
Goode	McCormick	Rex	Strothman
Grassley	McElroy	Rodgers	Taylor
Hill	Mendenhall	Roorda	Tieden
Holden	Menefee	Sargisson	Trowbridge
Husak	Middleswart	Schmeiser	Varley
Kehe	Millen	Schroeder	Waugh
Kelly	Miller	Schwartz	Welden
Kennedy	Moffitt	Scott	Wells
Kinley	Mollett	Shaw	Willits
Knoblauch	Nielsen	Siglin	Winkelman
Knoke	Norpel	Skinner	Wirtz
Kreamer	Nystrom	Sorg	Wyckoff
Kruse	Patton	Stanley	Mr. Speaker
Lawson	Pellet		

## The nays were, 9:

Bray	Jesse	Larson	Small
Franklin	Johnston	Monroe	Uban
Gluba			

## Absent or not voting, 5:

Fischer, H. O.	Hansen	Radl	Schwieger
Hamilton			

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

**House File 731**, a bill for an act to appropriate from the general fund of the state to the higher education facilities commission, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 731)

## The ayes were, 91:

Alt	Edelen	Kehe	Miller
Anania	Egenes	Kelly	Moffitt
Andersen	Ellsworth	Kennedy	Monroe
Bennett	Ewell	Knoblauch	Nielsen
Blouin	Fischer, H. O.	Knoke	Norpel
Bray	Fisher, C. R.	Kruse	Nystrom
Camp	Franklin	Larson	Patton
Campbell	Freeman	Lawson	Pellet
Christensen	Gluba	Lipsky	Pelton
Clark	Goode	Logemann	Pierson
Cochran	Grassley	Mayberry	Priebe
Curtis	Hansen	McCormick	Rex
Den Herder	Hill	McElroy	Rodgers
Dougherty	Holden	Mendenhall	Roorda
Doyle	Husak	Menefee	Sargisson
Drake	Jesse	Middleswart	Schmeiser
Dunton	Johnston	Millen	Schroeder

Schwartz	Stanley	Tieden	Willits
Scott	Stokes	Trowbridge	Winkelman
Siglin	Strand	Varley	Wirtz
Skinner	Stromer	Waugh	Wyckoff
Small	Strothman	Welden	Mr. Speaker
Sorg	Taylor	Wells	

The nays were, none.

Absent or not voting, 9:

Bergman	Kreamer	Radl	Shaw
Hamilton	Mollett	Schwieger	Uban
Kinley			

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

#### SIFTING COMMITTEE CALENDAR

**House File 734**, a bill for an act relating to junkyards along interstate and federal aid primary highways, was taken up for consideration.

Drake of Muscatine, District 71, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Doyle of Woodbury, District 21, refrained from voting.

On the question "Shall the bill pass?" (H.F. 734)

The ayes were, 81:

Alt	Gluba	McElroy	Scott
Anania	Goode	Mendenhall	Shaw
Andersen	Grassley	Menefee	Siglin
Bergman	Hansen	Middleswart	Skinner
Blouin	Hill	Miller	Small
Bray	Husak	Moffitt	Sorg
Camp	Johnston	Mollett	Stanley
Campbell	Kehe	Monroe	Stokes
Clark	Kennedy	Norpel	Strand
Cochran	Kinley	Nystrom	Strothman
Curtis	Knoblauch	Patton	Taylor
Den Herder	Knoke	Pelton	Uban
Dougherty	Kreamer	Pierson	Varley
Drake	Kruse	Priebe	Waugh
Dunton	Larson	Rex	Welden
Edelen	Lawson	Rodgers	Wells
Egenes	Lipsky	Sargisson	Willits
Ellsworth	Logemann	Schmeiser	Wirtz
Fischer, H. O.	Mayberry	Schroeder	Wyckoff
Fisher, C. R.	McCormick	Schwieger	Mr. Speaker
Freeman			

The nays were, 5:

Christensen	Roorda	Tieden	Winkelman
Holden			



Absent or not voting, 14:

Bennett	Hamilton	Nielsen	Schwartz
Doyle	Jesse	Pellett	Stromer
Ewell	Kelly	Radl	Trowbridge
Franklin	Millen		

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

**House File 735**, a bill for an act authorizing the state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, to complete, improve, repair, remodel, or reconstruct interstate bridges and to issue bonds therefor, was taken up for consideration.

Goode of Davis, District 98, offered the following amendment from the floor and moved its adoption:

Amend title to House File 735, line 4, by adding after the word "issue" the word "*revenue*".

The amendment was adopted.

Pelton of Clinton, District 74, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 735)

The ayes were, 88:

Alt	Goode	Middleswart	Shaw
Anania	Hansen	Millen	Siglin
Andersen	Hill	Miller	Skinner
Bennett	Holden	Moffitt	Small
Bergman	Husak	Mollett	Sorg
Bray	Johnston	Monroe	Stanley
Camp	Kehe	Norpel	Strand
Campbell	Kelly	Nystrom	Stromer
Christensen	Kennedy	Patton	Strothman
Clark	Kinley	Pellett	Taylor
Cochran	Knoblauch	Pelton	Tieden
Den Herder	Knoke	Pierson	Trowbridge
Dougherty	Kruse	Priebe	Uban
Doyle	Larson	Rex	Varley
Drake	Lawson	Rodgers	Waugh
Edelen	Lipsky	Roorda	Welden
Egenes	Logemann	Sargisson	Wells
Ellsworth	Mayberry	Schmeiser	Willits
Fisher, C. R.	McCormick	Schroeder	Winkelman
Franklin	McElroy	Schwartz	Wirtz
Freeman	Mendenhall	Schwieger	Wyckoff
Gluba	Menefee	Scott	Mr. Speaker

The nays were, 2:

Nielsen	Stokes
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Absent or not voting, 10:

Blouin	Ewell	Hamilton	Kreamer
Curtis	Fischer, H. O.	Jesse	Radl
Dunton	Grassley		

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

### MOTION TO RECONSIDER

#### CONFERENCE COMMITTEE REPORT LOST

(House File 654)

Stromer of Hancock, District 8, called up for consideration his motion to reconsider filed on June 8, 1971, and moved to reconsider the conference committee report on **House File 654** which failed to be adopted on June 8, 1971.

Cochran of Webster, District 29, rose on a point of order that the motion was out of order.

The Speaker ruled the point not well taken and the motion in order.

Winkelman of Calhoun, District 26, moved that action on the motion to reconsider be deferred.

Roll call was requested by Varley of Adair, District 84, and Stromer of Hancock, District 8.

On the question "Shall the motion to defer prevail?"

The ayes were, 30:

Anania	Johnston	Nielsen	Skinner
Bennett	Kennedy	Norpel	Stromer
Blouin	Kinley	Priebe	Taylor
Christensen	Knoblauch	Radl	Tieden
Cochran	Larson	Rodgers	Waugh
Doyle	McCormick	Schmeiser	Wells
Ewell	Middleswart	Scott	Winkelman
Jesse	Monroe		

The nays were, 68:

Alt	Fischer, H. O.	Kreamer	Patton
Andersen	Fisher, C. R.	Kruse	Pellett
Bergman	Franklin	Lawson	Pelton
Bray	Freeman	Lipsky	Pierson
Camp	Gluba	Logemann	Rex
Campbell	Goode	Mayberry	Roorda
Clark	Grassley	McElroy	Sargisson
Curtis	Hansen	Mendenhall	Schroeder
Dougherty	Hill	Menefee	Schwartz
Drake	Holden	Millen	Schwieger
Dunton	Husak	Miller	Shaw
Edelen	Kehe	Moffitt	Siglin
Egenes	Kelly	Mollett	Small
Ellsworth	Knoke	Nystrom	Sorg

Stanley	Strothman	Varley	Wirtz
Stokes	Trowbridge	Welden	Wyckoff
Strand	Uban	Willits	Mr. Speaker

Absent or not voting, 2:

Den Herder	Hamilton
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The motion lost.

On the Stromer motion to reconsider the vote by which the conference committee report failed to be adopted, roll call was requested by Stromer of Hancock, District 8, and Varley of Adair, District 84.

Rule 70 was invoked.

On the question "Shall the vote on the conference committee report be reconsidered?"

The ayes were, 49:

Alt	Grassley	McElroy	Schwieger
Andersen	Hansen	Millen	Shaw
Camp	Hill	Miller	Siglin
Campbell	Holden	Moffitt	Sorg
Christensen	Kehe	Mollett	Stanley
Clark	Kelly	Nystrom	Stokes
Curtis	Knoke	Pellett	Strand
Den Herder	Kreamer	Pelton	Strothman
Drake	Kruse	Pierson	Trowbridge
Egenes	Lawson	Rex	Varley
Ellsworth	Lipsky	Roorda	Wirtz
Fisher, C. R.	Logemann	Schroeder	Mr. Speaker
Freeman			

The nays were, 50:

Anania	Gluba	Middleswart	Skinner
Bennett	Goode	Monroe	Small
Bergman	Husak	Nielsen	Stromer
Blouin	Jesse	Norpel	Taylor
Bray	Johnston	Patton	Tieden
Cochran	Kennedy	Priebe	Uban
Dougherty	Kinley	Radl	Waugh
Doyle	Knoblauch	Rodgers	Welden
Dunton	Larson	Sargisson	Wells
Edelen	Mayberry	Schmeiser	Willits
Ewell	McCormick	Schwartz	Winkelman
Fischer, H. O.	Mendenhall	Scott	Wyckoff
Franklin	Menefee		

Absent or not voting, 1:

Hamilton

The motion lost.

The House was recessed until 2:00 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker pro tempore **Millen** in the chair.

## CONSIDERATION OF BILLS

## PENDING CALENDAR

The House resumed consideration of House File 732, a bill for an act to establish the composition of the General Assembly and provide for election of the members thereof.

Jesse of Polk, District 58, offered the following Jesse, et al., amendment and moved its adoption:

Amend House File 732 as follows:

1. Page 3, by striking lines 5 through 35.
2. Page 4, by striking lines 1 through 35 and inserting in lieu thereof the following:

"2. Each even numbered senatorial district established by section five (5) of this Act shall elect one senator for a term of four years in 1972, and every fourth year thereafter. Each odd numbered senatorial district established by section five (5) of this Act shall elect one senator for a term of two years in 1972 and shall elect one senator for a term of four years every fourth year thereafter.

Roll call was requested by Jesse of Polk, District 58, and Skinner of Polk, District 60.

On the question "Shall the amendment be adopted?"

The ayes were, 38:

Anania	Ewell	McCormick	Schmeiser
Bennett	Franklin	Middleswart	Schwartz
Blouin	Gluba	Monroe	Scott
Bray	Husak	Norpel	Skinner
Cochran	Jesse	Patton	Small
Den Herder	Johnston	Priebe	Uban
Dougherty	Kennedy	Radl	Wells
Doyle	Kinley	Rodgers	Willits
Dunton	Knoblauch	Sargisson	Wyckoff
Edelen	Larson		

The nays were, 51:

Alt	Goode	Menefee	Siglin
Andersen	Grassley	Sorg	Stanley
Bergman	Hansen	Miller	Stokes
Campbell	Hill	Moffitt	Strand
Christensen	Holden	Mollett	Strothman
Clark	Knoke	Nielsen	Tieden
Curtis	Kreamer	Nystrom	Trowbridge
Drake	Kruse	Pellett	Waugh
Egenes	Lawson	Pierson	Welden
Ellsworth	Lipsky	Rex	Winkelman
Fischer, H. O.	Logemann	Roorda	Wirtz
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker
Freeman	Mendenhall	Shaw	(Millen)

Absent or not voting, 11:

Camp	Kehe	Pelton	Taylor
Hamilton	Kelly	Schroeder	Varley
Harbor	Mayberry	Stromer	

The amendment lost.

Shaw of Scott, District 78, offered the following amendment from the floor and moved its adoption:

Amend House File 732 by striking from page 3 lines 5 through 35, inclusive, and from page 4 lines 1 through 35, inclusive, and inserting in lieu thereof the following:

"2. Each senatorial district established by section five (5) of this Act in which one, but only one, incumbent senator was residing as of June 1, 1971, shall elect one senator for a term of four years in the year next preceding the year of expiration of the term to which the resident incumbent senator was last elected, and shall elect one senator each four years thereafter.

3. Each senatorial district established by section five (5) of this Act in which no incumbent senator, or more than one incumbent senator, was residing as of June 1, 1971 shall elect one senator for a term of four years in 1972, and each four years thereafter.

4. If any new senator is elected after June 1, 1971 from a senatorial district established by chapter forty-one (41), Code 1971, to fill a vacancy in a four-year term which began in January, 1971, but the senator so elected is a resident of a district established by section five (5) of this Act other than that in which his predecessor resided, the term of office of the senator elected to fill the vacancy shall be terminated on January 2, 1973.

5. In order to achieve compliance with the requirement of the state constitution that senators shall be classified so that as nearly as possible one-half of the members of the senate shall be elected every two years, any vacancy in a four-year senate term which began in January, 1971, occurring at a time when the governor considers it necessary to fill the vacancy by special election prior to the 1972 general election, shall be filled only for the period ending January 2, 1973. Any such vacancy occurring at a time which will permit the vacancy to be filled at the 1972 general election shall be filled for a term of four years beginning January 2, 1973, regardless of whether or not a special election has previously been held to fill the vacancy. However, this subsection shall apply only to the first two such vacancies which may occur prior to the latest time when it is possible to place candidates for the office of state senator on the ballot for the 1972 general election."

Roll call was requested by Shaw of Scott, District 78, and Camp of Clinton, District 73.

On the question "Shall the amendment be adopted?"

The ayes were, 55:

Alt	Goode	Menefee	Stanley
Andersen	Grassley	Miller	Stokes
Bergman	Hansen	Moffitt	Strand
Camp	Hill	Nielsen	Strothman
Campbell	Kehe	Nystrom	Taylor
Christensen	Knoke	Pellett	Tieden
Clark	Kreamer	Pierson	Trowbridge
Curtis	Kruse	Rex	Varley
Drake	Lawson	Roorda	Waugh
Edelen	Lipsky	Schroeder	Welden
Egenes	Logemann	Schwieger	Winkelman
Ellsworth	Mayberry	Shaw	Wirtz
Fisher, C. R.	McElroy	Siglin	Mr. Speaker
Freeman	Mendenhall	Sorg	(Millen)

The nays were, 34:

Anania	Franklin	McCormick	Schwartz
Blouin	Gluba	Norpel	Scott
Bray	Husak	Patton	Skinner
Cochran	Jesse	Priebe	Small
Den Herder	Johnston	Radl	Uban
Dougherty	Kennedy	Rodgers	Wells
Doyle	Kinley	Sargisson	Willits
Dunton	Knoblauch	Schmeiser	Wyckoff
Ewell	Larson		

Absent or not voting, 11:

Bennett	Harbor	Middleswart	Pelton
Fischer, H. O.	Holden	Mollett	Stromer
Hamilton	Kelly	Monroe	

The amendment was adopted.

Speaker Harbor in the chair at 3:55 p.m.

Skinner of Polk, District 60, offered the Skinner, et al., amendment filed on June 8, 1971, and found on pages 1901 through 1952 of the House Journal and moved its adoption.

Roll call was requested by Skinner of Polk, District 60, and Cochran of Webster, District 29.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 41:

Anania	Dougherty	Gluba	Knoblauch
Bennett	Doyle	Husak	Larson
Blouin	Dunton	Jesse	Lipsky
Bray	Edelen	Johnston	Mayberry
Christensen	Ewell	Kennedy	Middleswart
Cochran	Franklin	Kinley	Monroe

Norpel	Rex	Schwartz	Uban
Patton	Rodgers	Scott	Wells
Pierson	Sargisson	Skinner	Willits
Priebe	Schmeiser	Small	Wyckoff
Radl			

**The nays were, 54:**

Alt	Hansen	Miller	Stanley
Andersen	Hill	Moffitt	Stokes
Bergman	Holden	Mollett	Strand
Campbell	Kehe	Nielsen	Strothman
Clark	Kelly	Nystrom	Taylor
Curtis	Knoke	Pellett	Tieden
Den Herder	Kreamer	Pelton	Trowbridge
Drake	Kruse	Roorda	Varley
Egenes	Lawson	Schroeder	Waugh
Ellsworth	Logemann	Schwieger	Welden
Fischer, H. O.	McElroy	Shaw	Winkelman
Fisher, C. R.	Mendenhall	Siglin	Wirtz
Goode	Menefee	Sorg	Mr. Speaker
Grassley	Millen		

**Absent or not voting, 5:**

Camp	Hamilton	McCormick	Stromer
Freeman			

The amendment lost.

Varley of Adair, District 84, moved the previous question on House File 732 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 58, nays 35.

The motion having received a three-fifths majority, prevailed.

Kruse of O'Brien, District 4, offered the following amendment filed by him and moved its adoption:

Amend House File 732 as follows:

1. By striking from page 5, lines 19, 20, 21 and 22, and inserting in lieu thereof the following:
  4. The fourth representative district shall consist of:
    - a. All of Clay county except Lone Tree and Clay townships.
    - b. All of Dickinson county except Richland and Lloyd townships.
  2. By striking from page 5 lines 29, 30, 31, 32 and 33, and inserting in lieu thereof the following:
    6. The sixth representative district shall consist of:
      - a. In Dickinson county, Richland and Lloyd townships.
      - b. All of Emmet county.
      - c. All of Palo Alto county, except West Bend township.

d. In Pocahontas county, Cummins and Powhatan townships.

Roll call was requested by Wirtz of Palo Alto, District 16, and Kruse of O'Brien, District 4.

On the question "Shall the amendment be adopted?"

The ayes were, 33:

Anania	Hill	Norpel	Sorg
Bennett	Holden	Pellett	Stokes
Blouin	Husak	Radl	Strothman
Campbell	Jesse	Sargisson	Uban
Den Herder	Johnston	Schwartz	Waugh
Drake	Kehe	Scott	Wells
Dunton	Kruse	Skinner	Willits
Edelen	Mendenhall	Small	Winkelman
Gluba			

The nays were, 43:

Andersen	Fischer, H. O.	McElroy	Roorda
Bergman	Fisher, C. R.	Menefee	Schwieger
Bray	Goode	Middleswart	Shaw
Christensen	Hansen	Miller	Siglin
Cochran	Kennedy	Moffitt	Stanley
Curtis	Kinley	Nystrom	Strand
Dougherty	Knoblauch	Pelton	Varley
Doyle	Larson	Pierson	Wirtz
Egenes	Lipsky	Priebe	Wyckoff
Ellsworth	Logemann	Rex	Mr. Speaker
Ewell	McCormick	Rodgers	

Absent or not voting, 24:

Alt	Hamilton	Millen	Schroeder
Camp	Kelly	Mollett	Stromer
Clark	Knoke	Monroe	Taylor
Franklin	Kreamer	Nielsen	Tieden
Freeman	Lawson	Patton	Trowbridge
Grassley	Mayberry	Schmeiser	Welden

The amendment, lost.

Shaw of Scott, District 78, offered the following amendment filed by her:

Amend House File 732 as follows:

- Page 5, line 26, by inserting after the word "Sherman," the word "Center,".
- Page 5, line 28, by striking the words "city of Pocahontas and the".
- Page 6, by inserting the following new paragraph after line 3, and redesignating the succeeding paragraph accordingly:  
"c. In Palo Alto county, West Bend township."
- Page 13, by inserting the following new paragraph after line 15, and redesignating the succeeding paragraph accordingly:  
"c. In Humboldt county:  
(1) Grove, Lake, Beaver and Norway townships.



(2) The town of Dakota City.

(3) The city of Humboldt."

5. Page 19, by inserting the following new paragraph after line 34, and redesignating the succeeding paragraphs accordingly:

"a. In Carroll county, Richland and Union townships."

6. Page 20, by inserting in line 2 after the word "except" the word "Grant,".

7. Page 20, by striking from line 33 in both instances where it appears the word "forty-two" and inserting in lieu thereof in each case the word "forty-one".

8. Page 20, by striking from line 34 the parenthesized numeral "(42)" and inserting in lieu thereof the parenthesized numeral "(41)".

9. Page 21, line 34, by striking the word "Central" and inserting in lieu thereof the word "Crystal".

10. Page 25, line 13, by inserting before the word "Jackson" the words "Spring Grove,".

11. Page 48, line 10, by striking the word "Sumner" and inserting in lieu thereof the word "Summit".

12. Page 51, line 13, by striking the word "Bray" in both instances where it appears, and inserting in lieu thereof in each case the word "Spray".

Shaw of Scott, District 78, offered the following amendment to her amendment and moved its adoption:

Amend the Shaw amendment to House File 732, filed June 8, by adding the following new amendment:

Page 51, by striking from line 32 the words "Augusta township" and inserting in lieu thereof the words "The territory which constituted Augusta township as it existed prior to March 16, 1970,".

A non-record roll call was requested.

The ayes were 45, nays 36.

The amendment to the amendment was adopted.

Shaw of Scott, District 78, moved the adoption of her amendment as amended.

The amendment as amended was adopted.

Speaker pro tempore Millen in the chair at 5:00 p.m.

Schwieger of Black Hawk, District 40, offered the following amendment from the floor and moved its adoption:

Amend House File 732 as follows:

1. By striking from page 14 lines 1 and 2 and inserting in lieu thereof the following:

"C. The following portions of Black Hawk County; Union, Washington, Mount Vernon, Bennington, Lester,".

2. By striking from page 14 lines 9 through 18, inclusive.

3. By striking from page 16, lines 19 and 20, the words, "and of the unincorporated portion of East Waterloo Township,".

The amendment was adopted.

Husak of Tama, District 41, offered the following amendment from the floor and moved its adoption :

Amend House File 732 as follows :

1. Page 21, by striking line 35, and page 22, by striking lines 1 through 13, inclusive, and inserting in lieu thereof the following :

"b. All of Poweshiek county, except Jefferson, Warren, Lincoln and Deep River townships.

c. In Tama county, Indian Village, Toledo, Tama, Carroll, Oneida, Otter Creek, York, Highland, Columbia, Richland and Salt Creek townships.

48. The forty-eighth representative district shall consist of :

a. All of Benton county, except St. Clair township.

b. In Black Hawk county, Big Creek township.

c. In Tama county, Perry and Clark townships."

2. Page 38, by striking line 35, and page 39, by striking lines 1 through 10, inclusive, and inserting in lieu thereof the following :

"a. In Benton county, St. Clair township.

b. In Cedar county, Springdale township.

c. All of Iowa county except that portion of the town of North English lying in English township.

d. In Johnson county, Hardin, Union, Washington, Sharon, Liberty, Pleasant Valley, Scott, Lincoln and Fremont townships.

e. In Poweshiek county, Jefferson, Warren, Lincoln and Deep River townships.

f. In Washington county, Iowa township."

A non-record roll call was requested.

The ayes were 37, nays 45.

The amendment lost.

Shaw of Scott, District 78, offered the following amendment from the floor :

Amend House File 732 as follows :

1. Page 6, line 13, by striking the words "and Owen" and inserting in lieu thereof the words ", Owen and Dougherty".

2. Page 13, line 12, by striking the words ", Geneseo and Dougherty" and inserting in lieu thereof the words "and Geneseo".

Logemann of Worth, District 7, offered the following amendment to the amendment filed by him and Lawson of Cerro Gordo, District 17, and moved its adoption :

Amend the Shaw amendment to House File 732, filed June 9, 1971, by striking all after line 1 and inserting in lieu thereof the following:

"1. Page 6, line 13, by inserting after the word 'Portland,' the words 'Mount Vernon,'

2. Page 13, line 11, by striking the words 'Mount Vernon'."

A non-record roll call was requested.

The ayes were 44, nays 33.

The amendment to the amendment was adopted.

Shaw of Scott, District 78, moved the adoption of her amendment as amended.

The amendment as amended was adopted.

Norpel of Jackson, District 52, offered the following amendment filed by him and moved its adoption:

Amend House File 732 by striking from page 29 lines 8 through 23, inclusive, and inserting in lieu thereof the following:

"55. The fifty-fifth representative district shall consist of:

a. All of Cedar county except Massillon and Springdale townships.

b. In Jones county:

(1) Lovell, Castle Grove, Cass, Fairview and Greenfield townships.

(2) The city of Monticello.

c. In Scott county, Liberty and Cleona townships, that portion of the town of Dixon lying in Allen's Grove township, and that portion of the town of Plainview lying in Hickory Grove township.

56. The fifty-sixth representative district shall consist of:

a. In Cedar county, Massillon township.

b. All of Jackson county except Prairie Springs and Tete Des Morts townships.

c. All of Jones county except Lovell, Castle Grove, Cass, Fairview and Greenfield townships and the city of Monticello."

A non-record roll call was requested.

The ayes were 58, nays 21.

The amendment was adopted.

Dunton of Keokuk, District 88, offered the following amendment filed by him and moved its adoption:

Amend House File 732 as follows:

1. Page 38, by striking lines 20 through 34, inclusive, and inserting in lieu thereof the following:

"70. The seventieth representative district shall consist of:

a. In Mahaska county, Richland, Prairie, Black Oak, Madison, Scott, Garfield, East Des Moines and West Des Moines townships.

b. All of Marion county except Dallas, Washington, Indiana and Liberty townships.

c. In Warren county, Richland township.

71. The seventy-first representative district shall consist of:

a. In Iowa county, that portion of town of North English lying in English township.

b. All of Keokuk county except Benton, Steady Run, Jackson and Richland townships.

c. In Mahaska county:

(1) Union, Pleasant Grove, Adams, Monroe, Lincoln, Spring Creek, White Oak, Harrison and Cedar townships.

(2) The city of Oskaloosa."

2. Page 48, by striking lines 27 through 34, inclusive, and inserting in lieu thereof the following:

"90. The ninetieth representative district shall consist of:

a. All of Clarke county, except Troy, Ward, Doyle, and Knox townships.

b. In Madison county, Scott, South, Walnut, and Ohio townships.

c. All of Lucas county, except Washington township.

d. In Monroe county, Cedar, Union, Bluff Creek, Wayne, Guilford and Troy townships.

e. In Mahaska county, Jefferson township.

f. In Marion county, Washington, Indiana and Liberty townships."

3. Page 49, by striking lines 11 through 25, inclusive, and inserting in lieu thereof the following:

"92. The ninety-second representative district shall consist of:

a. All of Appanoose county, except Union, Udell, Washington and Wells townships.

b. In Decatur county, Franklin, Garden Grove, Center, Leon, High Point, Eden, Woodland, Hamilton and Morgan townships.

c. In Lucas county, Washington township.

d. In Monroe county, Jackson, Franklin and Monroe townships.

e. All of Wayne county.

93. The ninety-third representative district shall consist of:

a. In Appanoose county, Union, Udell, Washington and Wells townships.

b. All of Davis county.

c. In Keokuk county, Benton, Steady Run, Jackson and Richland townships.

d. In Monroe county, Pleasant, Mantua, and Urbana townships.

e. All of Wapello county, except that portion consti-

tuting representative district ninety-four, as described in subsection ninety-four (94) of this section.”

A non-record roll call was requested.

The ayes were 18, nays 56.

The amendment lost.

Dunton of Keokuk, District 88, asked and received unanimous consent to withdraw the amendment filed by him on June 8, 1971, and found on pages 1897 and 1898 of the House Journal.

Johnston of Johnson, District 70, offered the following amendment filed by him and Small of Johnson, District 69, and moved its adoption:

Amend House File 732 by striking from page 39 lines 18 through 35, inclusive, from page 40 lines 1 through 35, inclusive, and from page 41 line, 1, and inserting in lieu thereof the following:

“c. A part of the city of Iowa City bounded by a line drawn as follows:

Beginning at the intersection of the eastern corporate limits of the city of Iowa City and the eastward extension of Sweet Briar avenue, west along the extension of Sweet Briar avenue and Sweet Briar avenue to First avenue, south along First avenue to Mayfield road, west along Mayfield road to Fourth avenue, south along Fourth avenue to Court street, west along Court street to South Linn street, north along South Linn street to Burlington street, west along Burlington street to Madison street, north along Madison street to Iowa avenue, west along Iowa avenue to Newton road, west and northwesterly along Newton road to Woolf avenue, southerly along Woolf avenue to Melrose avenue, west along Melrose avenue to the Chicago, Rock Island and Pacific railroad tracks, northwesterly along those railroad tracks to the western corporate limits of the city of Iowa City, and first northerly and then continuing in a clockwise manner along the corporate limit of the city of Iowa City to its intersection with the eastward extension of Sweet Briar avenue, the place of beginning.”

Roll call was requested by Drake of Muscatine, District 71, and the Speaker.

On the question “Shall the amendment be adopted?”

The ayes were, 36:

Anania	Dunton	Johnston	Monroe
Bennett	Ewell	Kelly	Norpel
Blouin	Franklin	Kinley	Patton
Bray	Gluba	Knoblauch	Pierson
Cochran	Husak	Larson	Priebe
Dougherty	Jesse	Middleswart	Radl

Rodgers  
Sargisson  
Schmeiser

Schwartz  
Schwieger  
Scott

Skinner  
Small  
Uban

Wells  
Willits  
Wyckoff

The nays were, 57:

Alt	Grassley	Millen	Stanley
Andersen	Hansen	Miller	Stokes
Bergman	Hill	Moffitt	Strand
Campbell	Holden	Mollett	Stromer
Christensen	Kehe	Nielsen	Strothman
Clark	Knoke	Nystrom	Taylor
Curtis	Kreamer	Pellett	Tieden
Den Herder	Kruse	Pelton	Trowbridge
Drake	Lawson	Rex	Varley
Edelen	Lipsky	Roorda	Waugh
Egenes	Logemann	Schroeder	Welden
Fischer, H. O.	McElroy	Shaw	Winkelman
Fisher, C. R.	Mendenhall	Siglin	Wirtz
Freeman	Menefee	Sorg	Mr. Speaker
Goode			

Absent or not voting, 7:

Camp	Ellsworth	Kennedy	McCormick
Doyle	Hamilton	Mayberry	

The amendment lost.

Tieden of Clayton, District 14, offered the following amendment filed by him and Mendenhall of Allamakee, District 13, from the floor and moved its adoption:

Amend House File 732 as follows:

1. Page 53, line 29, by striking the word "fourteenth" and inserting in lieu thereof the word "fifteenth".
2. Page 53, line 31, by striking the word "fifteenth" and inserting in lieu thereof the word "fourteenth".

Roll call was requested by Bennett of Polk, District 59, and Ewell of Black Hawk, District 39.

On question "Shall the amendment be adopted?"

The ayes were, 44:

Alt	Holden	Priebe	Small
Andersen	Jesse	Radl	Sorg
Bennett	Johnston	Rex	Stromer
Blouin	Kinley	Rodgers	Taylor
Cochran	Knoblauch	Sargisson	Tieden
Doyle	Kruse	Schmeiser	Trowbridge
Dunton	Logemann	Schwartz	Uban
Ewell	Mendenhall	Schwieger	Waugh
Franklin	Monroe	Scott	Welden
Gluba	Norpel	Siglin	Wells
Grassley	Pierson	Skinner	Willits

The nays were, 44:

Bergman	Campbell	Clark	Den Herder
Bray	Christensen	Curtis	Dougherty

Drake	Knoke	Mollett	Stokes
Edelen	Kreamer	Nielsen	Strand
Egenes	Larson	Nystrom	Strothman
Fischer, H. O.	Lawson	Patton	Varley
Fisher, C. R.	Lipsky	Pellett	Winkelman
Goode	McElroy	Roorda	Wirtz
Hansen	Menefee	Schroeder	Wyckoff
Hill	Miller	Shaw	Mr. Speaker
Husak	Moffitt	Stanley	(Millen)
Kelly			

## Absent or not voting, 12:

Anania	Freeman	Kehe	McCormick
Camp	Hamilton	Kennedy	Middleswart
Ellsworth	Harbor	Mayberry	Pelton

## The amendment lost.

Shaw of Scott, District 78, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## Rule 70 was invoked.

On question "Shall the bill pass?" (H.F. 732)

## The ayes were, 56:

Alt	Hill	Moffitt	Stanley
Andersen	Holden	Mollett	Strand
Bergman	Kehe	Nielsen	Stromer
Campbell	Kelly	Norpel	Strothman
Curtis	Knoke	Nystrom	Taylor
Den Herder	Kreamer	Pellett	Tieden
Drake	Kruse	Pelton	Trowbridge
Egenes	Lawson	Rex	Varley
Fischer, H. O.	Lipsky	Roorda	Waugh
Fisher, C. R.	Logemann	Schroeder	Welden
Freeman	McElroy	Schwieger	Winkelman
Goode	Mendenhall	Shaw	Wirtz
Grassley	Menefee	Siglin	Mr. Speaker
Hansen	Miller	Sorg	(Millen)
Harbor			

## The nays were, 37:

Anania	Edelen	Larson	Schwartz
Bennett	Ewell	Monroe	Scott
Blouin	Franklin	Patton	Skinner
Bray	Gluba	Pierson	Small
Christensen	Husak	Priebe	Stokes
Clark	Jesse	Radl	Uban
Cochran	Johnston	Rodgers	Wells
Dougherty	Kinley	Sargisson	Willits
Doyle	Knoblauch	Schmeiser	Wyckoff
Dunton			

## Absent or not voting, 7:

Camp	Hamilton	Mayberry	Middleswart
Ellsworth	Kennedy	McCormick	

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

Shaw of Scott, District 78, moved that the vote by which House File 732 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll was requested.

The ayes were 58, nays 35.

The motion prevailed.

**MOTION TO RECONSIDER**  
(Senate Amendment to House File 347)

I move to reconsider the vote by which the House concurred in the Senate amendment to House File 347 and the vote by which House File 347 passed the House on June 9, 1971.

EDGAR H. HOLDEN

**AMENDMENTS FILED**

- 1 Amend the Senate amendment to House File 347 by
- 2 adding thereto the following:
- 3 7. Page 1, by striking from lines 18 and 19 the
- 4 following: "*and remaining damage award held with*
- 5 *the sheriff until final settlement.*"

HOLDEN of Scott, District 75

- 1 Amend House File 712, page 3, by striking all of
- 2 lines 20 through 29 and inserting in lieu thereof the
- 3 following:
- 4 "related land resources, which would conflict
- 5 with its status as a natural and scenic river as
- 6 defined in this act unless the plans or projects
- 7 are specifically authorized or approved by the
- 8 general assembly."

WELDEN of Hardin, District 32  
TIEDEN of Clayton, District 14

- 1 Amend Senate File 544, page 2, line 19, by
- 2 striking the figures "\$500,000", and the figures
- 3 "\$500,000.00", and inserting in lieu thereof the
- 4 figures "\$600,000.00" and "\$600,000.00".

SMALL of Johnson, District 69

- 1 Amend Senate File 563 by adding the following new
- 2 section:
- 3 "No funds appropriated under this Act shall be used
- 4 to fund any publication whose circulation is limited
- 5 to society members."

KENNEDY of Chickasaw, District 11

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Thursday, June 10, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Fifty-first Calendar Day—One Hundred First Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JUNE 10, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Loren E. Parman, pastor of the Presbyterian Church, Boone, Iowa.

The Journal of Wednesday, June 9, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Mollett of Pottawattamie, District 80, for the morning on request of Kreamer of Polk, District 63; Schwartz of Wapello, District 97, on request of Franklin of Polk, District 64.

## ANNIVERSARY CONGRATULATIONS

Fischer of Grundy, District 35, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Dewey E. Goode and Mrs. Goode on their fifty-fourth wedding anniversary.

## SPECIAL PRESENTATION

Speaker Harbor presented to the House Graham Sinclair of Ashburton, New Zealand, president of Junior Chamber International.

The House rose and extended their welcome.

Mr. Sinclair addressed the House briefly.

## PRESENTATION OF VISITORS

Pellett of Cass, District 83, presented to the House Clark Pellett of Atlantic, Iowa, Governor of the American Legion Boys State. Governor Pellett addressed the House briefly and thanked the members of the House for the courtesies extended to the members of Boys State on their visit to the legislature.

Willits of Polk, District 57, presented to the House Larry Duncan, Fred Noon, Terry Cotton and Tom Parkins, recently returned veterans from Vietnam.

The Speaker announced that the following visitors were present in the House chamber:

Twenty-two summer school class students from Marshalltown, Iowa, accompanied by their teachers, LaVern Hoelscher and Thomas England. By Miller of Marshall, District 36.

#### INTRODUCTION OF BILL

**House File 736**, by committee on appropriations, a bill for an act making an appropriation from the general fund of the State of Iowa to the Iowa liquor control commission for capital improvements.

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

#### MOTION TO RECONSIDER WITHDRAWN

(House File 704)

Curtis of Cherokee, District 25, asked and received unanimous consent to withdraw his motion to reconsider the vote on **House File 704**, filed on June 7, 1971, and found on page 1861 of the House Journal.

#### HOUSE FILE 733 REREFERRED

Roorda of Jasper, District 67, asked and received unanimous consent that **House File 733** be rereferred to the committee on **ways and means**.

#### SECOND CONFERENCE COMMITTEE APPOINTED

(House File 654)

The Speaker announced the appointment of Stromer of Hancock, District 8, chairman; Kreamer of Polk, District 63, Curtis of Cherokee, District 25, and Skinner of Polk, District 60, on the part of the House, as conferees on the second conference committee concerning **House File 654**.

#### SENATE FILE 563 RETURNED TO SENATE

Drake of Muscatine, District 71, asked and received unanimous consent that **Senate File 563**, previously on the appropriations committee calendar, be returned to the Senate under a motion to reconsider by the Senate.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has concurred in House amendment to and passed:

Senate File 528, a bill for an act appropriating to the higher education facilities commission.

Also: That the Senate has concurred in House amendment to Senate amendment and passed:

House File 703, a bill for an act appropriating to the Iowa reciprocity board.

CARROLL A. LANE, Secretary

#### HOUSE FILE 347 RECONSIDERED

Holden of Scott, District 75, called up for consideration his motion to reconsider, and moved to reconsider the vote by which **House File 347**, a bill for an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes, passed the House on June 9, 1971.

A non-record roll call was requested.

The ayes were 70, nays 2.

The motion prevailed.

Holden of Scott, District 75, moved that the vote by which House File 347 was placed on its last reading be reconsidered.

The motion prevailed.

Holden of Scott, District 75, moved to reconsider the vote by which the House concurred in the Senate amendment to House File 347.

The motion prevailed.

Holden of Scott, District 75, asked and received unanimous consent to withdraw the amendment filed by him on June 9, 1971, and found on page 1976 of the House Journal.

Holden of Scott, District 75, offered the following amendment to the Senate amendment from the floor and moved its adoption:

Amend the Senate amendment to House File 347 by adding thereto the following:

7. Page 1, by striking from lines 19 and 20 the following: "*and remaining damage award held with the sheriff until final settlement*".

8. Page 1, line 15, by inserting before the word "commission" the word "compensation".

The amendment to the Senate amendment was adopted.

Holden of Scott, District 75, moved that the House concur in the Senate amendment as amended.

The motion prevailed and the House concurred in the Senate amendment as amended.

Holden of Scott, District 75, moved that the bill, as amended by the Senate, further amended by the House and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 347)

The ayes were, 76:

Alt	Gluba	McCormick	Siglin
Andersen	Goode	McElroy	Small
Bergman	Grassley	Mendenhall	Sorg
Blouin	Hansen	Menefee	Stanley
Campbell	Hill	Middleswart	Stokes
Clark	Holden	Millen	Strand
Cochran	Jesse	Miller	Stromer
Curtis	Johnston	Moffitt	Strothman
Den Herder	Kehe	Nielsen	Taylor
Dougherty	Kelly	Norpel	Tieden
Doyle	Kinley	Nystrom	Trowbridge
Drake	Knoblauch	Patton	Uban
Dunton	Knoke	Pellet	Varley
Edelen	Kruse	Pelton	Waugh
Ellsworth	Larson	Pierson	Wells
Fischer, H. O.	Lawson	Priebe	Willits
Fisher, C. R.	Lipsky	Rodgers	Wirtz
Franklin	Logemann	Roorda	Wyckoff
Freeman	Mayberry	Sargisson	Mr. Speaker

The nays were, 7:

Christensen	Monroe	Schmeiser	Winkelman
Husak	Rex	Scott	

Absent or not voting, 17:

Anania	Ewell	Mollett	Schwieger
Bennett	Hamilton	Radl	Shaw
Bray	Kennedy	Schroeder	Skinner
Camp	Kreamer	Schwartz	Welden
Egenes			

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## CONSIDERATION OF BILLS

### APPROPRIATIONS CALENDAR

**Senate File 543**, a bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the department of social services, including construction of new buildings, repairs, improvements, replacements, or alterations, with report of committee recommending passage, was taken up for consideration.

Speaker pro tempore Millen in the chair at 10:30 a.m.

Ewell of Black Hawk, District 39, offered the following amendment filed by him and moved its adoption:

Amend Senate File 543, page 2, by striking lines 15 through 22.

Roll call was requested by Johnston of Johnson, District 70, and Ewell of Black Hawk, District 39.

On the question "Shall the amendment be adopted?"

The ayes were, 31:

Bergman	Gluba	Mayberry	Schmeiser
Blouin	Hansen	McCormick	Scott
Cochran	Hill	Middleswart	Siglin
Dougherty	Husak	Norpel	Small
Doyle	Jesse	Patton	Trowbridge
Ellsworth	Johnston	Priebe	Uban
Ewell	Kinley	Rodgers	Wells
Franklin	Larson	Sargisson	

The nays were, 43:

Alt	Kehe	Miller	Stokes
Andersen	Kelly	Moffitt	Strand
Campbell	Knoblauch	Nielsen	Strothman
Curtis	Knoke	Nystrom	Taylor
Drake	Kreamer	Pellett	Tieden
Dunton	Kruse	Pelton	Varley
Fischer, H. O.	Lawson	Pierson	Welden
Fisher, C. R.	Lipsky	Roorda	Winkelman
Freeman	McElroy	Schroeder	Wyckoff
Goode	Mendenhall	Sorg	Mr. Speaker
Grassley	Menefee	Stanley	(Millen)

Absent or not voting, 26:

Anania	Edelen	Mollett	Shaw
Bennett	Egenes	Monroe	Skinner
Bray	Hamilton	Radl	Stromer
Camp	Harbor	Rex	Waugh
Christensen	Holden	Schwartz	Willits
Clark	Kennedy	Schwieger	Wirtz
Den Herder	Logemann		

The amendment lost.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 543)

The ayes were, 82:

Alt	Curtis	Fisher, C. R.	Holden
Andersen	Den Herder	Franklin	Husak
Bergman	Dougherty	Freeman	Jesse
Blouin	Doyle	Gluba	Kelly
Campbell	Drake	Goode	Kinley
Christensen	Dunton	Grassley	Knoblauch
Clark	Ellsworth	Hansen	Knoke
Cochran	Fischer, H. O.	Hill	Kreamer

Kruse	Nielsen	Schroeder	Tieden
Larson	Norpel	Schwieger	Trowbridge
Lawson	Nystrom	Scott	Varley
Lipsky	Patton	Shaw	Waugh
Logemann	Pellett	Siglin	Welden
Mayberry	Pelton	Small	Wells
McCormick	Pierson	Sorg	Willits
McElroy	Priebe	Stanley	Winkelman
Mendenhall	Rex	Stokes	Wirtz
Menefee	Rodgers	Strand	Wyckoff
Middleswart	Roorda	Stromer	Mr. Speaker
Miller	Sargisson	Strothman	(Millen)
Moffitt	Schmeiser	Taylor	

The nays were, 3:

Ewell	Johnston	Uban
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Absent or not voting, 15:

Anania	Edelen	Kehe	Radl
Bennett	Egenes	Kennedy	Schwartz
Bray	Hamilton	Mollett	Skinner
Camp	Harbor	Monroe	

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

**House File 730**, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, offered the following amendment filed by him:

Amend House File 730, page 2, line 24, by inserting after the word "purposes" the following: "including the per diem of twenty-five dollars for members of the Iowa air pollution control commission".

Grassley of Butler, District 10, offered the following amendment to his amendment from the floor and moved its adoption:

Amend the Grassley amendment to House File 730, filed June 7, 1971, by inserting after the word "commission" in line 4 the following: "except any member who is not otherwise in full-time employment by any public body".

The amendment to the amendment was adopted.

Grassley of Butler, District 10, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 730)

The ayes were, 82:

Alt	Grassley	Middleswart	Small
Anania	Hansen	Miller	Sorg
Andersen	Hill	Moffitt	Stanley
Bergman	Holden	Monroe	Stokes
Blouin	Husak	Nielsen	Strand
Campbell	Johnston	Norpel	Stromer
Christensen	Kelly	Nystrom	Strothman
Clark	Kinley	Patton	Taylor
Cochran	Knoblauch	Pellett	Tieden
Curtis	Knoke	Pierson	Trowbridge
Den Herder	Kreamer	Priebe	Varley
Dougherty	Kruse	Radl	Waugh
Doyle	Larson	Rex	Welden
Drake	Lawson	Rodgers	Wells
Dunton	Lipsky	Roorda	Willits
Edelen	Logemann	Sargisson	Winkelman
Ellsworth	Mayberry	Schmeiser	Wirtz
Fisher, C. R.	McCormick	Schroeder	Wyckoff
Franklin	McElroy	Scott	Mr. Speaker
Freeman	Mendenhall	Shaw	(Millen)
Goode	Menefee	Siglin	

The nays were, 1:

Uban

Absent or not voting, 17:

Bennett	Fischer, H. O.	Jesse	Pelton
Bray	Gluba	Kehe	Schwartz
Camp	Hamilton	Kennedy	Schwieger
Egenes	Harbor	Mollett	Skinner
Ewell			

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

**Senate File 542**, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 542)

The ayes were, 74:

Alt	Den Herder	Fisher, C. R.	Kehe
Anania	Dougherty	Freeman	Kelly
Andersen	Doyle	Goode	Kinley
Bergman	Drake	Grassley	Knoblauch
Blouin	Dunton	Hansen	Kreamer
Campbell	Edelen	Hill	Kruse
Cochran	Ellsworth	Holden	Lawson
Curtis	Fischer, H. O.	Husak	Lipsky

Logemann	Nystrom	Schwieger	Trowbridge
Mayberry	Patton	Scott	Uban
McCormick	Pellett	Shaw	Waugh
McElroy	Pierson	Siglin	Wells
Mendenhall	Priebe	Sorg	Willits
Menefee	Rex	Stanley	Winkelman
Miller	Rodgers	Stokes	Wirtz
Moffitt	Roorda	Strand	Wyckoff
Monroe	Sargisson	Stromer	Mr. Speaker
Nielsen	Schmeiser	Strothman	(Millen)
Norpel	Schroeder	Taylor	

The nays were, 7:

Christensen	Johnston	Larson	Small
Gluba	Knoke	Radl	

Absent or not voting, 19:

Bennett	Ewell	Kennedy	Skinner
Bray	Franklin	Middleswart	Tieden
Camp	Hamilton	Mollett	Varley
Clark	Harbor	Pelton	Welden
Egenes	Jesse	Schwartz	

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

**Senate File 544**, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, with report of committee recommending amendment and passage, was taken up for consideration.

Small of Johnson, District 69, offered the following amendment filed by him and moved its adoption:

Amend Senate File 544, page 2, line 19, by striking the figures "\$500,000", and the figures "\$500,000.00", and inserting in lieu thereof the figures "\$600,000.00" and "\$600,000.00".

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 34:

Alt	Ewell	Kreamer	Priebe
Anania	Gluba	Larson	Sargisson
Andersen	Hill	Logemann	Schmeiser
Blouin	Husak	Mayberry	Scott
Cochran	Jesse	McCormick	Small
Dougherty	Johnston	Monroe	Uban
Doyle	Kelly	Norpel	Wells
Drake	Kinley	Patton	Willits
Dunton	Knoblauch		

The nays were, 47:

Bergman	Clark	Edelen	Fisher, C. R.
Campbell	Curtis	Ellsworth	Freeman
Christensen	Den Herder	Fischer, H. O.	Goode



Harbor	Miller	Schwieger	Trowbridge
Holden	Moffitt	Siglin	Varley
Knoke	Nystrom	Sorg	Waugh
Kruse	Pierson	Stanley	Welden
Lawson	Radi	Stokes	Winkelman
Lipsky	Rex	Strand	Wirtz
McElroy	Rodgers	Strothman	Wyckoff
Mendenhall	Roorda	Taylor	<b>Mr. Speaker</b>
Menefee	Schroeder	Tieden	(Millen)

## Absent or not voting, 19:

Bennett	Grassley	Middleswart	Schwartz
Bray	Hamilton	Mollett	Shaw
Camp	Hansen	Nielsen	Skinner
Egenes	Kehe	Pellett	Stromer
Franklin	Kennedy	Pelton	

## The amendment lost.

Hill of Polk, District 62, offered the following amendment filed by Hill, et al., and moved its adoption:

Amend Senate File 544 as follows:

1. Page 2, by striking all after the period in line 24 and all of lines 25, 26 and 27.

Speaker Harbor in the chair at 11:40 a.m.

A non-record roll call was requested on the Hill, et al., amendment.

The ayes were 36, nays 52.

The amendment lost.

(Senate File 544 pending.)

The House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

The House resumed consideration of **Senate File 544**.

Small of Johnson, District 69, offered the following amendment from the floor and moved its adoption:

Amend Senate File 544, page 2, line 19, by striking the figures "\$500,000.00" and the figures "\$500,000.00", and inserting in lieu thereof the figures "\$550,000.00" and "\$550,000.00".

The amendment lost.

Speaker Harbor in the chair at 2:05 p.m.

Lipsky of Linn, District 46, offered the following amendment filed by the committee on appropriations:

Amend Senate File 544, page 2, line 25, by striking the word "ten" and inserting in lieu thereof the word "fifteen".

Kreamer of Polk, District 63, offered the following amendment to the amendment filed by Jesse of Polk, District 58, and moved its adoption:

Amend the committee amendment to Senate File 544, line 2, by striking the word "fifteen" and inserting in lieu thereof the word "twenty".

Roll call was requested by Kreamer of Polk, District 63, and Alt of Polk, District 61.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 60:

Alt	Goode	McCormick	Schmeiser
Anania	Grassley	McElroy	Schwieger
Blouin	Hansen	Millen	Scott
Clark	Hill	Miller	Siglin
Cochran	Husak	Moffitt	Skinner
Curtis	Johnston	Monroe	Small
Dougherty	Kelly	Nielsen	Sorg
Doyle	Kinley	Norpel	Strothman
Drake	Knoblauch	Nystrom	Taylor
Dunton	Knoke	Patton	Trowbridge
Ewell	Kreamer	Pellett	Uban
Fischer, H. O.	Larson	Pelton	Welden
Fisher, C. R.	Lawson	Pierson	Willits
Franklin	Logemann	Radl	Wirtz
Gluba	Mayberry	Sargisson	Wyckoff

The nays were, 27:

Andersen	Freeman	Rex	Stromer
Bergman	Holden	Rodgers	Tieden
Campbell	Kehe	Roorda	Waugh
Christensen	Kruse	Schroeder	Wells
Den Herder	Mendenhall	Stanley	Winkelman
Edelen	Menefee	Stokes	Mr. Speaker
Egenes	Priebe	Strand	

Absent or not voting, 13:

Bennett	Hamilton	Lipsky	Schwartz
Bray	Jesse	Middleswart	Shaw
Camp	Kennedy	Mollett	Varley
Ellsworth			

The amendment to the amendment was adopted.

Lipsky of Linn, District 46, moved the adoption of the committee amendment as amended.

The committee amendment as amended was adopted.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 544)

The ayes were, 79:

Alt	Franklin	McElroy	Scott
Anania	Freeman	Menefee	Siglin
Andersen	Gluba	Middleswart	Skinner
Bergman	Goode	Millen	Small
Blouin	Grassley	Miller	Stanley
Campbell	Hansen	Moffitt	Stokes
Clark	Hill	Monroe	Strand
Cochran	Holden	Nielsen	Strothman
Curtis	Husak	Norpel	Taylor
Den Herder	Johnston	Nystrom	Tieden
Dougherty	Kehe	Patton	Trowbridge
Doyle	Kelly	Pellett	Waugh
Drake	Kinley	Pelton	Welden
Dunton	Knoblauch	Priebe	Wells
Edelen	Knoke	Rex	Willits
Egenes	Kreamer	Rodgers	Winkelman
Ellsworth	Larson	Sargisson	Wirtz
Ewell	Lipsky	Schmeiser	Wyckoff
Fischer, H. O.	Mayberry	Schroeder	Mr. Speaker
Fisher, C. R.	McCormick	Schwieger	

The nays were, 8:

Christensen	Mendenhall	Radl	Sorg
Kruse	Pierson	Roorda	Uban

Absent or not voting, 13:

Bennett	Jesse	Logemann	Shaw
Bray	Kennedy	Mollett	Stromer
Camp	Lawson	Schwartz	Varley
Hamilton			

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

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 573, a bill for an act appropriating to the state highway commission.

Also: That the President of the Senate has appointed as members of the second conference committee on House File 654, a bill for an act relating to state aid for schools and imposing certain tax increases, on the part of the Senate: the Senator from Lucas, Mr. Rhodes, chairman; the Senator from Polk, Mr. Carlson; the Senator from Linn, Mr. Potter, and the Senator from Des Moines, Mr. Miller.

CARROLL A. LANE, Secretary

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**Senate File 554**, a bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board, with report of committee recommending passage, was taken up for consideration.

Small of Johnson, District 69, offered the following amendment from the floor and moved its adoption:

Amend Senate File 554, as passed by the Senate, page 2, by striking all of lines 11 through 35, and adjusting the totals accordingly.

Roll call was requested by Small of Johnson, District 69, and Willits of Polk, District 57.

On the question "Shall the amendment be adopted?"

The ayes were, 14:

Egenes	Kelly	Schwieger	Sorg
Franklin	Knoke	Skinner	Uban
Gluba	Larson	Small	Willits
Johnston	Pelton		

The nays were, 73:

Alt	Goode	Middleswart	Scott
Anania	Grassley	Millen	Siglin
Andersen	Hansen	Miller	Stanley
Bergman	Hill	Moffitt	Stokes
Blouin	Holden	Monroe	Strand
Campbell	Husak	Nielsen	Stromer
Christensen	Kinley	Norpel	Strothman
Clark	Knoblauch	Nystrom	Taylor
Cochran	Kreamer	Patton	Tieden
Curtis	Kruse	Pellett	Trowbridge
Dougherty	Lawson	Pierson	Varley
Doyle	Lipsky	Priebe	Waugh
Drake	Logemann	Rex	Welden
Dunton	Mayberry	Rodgers	Wells
Edelen	McCormick	Roorda	Winkelman
Ellsworth	McElroy	Sargisson	Wirtz
Ewell	Mendenhall	Schmeiser	Wyckoff
Fischer, H. O.	Menefee	Schroeder	Mr. Speaker
Fisher, C. R.			

Absent or not voting, 13:

Bennett	Freeman	Kehe	Radl
Bray	Hamilton	Kennedy	Schwartz
Camp	Jesse	Mollett	Shaw
Den Herder			

The amendment lost.

Small of Johnson, District 69, offered the following amendment filed by Kennedy of Chickasaw, District 11, and moved its adoption:

Amend Senate File 554 as follows:

1. Page 2, line 14, by striking the figures

"210,000.00" and "210,000.00" and inserting in lieu thereof the figures "100,000.00" and "100,000.00".

2. Page 2, line 22, strike the word "two" and insert in lieu thereof the word "one".

3. Page 2, line 23, by striking the figures "2,100" and inserting in lieu thereof the figures "1,100".

The amendment lost.

Small of Johnson, District 69, offered the following amendment from the floor:

Amend Senate File 554, as passed by the Senate, page 2, by striking all after the period in line 21, all of lines 22 through 29, and the word "county." from line 30, and inserting in lieu thereof the following: "The amount appropriated to each county shall be prorated on the basis of that county's population."

Drake of Muscatine, District 71, moved the previous question on Senate File 554 and all amendments and motions filed thereto.

The ayes were 54, nays 21.

The motion having received a three-fifths majority prevailed.

Small of Johnson, District 69, moved the adoption of his amendment.

Roll call was requested by Small of Johnson, District 69, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 14:

Ewell	Larson	Sargisson	Small
Gluba	Monroe	Schwieger	Sorg
Johnston	Pelton	Skinner	Uban
Kinley	Radl		

The nays were, 62:

Alt	Fisher, C. R.	Middleswart	Stanley
Anania	Freeman	Millen	Stokes
Andersen	Goode	Miller	Strand
Bergman	Grassley	Moffitt	Strothman
Blouin	Hill	Nielsen	Taylor
Christensen	Holden	Norpel	Trowbridge
Cochran	Husak	Nystrom	Varley
Clark	Kehe	Pellett	Waugh
Curtis	Knoblauch	Pierson	Welden
Dougherty	Kreamer	Priebe	Wells
Doyle	Kruse	Rex	Willits
Drake	Lawson	Rodgers	Winkelman
Dunton	Logemann	Roorda	Wirtz
Edelen	McCormick	Schmeiser	Wyckoff
Ellsworth	Mendenhall	Scott	Mr. Speaker
Fischer, H. O.	Menefee		

## Absent or not voting, 24:

Bennett	Franklin	Knoke	Schroeder
Bray	Hamilton	Lipsky	Schwartz
Camp	Hansen	Mayberry	Shaw
Campbell	Jesse	McElroy	Siglin
Den Herder	Kelly	Mollett	Stromer
Egenes	Kennedy	Patton	Tieden

## The amendment lost.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (S.F. 554)

## The ayes were, 72:

Alt	Fisher, C. R.	Middleswart	Siglin
Anania	Freeman	Millen	Stanley
Andersen	Goode	Miller	Stokes
Bergman	Grassley	Moffitt	Strand
Blouin	Hansen	Monroe	Stromer
Christensen	Holden	Nielsen	Strothman
Clark	Husak	Norpel	Taylor
Cochran	Kehe	Nystrom	Tieden
Curtis	Kinley	Patton	Trowbridge
Den Herder	Knoblauch	Pellet	Varley
Dougherty	Kreamer	Pierson	Waugh
Doyle	Kruse	Priebe	Welden
Drake	Lawson	Rex	Wells
Dunton	Logemann	Rodgers	Willits
Edelen	McCormick	Roorda	Winkelman
Ellsworth	McElroy	Sargisson	Wirtz
Ewell	Mendenhall	Schmeiser	Wyckoff
Fischer, H. O.	Menefee	Scott	Mr. Speaker

## The nays were, 11:

Gluba	Kelly	Radl	Sorg
Hill	Larson	Schwieger	Uban
Johnston	Pelton	Small	

## Absent or not voting, 17:

Bennett	Franklin	Knoke	Schroeder
Bray	Hamilton	Lipsky	Schwartz
Camp	Jesse	Mayberry	Shaw
Campbell	Kennedy	Mollett	Skinner
Egenes			

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

**Senate File 545**, a bill for an act to appropriate from the general fund of the state for capital improvements for physical plant and facilities and for the discharge of duties by the superintendent of public buildings and grounds, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a

last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 545)

The ayes were, 78:

Alt	Goode	Moffitt	Siglin
Anania	Hansen	Nielsen	Sorg
Andersen	Hill	Norpel	Stanley
Bergman	Holden	Nystrom	Stokes
Blouin	Husak	Patton	Strand
Clark	Kehe	Pellett	Stromer
Cochran	Kelly	Pelton	Strothman
Curtis	Knoblauch	Pierson	Taylor
Den Herder	Kreamer	Priebe	Trowbridge
Dougherty	Kruse	Radl	Uban
Doyle	Larson	Rex	Varley
Drake	Lawson	Rodgers	Waugh
Dunton	Lipsky	Roorda	Welden
Edelen	McCormick	Sargisson	Wells
Ellsworth	McElroy	Schmeiser	Willits
Ewell	Mendenhall	Schroeder	Winkelman
Fischer, H. O.	Menefee	Schwieger	Wirtz
Fisher, C. R.	Middleswart	Scott	Wyckoff
Freeman	Millen	Shaw	Mr. Speaker
Gluba	Miller		

The nays were, 4:

Christensen	Monroe	Small	Tieden
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Absent or not voting, 18:

Bennett	Franklin	Kennedy	Mayberry
Bray	Grassley	Kinley	Mollett
Camp	Hamilton	Knoke	Schwartz
Campbell	Jesse	Logemann	Skinner
Egenes	Johnston		

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

**Senate File 561**, a bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements, with report of committee recommending passage, was taken up for consideration.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 561)

The ayes were, 72:

Anania	Curtis	Edelen	Goode
Andersen	Den Herder	Ellsworth	Grassley
Bergman	Dougherty	Fischer, H. O.	Hansen
Christensen	Doyle	Fisher, C. R.	Hill
Clark	Drake	Freeman	Holden
Cochran	Dunton	Gluba	Husak

Kehe	Middleswart	Rex	Stromer
Kinley	Millen	Rodgers	Strothman
Knoblauch	Miller	Roorda	Taylor
Kreamer	Moffitt	Sargisson	Tieden
Kruse	Monroe	Schmeiser	Trowbridge
Lawson	Nielsen	Schroeder	Varley
Lipsky	Norpel	Scott	Waugh
Mayberry	Nystrom	Shaw	Welden
McCormick	Patton	Siglin	Winkelman
McElroy	Pellett	Stanley	Wirtz
Mendenhall	Pierson	Stokes	Wyckoff
Menefee	Priebe	Strand	Mr. Speaker

## The nays were, 11:

Blouin	Larson	Schwieger	Wells
Franklin	Pelton	Sorg	Willits
Kelly	Radl	Uban	

## Absent or not voting, 17:

Alt	Egenes	Johnston	Mollett
Bennett	Ewell	Kennedy	Schwartz
Bray	Hamilton	Knoke	Skinner
Camp	Jesse	Logemann	Small
Campbell			

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

**Senate File 551**, a bill for an act to appropriate from the general fund of the state of Iowa to the department of public safety for radio equipment for the division of radio communication, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 551)

## The ayes were, 78:

Anania	Holden	Monroe	Siglin
Andersen	Husak	Nielsen	Sorg
Blouin	Kehe	Norpel	Stanley
Christensen	Kelly	Nystrom	Stokes
Curtis	Kinley	Patton	Strand
Den Herder	Knoblauch	Pellett	Stromer
Dougherty	Kreamer	Pelton	Strothman
Doyle	Kruse	Pierson	Taylor
Drake	Larson	Priebe	Tieden
Dunton	Lawson	Radl	Trowbridge
Edelen	Lipsky	Rex	Uban
Ellsworth	Mayberry	Rodgers	Waugh
Fischer, H. O.	McCormick	Roorda	Welden
Fisher, C. R.	McElroy	Sargisson	Wells
Freeman	Mendenhall	Schmeiser	Willits
Gluba	Menefee	Schroeder	Winkelman
Goode	Middleswart	Schwieger	Wirtz
Grassley	Millen	Scott	Wyckoff
Hansen	Miller	Shaw	Mr. Speaker
Hill	Moffitt		



The nays were, none.

Absent or not voting, 22:

Alt	Clark	Jesse	Mollett
Bennett	Cochran	Johnston	Schwartz
Bergman	Egenes	Kennedy	Skinner
Bray	Ewell	Knoke	Small
Camp	Franklin	Logemann	Varley
Campbell	Hamilton		

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

#### SENATE FILE 557 DEFERRED

**Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, with report of committee recommending passage, was taken up for consideration.

Small of Johnson, District 69, offered the following amendment from the floor:

Amend Senate File 557, as amended, passed, and reprinted by the Senate, as follows:

Page 2, following line 27, insert the following:

"Before any funds appropriated to the division of criminal investigation and bureau of criminal identification are expended or allocated for use of the criminal conspiracy unit of such division, the criminal conspiracy unit shall promulgate and issue rules pertaining to its operation, particularly rules with respect to control of data collected on individuals. Such rules shall be subject to the provisions of chapter seventeen A (17A) of the Code."

Kreamer of Polk, District 63, asked and received unanimous consent that action on **Senate File 554** be deferred.

(Senate File 554 and Small amendment pending.)

**Senate File 558**, a bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions, and providing for the assessment of expenses incurred by the commission, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 558)

The ayes were, 73:

Alt	Holden	Monroe	Small
Anania	Husak	Nielsen	Sorg
Andersen	Jesse	Norpel	Stanley
Blouin	Johnston	Nystrom	Stokes
Christensen	Kehe	Patton	Strand
Cochran	Kelly	Pellett	Stromer
Curtis	Knoblauch	Pelton	Strothman
Den Herder	Kruse	Pierson	Taylor
Dougherty	Larson	Priebe	Tieden
Doyle	Lipsky	Radl	Trowbridge
Drake	Mayberry	Rex	Waugh
Dunton	McCormick	Rodgers	Welden
Ellsworth	McElroy	Sargisson	Wells
Franklin	Mendenhall	Schroeder	Willits
Freeman	Menefee	Scott	Winkelman
Gluba	Logemann	Shaw	Wirtz
Goode	Miller	Siglin	Wyckoff
Grassley	Moffitt	Skinner	Mr. Speaker
Hill			

The nays were, 1:

Uban

Absent or not voting, 26:

Bennett	Egenes	Kinley	Mollett
Bergman	Ewell	Knoke	Roorda
Bray	Fischer, H. O.	Kreamer	Schmeiser
Camp	Fisher, C. R.	Lawson	Schwartz
Campbell	Hamilton	Middleswart	Schwieger
Clark	Hansen	Millen	Varley
Edelen	Kennedy		

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

**Senate File 559**, a bill for an act to appropriate and authorize expenditures from the car dispatcher revolving fund, with report of committee recommending passage, was taken up for consideration.

On the question "Shall the bill pass?" (S.F. 559)

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

The ayes were, 76:

Alt	Fischer, H. O.	Kruse	Nystrom
Anania	Franklin	Larson	Patton
Andersen	Freeman	Lipsky	Pellett
Bergman	Gluba	Logemann	Pelton
Blouin	Goode	Mayberry	Pierson
Christensen	Grassley	McCormick	Priebe
Cochran	Hill	McElroy	Radl
Curtis	Holden	Mendenhall	Rex
Den Herder	Husak	Menefee	Rodgers
Dougherty	Jesse	Miller	Sargisson
Doyle	Johnston	Moffitt	Schroeder
Drake	Kelly	Monroe	Scott
Dunton	Knoblauch	Nielsen	Shaw
Ellsworth	Kreamer	Norpel	Siglin
Ewell			

Skinner	Strand	Trowbridge	Winkelman
Small	Stromer	Waugh	Wirtz
Sorg	Strothman	Welden	Wyckoff
Stanley	Taylor	Wells	Mr. Speaker
Stokes	Tieden	Willits	

The nays were, 1:

Uban

Absent or not voting, 23:

Bennett	Egenes	Kinley	Roorda
Bray	Fisher, C. R.	Knoke	Schmeiser
Camp	Hamilton	Lawson	Schwartz
Campbell	Hansen	Middleswart	Schwieger
Clark	Kehe	Millen	Varley
Edelen	Kennedy	Mollett	

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

**Senate File 568**, a bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 568)

The ayes were, 72:

Alt	Hill	Miller	Siglin
Anania	Holden	Moffitt	Skinner
Andersen	Husak	Monroe	Sorg
Bergman	Jesse	Nielsen	Stanley
Blouin	Johnston	Norpel	Stokes
Cochran	Kehe	Nystrom	Strand
Curtis	Kelly	Patton	Strothman
Den Herder	Knoblauch	Pelton	Taylor
Dougherty	Kruse	Pierson	Tieden
Doyle	Larson	Priebe	Trowbridge
Drake	Lipsky	Radl	Waugh
Dunton	Logemann	Rex	Welden
Ellsworth	Mayberry	Rodgers	Wells
Ewell	McCormick	Sargisson	Willits
Franklin	McElroy	Schmeiser	Winkelman
Freeman	Mendenhall	Schroeder	Wyckoff
Gluba	Menefee	Scott	Mr. Speaker
Goode	Middleswart	Shaw	
Grassley			

The nays were, 1:

Uban

Absent or not voting, 27:

Bennett	Camp	Christensen	Edelen
Bray	Campbell	Clark	Egenes

Fischer, H. O.	Kinley	Mollett	Small
Fisher, C. R.	Knoke	Pellett	Stromer
Hamilton	Kreamer	Roorda	Varley
Hansen	Lawson	Schwartz	Wirtz
Kennedy	Millen	Schwieger	

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

**Senate File 569**, a bill for an act making an appropriation to the state highway commission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit employment system, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 569)

The ayes were, 76:

Alt	Hill	Millen	Siglin
Anania	Holden	Miller	Skinner
Andersen	Husak	Moffitt	Small
Bergman	Jesse	Monroe	Sorg
Blouin	Johnston	Norpel	Stanley
Cochran	Kehe	Nystrom	Stokes
Curtis	Kelly	Patton	Strand
Den Herder	Knoblauch	Pelton	Strothman
Dougherty	Kreamer	Pierson	Taylor
Doyle	Kruse	Priebe	Trowbridge
Drake	Larson	Radl	Uban
Dunton	Lawson	Rex	Waugh
Ellsworth	Lipsky	Rodgers	Welden
Fischer, H. O.	Logemann	Roorda	Wells
Franklin	Mayberry	Sargisson	Willits
Freeman	McCormick	Schmeiser	Winkelman
Gluba	McElroy	Schroeder	Wirtz
Goode	Mendenhall	Scott	Wyckoff
Grassley	Middleswart	Shaw	Mr. Speaker

The nays were, none.

Absent or not voting, 24:

Bennett	Edelen	Kennedy	Pellett
Bray	Egenes	Kinley	Schwartz
Camp	Ewell	Knoke	Schwieger
Campbell	Fisher, C. R.	Menefee	Stromer
Christensen	Hamilton	Mollett	Tieden
Clark	Hansen	Nielsen	Varley

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

**Senate File 570**, a bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind, with report

of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 570)

The ayes were, 77:

Alt	Holden	Millen	Skinner
Anania	Husak	Miller	Small
Andersen	Jesse	Moffitt	Sorg
Bergman	Johnston	Monroe	Stanley
Blouin	Kehe	Nielsen	Stokes
Christensen	Kelly	Norpel	Strand
Cochran	Knoblauch	Nystrom	Stromer
Den Herder	Kreamer	Patton	Strothman
Dougherty	Kruse	Pelton	Taylor
Doyle	Larson	Pierson	Tieden
Drake	Lawson	Radl	Trowbridge
Dunton	Lipsky	Rex	Waugh
Ellsworth	Logemann	Rodgers	Welden
Fischer, H. O.	Mayberry	Roorda	Wells
Franklin	McCormick	Sargisson	Willits
Freeman	McElroy	Schroeder	Winkelman
Gluba	Mendenhall	Scott	Wirtz
Goode	Menefee	Shaw	Wyckoff
Grassley	Middleswart	Siglin	Mr. Speaker
Hill			

The nays were, 1:

Uban

Absent or not voting, 22:

Bennett	Edelen	Kennedy	Priebe
Bray	Egenes	Kinley	Schmeiser
Camp	Ewell	Knoke	Schwartz
Campbell	Fisher, C. R.	Mollett	Schwieger
Clark	Hamilton	Pellett	Varley
Curtis	Hansen		

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

**Senate File 560**, a bill for an act relating to state aid for the mentally ill and mentally retarded, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 560)

The ayes were, 77:

Alt	Blouin	Den Herder	Dunton
Anania	Christensen	Dougherty	Edelen
Andersen	Cochran	Doyle	Ellsworth
Bergman	Curtis	Drake	Fischer, H. O.

Franklin	Lipsky	Pelton	Sorg
Freeman	Logemann	Pierson	Stanley
Gluba	Mayberry	Priebe	Stokes
Goode	McCormick	Radl	Strand
Grassley	McElroy	Rex	Stromer
Hill	Mendenhall	Rodgers	Strothman
Holden	Menefee	Roorda	Tieden
Husak	Middleswart	Sargisson	Trowbridge
Jesse	Miller	Schmeiser	Waugh
Johnston	Moffitt	Schroeder	Welden
Kelly	Monroe	Scott	Wells
Knoblauch	Nielsen	Shaw	Willits
Kreamer	Norpel	Siglin	Winkelman
Kruse	Nystrom	Skinner	Wirtz
Larson	Patton	Small	Wyckoff
Lawson			

The nays were, 1:

Uban

Absent or not voting, 22:

Bennett	Ewell	Kinley	Schwartz
Bray	Fisher, C. R.	Knoke	Schwieger
Camp	Hamilton	Millen	Taylor
Campbell	Hansen	Mollett	Varley
Clark	Kehe	Pellett	Mr. Speaker
Egenes	Kennedy		

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

#### SIFTING COMMITTEE CALENDAR

**House File 727**, a bill for an act relating to the movement of oversized and overweight vehicles and loads and providing penalties for violations thereof, with report of committee recommending passage, was taken up for consideration.

Kehe of Bremer, District 12, offered the following Kehe-Schroeder-Drake amendment from the floor and moved its adoption:

Amend House File 727 as follows:

1. Page 2, line 11, by striking the words "[AXLE AND TANDEM AXLE] *SCHEDULE OF FINES FOR*" and inserting in lieu thereof the words "AXLE, [AND] TANDEM AXLE, *GROUP OF AXLES, AND GROSS*".

2. Page 3, by inserting after line 26 the following new section:

Section three hundred twenty-one point four hundred sixty-six (321.466), Code 1971, is amended by adding the following new paragraph:

"Any person operating a vehicle on the public highways with a gross weight exceeding that for which it is registered shall be subject to a fine of one dollar for each one hundred pounds that the actual gross weight of the vehicle exceeds the registered gross weight."

The amendment was adopted.

Larson of Story, District 34, offered the following amendment filed by him and moved its adoption:

Amend House File 727 by striking all of section two (2).

The amendment lost.

Kehe of Bremer, District 12, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 727)

The ayes were, 81:

Alt	Grassley	Millen	Siglin
Anania	Hansen	Miller	Skinner
Andersen	Hill	Moffitt	Small
Bergman	Holden	Monroe	Stanley
Blouin	Jesse	Nielsen	Stokes
Campbell	Johnston	Norpel	Strand
Christensen	Kehe	Nystrom	Stromer
Cochran	Kelly	Patton	Strothman
Curtis	Knoblauch	Pelton	Taylor
Den Herder	Knoke	Pierson	Tieden
Dougherty	Kruse	Priebe	Trowbridge
Doyle	Larson	Radl	Uban
Drake	Lawson	Rex	Waugh
Dunton	Lipsky	Rodgers	Welden
Edelen	Mayberry	Roorda	Wells
Egenes	McCormick	Sargisson	Willits
Ellsworth	McElroy	Schroeder	Winkelman
Fischer, H. O.	Mendenhall	Schwieger	Wirtz
Freeman	Menefee	Scott	Wyckoff
Gluba	Middleswart	Shaw	Mr. Speaker
Goode			

The nays were, 2:

Husak                      Kreamer

Absent or not voting, 17:

Bennett	Fisher, C. R.	Kinley	Schmeiser
Bray	Franklin	Logemann	Schwartz
Camp	Hamilton	Mollett	Sorg
Clark	Kennedy	Pellett	Varley
Ewell			

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

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 63, 66, 211,

268, 446, 463, 514, 567, 600, 606, 658, 688, 699, 702, 707, 715 and Senate Files 509, 552, 553, 562 and 564.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 63, 66, 211, 268, 446, 463, 514, 567, 600, 606, 658, 688, 699, 702, 707, 715, and Senate Files 509, 552, 553, 562 and 564.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 10th day of June, 1971, sent to the Governor for his approval: House Files 63, 66, 211, 268, 446, 463, 514, 567, 600, 606, 658, 688, 699, 702, 707 and 715.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### AMENDMENTS FILED

- 1 Amend Senate File 565, as amended and passed by the
- 2 Senate and reprinted, as follows:
- 3 1. Page 4, line 19, by striking the figures
- 4 "11,180,472.00" and "11,636,818.00" and inserting in
- 5 lieu thereof the figures "14,834,012.00" and
- 6 "16,550,361.00".
- 7 2. By changing the totals accordingly.

GLUBA of Scott, District 76  
FRANKLIN of Polk, District 64

- 1 Amend Senate File 565, as amended and passed by the
- 2 Senate and reprinted, as follows:
- 3 1. Page 4, line 21, by striking the figures
- 4 "813,000.00" and "830,000.00" and inserting in lieu
- 5 thereof the figures "1,246,500.00" and "1,662,000.00".
- 6 2. By changing the totals accordingly.

GLUBA of Scott, District 76  
FRANKLIN of Polk, District 64

- 1 Amend Senate File 565, as amended and passed by the
- 2 Senate and reprinted, as follows:
- 3 1. Page 4, line 22, by striking the figures
- 4 "1,308,140.00" and "1,361,533.00" and inserting in lieu



5 thereof the figures "1,436,956.00" and "1,589,682.00".

6 2. By changing the totals accordingly.

GLUBA of Scott, District 76

1 Amend Senate File 565, as amended and passed by the

2 Senate and reprinted, as follows:

3 1. Page 4, line 16, by striking the figures

4 "14,862,970.00" and "15,200,000.00" and inserting in

5 lieu thereof the figures "15,999,701.00" and

6 "16,394,694.00".

7 2. By changing the totals accordingly.

GLUBA of Scott, District 76

1 Amend Senate File 573 by striking section 10 and

2 inserting in lieu thereof the following:

3 "Sec. 10. The moneys available under the provisions

4 of this Act were calculated on the basis of salaries

5 and other employee expenses for four thousand one hun-

6 dred thirty-four fully funded, permanent, full-time

7 persons employed during the 1971-1972 fiscal year, and

8 for four thousand two hundred forty fully funded, per-

9 manent, full-time persons employed during the 1972-

10 1973 fiscal year, and it is the intent of the general

11 assembly in making appropriations pursuant to this

12 Act, that no more than four thousand five hundred twenty-

13 four employee positions be created or authorized during

14 any one of such years."

JESSE of Polk, District 58

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Friday, June 11, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifty-second Calendar Day—One Hundred Second Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, JUNE 11, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Rudolph Trusheim, pastor of the Staves United Methodist Church, Des Moines, Iowa.

The Journal of Thursday, June 10, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Freeman of Buena Vista, District 15, on request of Christensen of Union, District 95; Bray of Scott, District 77, for the morning by the Speaker.

## PRESENTATION OF VISITOR

Strothman of Henry, District 90, presented to the House the Honorable Clifford M. Vance, former member of the House in the Fifty-seventh General Assembly and State Senator in the Fifty-eighth, Fifty-ninth, Sixtieth, Sixtieth Extra and Sixty-first General Assemblies, representing Jefferson and Henry Counties.

## BIRTHDAY AND ANNIVERSARY CONGRATULATIONS

Anania of Polk, District 65, rose on a point of personal privilege and on behalf of the House extended to the Honorable Charles F. Strothman a "Happy Birthday" and wedding anniversary congratulations to Representative and Mrs. Strothman on their forty-fourth wedding anniversary.

## PETITIONS FILED

The following petitions were received and placed on file:

By Edelen of Emmet, District 5, from thirty-five residents of Kossuth County favoring restoring Kossuth County to a full county when reapportioned.

By Wirtz of Palo Alto, District 16, from three hundred eighty-two boys from Iowa attending Boys State favoring House File 323, relating to the full majority rights of eighteen-year-olds.

By Kruse of O'Brien, District 4, from twelve superintendents of O'Brien County and adjoining counties strongly urging the establishment of instruction television for northwest Iowa.

By Freeman of Buena Vista, District 15, from sixteen residents of Buena Vista County opposing Senate File 351, relating to meat and poultry inspection.

By Scott of Cerro Gordo, District 18, a resolution from the Cerro Gordo County Agriculture Land Taxpayer's Association Executive Board opposing excessive assessed valuations on farm buildings and adding to the value of the land and arriving at a value which is much higher than the value the land and buildings will sell for. They oppose paying approximately two percent for taxes of sales value of agricultural land when the national average is only one percent of sales value. They favor less reliance on property tax funds going to social services. They favor House File 725, the county zoning bill.

By Husak of Tama, District 41, from one hundred forty residents of Tama County gathered by the Ecology Club of North Tama High School favoring House File 78, relating to the banning of non-returnable beverage containers.

#### SENATE MESSAGE CONSIDERED

**Senate File 573**, a bill for an act to appropriate from the primary road fund to the state highway commission.

Read first time and referred to committee on **appropriations**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate amendment and passed:

House File 347, a bill for an act relating to dispossession of a landowner under condemnation proceedings.

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

Senate File 523, a bill for an act relating to tax exemption on forest and fruit-tree reservations.

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

Senate File 572, a bill for an act appropriating to the budget and financial control committee.

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

Senate File 574, a bill for an act relating to remittance of sales and use tax receipts to the department of revenue.

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

Senate File 576, a bill for an act appropriating to various state departments.

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

Senate File 577, a bill for an act appropriating to the department of public instruction for reimbursement to school districts.

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

Senate File 578, a bill for an act appropriating to the Iowa development commission.

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

Senate File 579, a bill for an act appropriating to the supreme court and district courts.

CARROLL A. LANE, Secretary

#### REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- S. F. 503 COMMITTEE BILL. Salaries of county officers. By committee on county government.
- H. F. 729 Relating to the appointment of notaries public by the Secretary of State. By committee on state government.
- S. F. 77 Relating to referendum for approval of low-rent housing projects. By Tapscott.
- H. F. 57 Relating to the adjournment of the General Assembly. By Welden, et al.
- H. F. 30 Relating to the inspection of pipeline construction over private property. By Holden, et al.

ANDREW VARLEY, Chairman

#### REPORT OF SIFTING COMMITTEE

##### (NONCONTROVERSIAL CALENDAR)

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:

- S. F. 539 COMMITTEE BILL. Legalizing act—board of supervisors of Hardin County, Iowa. By committee on state government.
- S. F. 363 COMMITTEE BILL. Salary of certain deputy sheriffs. By committee on county government.

H. F. 516 Legalizing act—sale of certain land in Henry County, and authorizing issuance of patent to clear title. By Strothman.

ANDREW VARLEY, Chairman

### CONSIDERATION OF BILLS

#### UNFINISHED BUSINESS

The House resumed consideration of **Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, and the Small amendment as follows:

Amend Senate File 557, as amended, passed, and reprinted by the Senate, as follows:

Page 2, following line 27, insert the following:

“Before any funds appropriated to the division of criminal investigation and bureau of criminal identification are expended or allocated for use of the criminal conspiracy unit of such division, the criminal conspiracy unit shall promulgate and issue rules pertaining to its operation, particularly rules with respect to control of data collected on individuals. Such rules shall be subject to the provisions of chapter seventeen A (17A) of the Code.”

Small of Johnson, District 69, asked and received unanimous consent to withdraw his amendment.

Schroeder of Pottawattamie, District 54, offered the following Schroeder-Small-Pelton-Hill-Gluba-Skinner amendment from the floor and moved its adoption:

Amend Senate File 557, as amended, passed, and reprinted by the Senate, as follows:

Page 2, following line 27, insert the following:

“No funds from any source shall be expended for the operation of the criminal conspiracy unit until all rules and regulations regarding the operation of that unit, subject to chapter seventeen A (17A) of the Code, have been approved.”

The amendment was adopted.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 557)

The ayes were, 87:

Alt	Campbell	Dougherty	Ellsworth
Anania	Christensen	Doyle	Ewell
Andersen	Clark	Drake	Fischer, H. O.
Bennett	Cochran	Dunton	Fisher, C. R.
Bergman	Curtis	Edelen	Franklin
Blouin	Den Herder	Egenes	Gluba

Goode	McCormick	Pierson	Stokes
Hill	McElroy	Priebe	Strand
Holden	Mendenhall	Radl	Stromer
Husak	Menefee	Rex	Strothman
Jesse	Middleswart	Rodgers	Taylor
Johnston	Millen	Sargisson	Tieden
Kehe	Miller	Schmeiser	Trowbridge
Kelly	Moffitt	Schroeder	Varley
Kinley	Mollett	Schwieger	Waugh
Knoke	Monroe	Scott	Welden
Kreamer	Nielsen	Shaw	Wells
Kruse	Norpel	Siglin	Willits
Larson	Nystrom	Skinner	Winkelman
Lawson	Patton	Small	Wyckoff
Lipsky	Pellett	Sorg	Mr. Speaker
Mayberry	Pelton	Stanley	

The nays were, 2:

Uban                      Wirtz

Absent or not voting, 11:

Bray	Grassley	Kennedy	Roorda
Camp	Hamilton	Knoblauch	Schwartz
Freeman	Hansen	Logemann	

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

### CONSIDERATION OF BILLS

#### APPROPRIATIONS CALENDAR

Welden of Hardin, District 32, asked and received unanimous consent to take up for consideration **House File 736**, a bill for an act making an appropriation from the general fund of the State of Iowa to the Iowa liquor control commission for capital improvements.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 736)

The ayes were, 85:

Alt	Egenes	Knoke	Mollett
Anania	Ellsworth	Kreamer	Monroe
Andersen	Ewell	Kruse	Norpel
Bennett	Fischer, H. O.	Larson	Nystrom
Bergman	Fisher, C. R.	Lawson	Patton
Blouin	Gluba	Lipsky	Pellett
Christensen	Goode	Mayberry	Pelton
Clark	Grassley	McCormick	Pierson
Cochran	Hansen	McElroy	Priebe
Den Herder	Hill	Mendenhall	Radl
Dougherty	Holden	Menefee	Rex
Doyle	Husak	Middleswart	Rodgers
Drake	Kelly	Millen	Roorda
Dunton	Kinley	Miller	Sargisson
Edelen	Knoblauch	Moffitt	Schmeiser

Schroeder	Sorg	Taylor	Wells
Schwartz	Stanley	Tieden	Willits
Schwieger	Stokes	Trowbridge	Winkelman
Scott	Strand	Varley	Wirtz
Shaw	Stromer	Waugh	Wyckoff
Siglin	Strothman	Welden	Mr. Speaker
Small			

The nays were, 5:

Campbell	Johnston	Skinner	Uban
Jesse			

Absent or not voting, 10:

Bray	Franklin	Kehe	Logemann
Camp	Freeman	Kennedy	Nielsen
Curtis	Hamilton		

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

Speaker pro tempore Millen in the chair at 12:05 p.m.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 44

Skinner of Polk, District 60, called up for consideration **Senate Concurrent Resolution 44**, filed on June 8, 1971, and found on page 1893 of the House Journal, and moved that Senate Concurrent Resolution 44 be adopted by a standing vote of the House.

The resolution was adopted by unanimous vote.

#### CONSIDERATION OF BILLS

##### SIFTING COMMITTEE CALENDAR

Fisher of Greene, District 56, asked and received unanimous consent to take up for consideration **House File 729**, a bill for an act relating to the appointment of notaries public by the secretary of state.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 729)

The ayes were, 92:

Alt	Den Herder	Franklin	Johnston
Anania	Dougherty	Gluba	Kehe
Andersen	Doyle	Goode	Kelly
Bennett	Drake	Grassley	Kinley
Bergman	Dunton	Hansen	Knoblauch
Blouin	Edelen	Harbor	Knoke
Campbell	Egenes	Hill	Kreamer
Christensen	Ellsworth	Holden	Kruse
Clark	Ewell	Husak	Larson
Cochran	Fisher, C. R.	Jesse	Lawson

Lipsky	Nystrom	Schwartz	Tiedey
Logemann	Patton	Schwieger	Trowbridge
Mayberry	Pellett	Scott	Uban
McCormick	Pelton	Shaw	Varley
McElroy	Pierson	Siglin	Waugh
Mendenhall	Priebe	Small	Welden
Menefee	Radl	Sorg	Wells
Middleswart	Rex	Stanley	Willits
Miller	Rodgers	Stokes	Winkelman
Moffitt	Roordra	Strand	Wirtz
Mollett	Sargisson	Stromer	Wyckoff
Monroe	Schmeiser	Strothman	Mr. Speaker
Nielsen	Schroeder	Taylor	(Millen)
Norpel			

The nays were, none.

Absent or not voting, 8:

Bray	Curtis	Freeman	Kennedy
Camp	Fischer, H. O.	Hamilton	Skinner

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

## SECOND CONFERENCE COMMITTEE REPORT ADOPTED

(House File 654)

Stromer of Hancock, District 8, called up for consideration the second conference committee report on **House File 654**, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, relating to the corporate income tax, and providing aid to cities, towns and counties from sales tax receipts, as follows:

### REPORT OF SECOND CONFERENCE COMMITTEE ON HOUSE FILE 654

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 654, a bill for an act relating to state aid for schools, school district property taxes, imposing a school district income tax, providing administration by the director of revenue, adopting provisions relating to the state individual income tax, relating to the corporate income tax, and providing aid to cities, towns and counties from sales tax receipts, respectfully submit the following recommendations:

1. That the Senate recede from its amendment to the bill as amended and passed by the House.
2. That House File 654, as amended, passed, and reprinted by the House, be amended by striking everything after the enacting clause and inserting in lieu thereof the following:

#### DIVISION I

Section 1. STATE SCHOOL FOUNDATION PROGRAM. This division establishes a state school foundation program.



For the school year beginning July 1, 1972, and each succeeding school year, each school district in the state is entitled to receive state school foundation aid, which shall be an amount per pupil in fall enrollment equal to the difference between the amount per pupil in fall enrollment of foundation property tax plus miscellaneous income in the district, and the state foundation base or the district cost per pupil, whichever is less. However, if the amount so determined for any district is less than two hundred dollars per pupil in fall enrollment, the district is entitled to receive not less than two hundred dollars per pupil in fall enrollment except when a district's total general fund millage rate for the school year beginning July 1, 1972, or any succeeding school year, is reduced to ninety percent of the district's total general fund millage rate for the school year beginning July 1, 1970. In this case the district is entitled to receive only that portion of the two hundred dollars per pupil necessary to retain that ten percent reduction.

**Sec. 2. FOUNDATION PROPERTY TAX.** Each school district shall cause to be levied each year beginning in 1972, for the school general fund, a foundation property tax of twenty mills per dollar of assessed valuation on all taxable property in the district. For the purpose of this division, a school district is defined as a school corporation organized under chapter two hundred seventy-four (274) of the Code. Each county auditor shall certify to each school district within the county and to the state comptroller, not later than October first each year, the assessed valuation of taxable property for the current year in each school district within the county.

**Sec. 3. STATE FOUNDATION BASE.** The state foundation base for the school year beginning July 1, 1972, is seventy percent of the state cost per pupil. For each succeeding school year the state foundation base shall be increased by the amount of one percent of the state cost per pupil, up to a maximum of eighty percent of the state cost per pupil. The district foundation base is the larger of the state foundation base or the amount per pupil in fall enrollment which the district will receive from foundation property tax, miscellaneous income, and state school foundation aid.

**Sec. 4. FALL ENROLLMENT.** Fall enrollment shall be determined by adding the resident pupils who are enrolled on the second Friday of September of each year in public elementary and secondary schools of the district, and in special education classes for which tuition is paid by the district whether the special education class is conducted by a county board of education or another school district.

Shared-time and part-time pupils of school age shall be counted in the proportion that the time for which they are enrolled or receive instruction for the school year bears to the time that full-time pupils carrying

a normal course schedule, at the same grade level, in the same school district, for the same school year, are enrolled and receive instruction.

Each school district shall certify its fall enrollment to the state department of public instruction by September twenty-fifth of each year, and the information shall be promptly forwarded to the state comptroller.

**Sec. 5. MISCELLANEOUS INCOME.** Miscellaneous income is all revenues of a school district general fund budget, exclusive of federal aid provided under title twenty (20), chapter thirteen (13), of the United States Code, the foundation property tax, the state school foundation aid, guaranteed state aid, the additional school district property tax levy, any supplemental aid distributed by the school budget review committee and any school district income surtax imposed in the district.

**Sec. 6. DISTRICT COST.** As used in this division, "district cost" means the total expenditures or anticipated expenditures of a district which are payable from the school general fund, exclusive of federal aid provided under title twenty (20), chapter thirteen (13), of the United States Code.

**Sec. 7. ALLOWABLE GROWTH.** Each year the state comptroller shall compute the state percent of growth by adding the percents of increase for the second and third years of the most recent three-year period for which accurate figures are available, for each of the following sources of revenue, and dividing the total by four:

1. State general fund revenues, adjusted for changes in rates or basis.
2. Statewide assessed valuation of taxable property, adjusted for statewide changes in assessment practices.

Each year the state comptroller shall compute the dollar equivalent of the state percent of growth by multiplying the state cost per pupil for the preceding school year by the current state percent of growth, except that this dollar equivalent is limited to a maximum amount of forty-six dollars for the school year beginning on July 1, 1972, forty-eight dollars for the school year beginning on July 1, 1973, and fifty-one dollars for the school year beginning on July 1, 1974. As used in this division, "allowable growth" means the dollar equivalent of the state percent of growth.

**Sec. 8. STATE COST PER PUPIL.** The state cost per pupil for the school year beginning July 1, 1971, is nine hundred twenty dollars. The state cost per pupil for the school year beginning on July 1, 1972, and for each succeeding school year is the previous year's state cost per pupil plus the allowable growth. If the state percent of growth is zero or less, the state cost per pupil shall be the same as the previous year's state cost per pupil.

**Sec. 9. MAXIMUM GENERAL FUND BUDGET AND ADDITIONAL SCHOOL DISTRICT PROPERTY TAX LEVY.**

1. The state comptroller shall determine the additional school district property tax levy for each school district, which is in addition to the foundation property tax levy, as follows:

a. The district cost per pupil in fall enrollment for the current school year ending June thirtieth each year, plus the allowable growth, determines the district cost per pupil for the school year beginning July first each year. However, if the district cost per pupil in fall enrollment for the current school year ending June thirtieth each year exceeds one hundred ten percent of the state cost per pupil, the school budget review committee shall review the proposed budget and establish the amount of allowable growth for that district, not to exceed the limitations in section seven (7) of this division.

b. The district cost per pupil multiplied by the estimated fall enrollment for the school year beginning July first each year, determines the maximum district cost for each district. A school district may not exceed its maximum district cost unless additional millage is authorized or supplemental state aid is distributed to the district by the school budget review committee as provided in section thirteen (13), subsection five (5), of this division, or unless an additional amount is raised by a school district income surtax approved by the voters.

c. The district foundation base multiplied by the number of pupils in fall enrollment, and the product subtracted from the lesser of the actual or maximum district cost for the school year beginning July first each year, determines the amount to be raised by the additional school district property tax levy, subject to the maximum millage provided in section ten (10) of this division, any additional millage authorized by the school budget review committee under section thirteen (13), subsection five (5), paragraph a, of this division, or the maximum millage reduction provided in section twenty-one (21) of this division.

2. No later than December 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.

3. a. A county board of education or joint county board of education shall not certify for the fiscal year commencing July 1, 1972, or the fiscal year commencing January 1, 1973, or any succeeding fiscal year, an amount of money to be raised by property taxes for the general fund budget in excess of the amount

of money raised by property taxes for general fund expenditures for its last preceding fiscal year, plus an amount determined by multiplying the state percent of growth determined under section seven (7) of this division by the amount raised by property taxes for the general fund budget for its last preceding fiscal year.

b. In addition to the amounts provided in paragraph a of this subsection, a county board of education or joint county board of education may certify and receive moneys to expand special education programs for the fiscal year commencing July 1, 1972, or January 1, 1973 or any succeeding year. However, this exception applies only to those special education programs or courses which would have qualified for state reimbursement pursuant to chapter two hundred eighty-one (281) of the Code, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970.

c. If, for any school year, responsibility for a special education pupil is transferred from a school district to a county or joint county board of education, or from a county or joint county board of education to a school district, the moneys budgeted for that pupil shall be transferred to the district or board which accepts responsibility for the pupil, or a proportionate amount shall be transferred if the change is made during the school year.

Sec. 10. **MAXIMUM MILLAGE LEVY.** For the purpose of determining the maximum millage levy in a school district, the state comptroller shall determine the sum of the foundation property tax levy and the additional property tax levy, in mills. When this total millage rate exceeds the district general fund levy in mills for the school year which began July 1, 1970, he shall adjust the district general fund millage levy to a rate equal to the millage levy for the school year beginning July 1, 1970, unless additional millage is approved by the school budget review committee, as provided in section thirteen (13), subsection five (5), paragraph a, of this division.

Sec. 11. **GUARANTEED STATE AID.** For the school year beginning July 1, 1972, and for the next four succeeding school years, the state shall provide specific funds, called guaranteed state aid, to any school district in which the maximum millage, excluding any additional millage approved by the school budget review committee, plus the district's miscellaneous income and state school foundation aid, does not meet the actual or maximum district cost, whichever is less.

There is hereby appropriated from the general fund of the state to the department of public instruction moneys sufficient to pay the guaranteed state aid provided in this section. The state comptroller shall pay this aid no later than May fifteenth of each year,

beginning in 1973 for the school year beginning July 1, 1972.

**Sec. 12. SCHOOL BUDGET REVIEW COMMITTEE.** A school budget review committee is established, consisting of the superintendent of public instruction, the state comptroller, and three members appointed by the governor to represent the public and to serve three-year staggered terms. Those serving on the effective date of this division as public members of the school budget review committee established under prior law shall continue to serve out their unexpired terms as members of the committee established under this section. The committee shall meet and hold hearings each year and shall continue in session until it has reviewed budgets of school districts, as provided in section thirteen (13) of this division. It may call in school board members and employees as necessary for the hearings. Legislators shall be notified of hearings concerning school districts in their constituencies.

The committee shall adopt its own rules of procedure. The superintendent of public instruction shall serve as chairman, and the state comptroller shall serve as secretary. The committee members representing the public are entitled to receive a per diem equal to the per diem of members of the board of public instruction, and their necessary travel and other expenses while engaged in their official duties. Expense payments shall be made from appropriations to the department of public instruction.

**Sec. 13. DUTIES OF THE COMMITTEE.**

1. The school budget review committee may recommend the revision of any rules, regulations, directives, or forms relating to school district budgeting and accounting, confer with local school boards or their representatives and make recommendations relating to any budgeting or accounting matters, and may direct the superintendent of public instruction or the state comptroller to make studies and investigations of school costs in any school district.

2. The committee shall report to each session of the general assembly, which report shall include any recommended changes in laws relating to school districts, and shall specify the number of hearings held annually the reasons for the committee's recommendations, and other information as the committee deems advisable.

3. The committee shall review the proposed or certified budget of any school district if the district cost per pupil in estimated fall enrollment has increased over the district cost per pupil in fall enrollment for the previous year by more than the allowable growth of the district.

4. The committee may review the proposed or certified budget of any school district as follows:

a. If the budget shows district costs per pupil in estimated fall enrollment of more than the state cost per pupil.

b. If in the judgment of the committee, the budget

shows the district cost to be unreasonably high in relation to the comparative cost factors of similar districts, even if the district cost per pupil in estimated fall enrollment does not exceed the state cost per pupil.

5. The committee may authorize a school budget in excess of limitations provided in sections nine (9) and ten (10) of this division as follows:

a. If a nonpublic school within a district closes wholly or in part, the committee may authorize an increase in the school general fund millage beyond the maximum permitted under section ten (10) of this division, but only to the extent necessary to cover the cost of absorbing the former nonpublic school pupils into the public school system. The school board shall establish the amount of necessary increased cost to the satisfaction of the school budget review committee before an increase in millage is authorized.

b. Additional supplemental state aid may be paid to any district from any discretionary funds appropriated specifically to the committee for this purpose.

6. If the committee does not authorize a school district's budget, it shall state its recommendations in terms of a specific reduction in the district cost, and in terms of a projected reduction in the millage rate of the school district, and shall notify the school board of its recommendations through the state comptroller.

7. The committee, when making recommendations relating to school budgets, shall consider each district's circumstances and facts which are unique and unusual, including but not limited to any unusual increases or decreases in enrollments, natural disasters, unusual transportation problems, and initial staffing problems.

8. Failure by any school district to provide information or appear before the committee as requested for the accomplishment of review or hearing shall constitute justification for the committee to instruct the state comptroller to withhold any state aid to that district until the committee's inquiries are satisfied completely.

9. The school budget review committee may call in any county board of education for the purpose of reviewing its budget as it relates to the individual districts within the county.

**Sec. 14. ELECTION TO EXCEED MAXIMUM DISTRICT COST.**  
If a school board wishes to exceed its maximum district cost, as determined under section nine (9) of this division, it shall first submit its proposed budget to the school budget review committee. The committee may approve the proposed budget or may make other recommendations, but if the board decides that the district should exceed its maximum district cost, and the committee has not authorized an additional millage

or supplemental state aid as provided in section thirteen (13), subsection five (5), of this division, the board shall submit to the voters of the school district, at a regular or special school election held not later than September fifteenth, the question of whether the proposed budget shall be approved, and financed by a school district income surtax of a specified rate, or whether the district shall be limited to its maximum district cost.

If a majority of those voting approves the proposed budget and the specified school district income surtax rate, the surtax, determined as provided in section fifteen (15) of this division, may be imposed by resolution of the school board.

If the proposed budget and surtax does not receive approval by a majority of those voting, the school board shall reduce its general fund budget to an amount which does not exceed its maximum district cost.

The school board shall certify the result of an election required under this section to the county auditor, the school budget review committee, and the director of revenue, within ten days following the election. If a school district income surtax is approved, the school board shall publish notice of the surtax rate, as provided in chapter six hundred eighteen (618) of the Code.

#### Sec. 15. SCHOOL DISTRICT INCOME SURTAX.

1. If a school district income surtax is proposed by a school board, the state comptroller shall determine the rate of school district income surtax as follows:

a. Determine the excess amount needed.

b. Determine the total amount of state individual income tax as shown on the individual tax returns of persons residing in the school district on December thirty-first of the last preceding calendar year for which accurate figures are available or on the last day of a taxpayer's fiscal year ending within that calendar year. The director of revenue shall report this amount to the state comptroller as requested.

c. Divide the total amount of state individual income tax determined into the excess amount needed. The quotient is the school district income surtax rate which shall be imposed on the state individual income tax for the calendar year during which the school year begins, or for a taxpayer's fiscal year ending during that calendar year but after the date of the election approving the budget, and for subsequent years as provided in subsections two (2) and three (3) of this section, and shall be imposed on all individuals residing in the school district on December thirty-first of each calendar year, or on the last day of their fiscal year. As used in this section, "state individual tax" means the tax computed under section four hundred twenty-two point five (422.5) of the Code, less the deductions allowed in section four hundred twenty-two

point twelve (422.12) of the Code.

2. A school district income surtax rate approved by the voters, or as much of it as may be necessary, shall continue to be in effect in that school district until the school board finds that the surtax or a part of it is unnecessary, or until the amount of the surtax is altered by another election. If a school board wishes to increase the district costs so that they cannot be met by the combination of maximum millage, state aid, miscellaneous income, and the approved school district income surtax, the school board may hold another election to submit the question of whether to increase the surtax rate for the district, and may increase the rate only if an increase is approved by a majority of those voting.

3. At least once every five years, if a school district income surtax is found to be necessary, the school board shall submit to the voters of the school district, at a regular or special school election held not later than September fifteenth, the question of whether to continue imposition of the established rate of school district income surtax or of a lesser rate as necessary. If a majority of those voting does not approve the proposed school district income surtax rate, the school board shall reduce its general fund budget to an amount which does not exceed its maximum district cost.

Sec. 16. **STATUTES APPLICABLE.** The director of revenue shall administer any school district income surtax imposed under this division, and all the provisions of sections four hundred twenty-two point twenty (422.20), four hundred twenty-two point twenty-two (422.22) through four hundred twenty-two point thirty-one (422.31), inclusive, four hundred twenty two point sixty-eight (422.68), and four hundred twenty-two point seventy-two (422.72) through four hundred twenty-two point seventy-five (422.75), inclusive, of the Code, shall apply in respect to administration of the school district income surtax.

Sec. 17. **FORM AND TIME OF RETURN.** The school district income surtax shall be made a part of the Iowa individual income tax return subject to the conditions and restrictions set forth in section four hundred twenty-two point twenty-one (422.21) of the Code.

Sec. 18. **DEPOSIT OF SCHOOL DISTRICT INCOME SURTAX.** The director of revenue shall deposit all moneys received as school district income surtax to the credit of each district from which the moneys are received, in a "school district income surtax fund" which is established in the office of the treasurer of state.

Sec. 19. **SCHOOL DISTRICT INCOME SURTAX CERTIFICATION.** On or before October twentieth each year, the director of revenue shall make an accounting of the school district income surtax collected under this division



applicable to tax returns for the last preceding calendar year, or for fiscal year taxpayers, on the last day of their tax year ending during that calendar year and after the date of the election approving the surtax, from taxpayers in each school district in the state which has imposed a surtax, and shall certify to the state comptroller and the state department of public instruction the amount of total school district income surtax credited from the taxpayers of each school district. Additional returns in process, if any, at the time of certification shall be completed and the additional amount of school district income surtax reported to the state comptroller for distribution back to the school district with the first installment of the following school year.

**Sec. 20. SCHOOL DISTRICT INCOME SURTAX DISTRIBUTION.**

The state comptroller shall draw warrants in payment of the amount of surtax payable to each of the school districts in two installments to be paid on approximately the first day of December and the first day of February, and shall cause the warrants to be delivered to the respective school districts.

**Sec. 21. MAXIMUM MILLAGE REDUCTION.** If the functioning of the state school foundation program established by this division causes a reduction in any school district, for the school year beginning July 1, 1972, of more than ten percent of the district's total general fund millage for the school year beginning July 1, 1970, the reduction for the school year beginning July 1, 1972 is limited to that ten percent, and the reduction for each of the school years beginning July 1, 1973, and July 1, 1974, is limited to ten percent of the preceding year's millage. However, if this limitation results in a district millage levy which raises more than the district needs to meet the lesser of its actual or maximum district cost, the ten percent limitation does not apply, and the district may reduce its millage as much as can be done without entitling the district to state school foundation aid. The state comptroller shall compute any maximum millage reduction required by this section, and shall notify the school boards accordingly.

**Sec. 22. TENTATIVE BUDGET.** Not later than December first for each ensuing fiscal year, the board of directors of each school district shall set a tentative budget in dollars of the amount the district may spend on each program in the system as defined by the school budget review committee and in the forms prescribed by the committee. This prospectus of program and allotted dollars as approved by the board shall guide the superintendent when preparing the proposed budget for that year. These limitations submitted by the board of directors to the superintendent of schools for the district shall be promptly forwarded to the committee.

Sec. 23. RULES AND REGULATIONS. The superintendent of public instruction, after consultation with the state comptroller, may adopt rules and regulations and definitions of terms as necessary and proper for the administration of this division.

Sec. 24. LOCAL BUDGET LAW. Provisions of chapter twenty-four (24) of the Code remain applicable to school budgets.

Sec. 25. ESTIMATES OF MISCELLANEOUS AIDS. No later than September first of each year, the department of public instruction shall certify to the state comptroller the amounts of any state aids other than the amounts provided in this division that will be received by each school district in the state. In the event any estimate of state aids in any school budget certified to the auditor as provided by section twenty-four point seventeen (24.17) of the Code is more or less than the amount of state aids certified to the state comptroller by the department of public instruction as provided by this section, the state comptroller shall certify to the county auditors the final millage for each school district.

Sec. 26. APPROPRIATIONS. There is hereby appropriated each year from the general fund of the state an amount necessary to pay the state school foundation aid.

All state aids paid under this division, unless otherwise stated, shall be paid in installments due on or about September fifteenth, December fifteenth, March fifteenth, and May fifteenth of each year, and the installments shall be as nearly equal as possible as determined by the state comptroller, taking into consideration the relative budget and cash position of the state resources.

All moneys received by a school district from the state under the provisions of this division shall be deposited in the general fund of the school district, and may be used for any school general fund purpose.

Sec. 27. There is hereby appropriated from the general fund of the state to the department of public instruction for the year beginning July 1, 1972, and ending June 30, 1973, one million six hundred thousand (1,600,000) dollars, or so much thereof as may be necessary for reimbursing public school districts and county or joint county school systems for expenditures incurred in accordance with the provisions of section two hundred fifty-seven point twenty-six (257.26) of the Code.

Claims for reimbursement for the period beginning July 1, 1971, and ending June 30, 1972, shall be made by July 30, 1972, to the department of public instruction, clearly detailing the expenditures incurred, and in a form prescribed by the department.

As a condition to receiving reimbursement under this section, a school district shall show by affidavit of

an officer of the school board that the amount of reimbursement claimed by the school district does not exceed one-half of the actual costs incurred by the district under section two hundred fifty-seven point twenty-six (257.26) of the Code, and does not include the portion of those costs for which the district received state school foundation aid. The claims for reimbursement shall be certified by the department of public instruction to the state comptroller on or before August 31, 1972. On or before September 15, 1972, the state comptroller shall draw warrants on the fund created by this section, payable to the school districts which have established claims. In the event that the amount appropriated is insufficient to pay in full the total amounts certified to the state comptroller, he shall prorate the fund and notify each school district of its pro rata percentage on or before September 15, 1972.

Sec. 28. Section two hundred eighty-one point nine (281.9), Code 1971, is amended by adding the following new paragraph:

"This section applies to all existing programs to July 1, 1973, and to the continuation of such existing programs after July 1, 1973."

Sec. 29. Chapter two hundred eighty-one (281), Code 1971, is amended by adding the following new section:

"A school district, county board of education, or joint county board of education that provides special education as required by this chapter shall, prior to March 1, 1972, and each March first thereafter, apply to the department of public instruction, upon forms prescribed by the department, for qualification to receive reimbursement pursuant to this chapter. During the following fiscal year the department shall approve each application and qualification if the district, county board of education, or joint county board establishes all of the following:

1. That there are sufficient students within the area who are in need of the instruction.
2. That the applying unit is the unit that can best and most efficiently provide for the instruction without duplicating services otherwise provided, as opposed to another available educational unit.
3. That the unit has qualified teachers available.
4. That the instruction is a natural and normal progression of a planned course or courses of instruction, and that this progressive growth factor is not out of proportion to the ability of the educational unit to pay for the courses of instruction.
5. That all reimbursement sought is for actual delivery of special education services and not for administrative costs.
6. Other factors as the department may require.

There is hereby appropriated out of the general fund of the state to the department of public instruction

beginning July 1, 1973, a sum sufficient to pay all approved applications for reimbursement pursuant to this chapter and this section, to the extent that the approved applications are for expanded special education programs beyond those programs provided for the fiscal year commencing July 1, 1971, or January 1, 1972, but only to the extent that the expanded programs would have qualified for state reimbursement pursuant to this chapter, as interpreted by the rules and regulations of the state department of public instruction effective on July 1, 1970."

Sec. 30. Section two hundred ninety-eight point one (298.1), Code 1971, is amended as follows:

298.1 SCHOOL TAXES. The board of each school corporation shall estimate the amount of the proposed expenditures and proposed receipts for the general school purposes at a time and in a manner to effectuate the provisions of [chapter 442] *sections 1 through 29, inclusive, of this Act*. Compliance with chapter 24 shall be observed.

[Prior to compliance with section 24.9, the superintendent of the county school systems shall call a joint meeting of school superintendents and school board members for all of the local districts within the county basic school tax unit. The time and place for such joint meetings shall be set by the superintendent of the county school system.]

[The purpose of the joint meeting shall be for a review of the budgets of the several school districts within the county basic school tax units, and for the discussion of common problems within the county basic unit.]

Sec. 31. Section four hundred twenty-two point sixty-five (422.65), Code 1971, is amended as follows:

422.65 ALLOCATION OF REVENUE. [Ten] *Fifty-five percent* of the total moneys received from the franchise tax shall be deposited in the state general fund. The remaining moneys received from the franchise tax shall be deposited in a franchise tax fund hereby established in the office of the treasurer of state, and shall be paid quarterly on warrants by the state comptroller, after certification by the director of revenue, as follows:

[1. Fifty percent to the basic school tax equalization fund of the basic school tax unit from which the tax is collected, to be distributed in the same manner as other funds in the basic school tax equalization fund.]

[2. Thirty] 1. *Sixty* percent to the general fund of the city or town from which the tax is collected.

[3. Twenty] 2. *Forty* percent to the general fund of the county from which the tax is collected.

If the financial institution maintains one or more offices for the transaction of business, other than its principal office, a portion of its franchise tax shall be allocated to each office, based upon a reasonable measure of the business activity of each

office. The director of revenue shall prescribe, for each type of financial institution, a method of measuring the business activity of each office. Financial institutions shall furnish all necessary information for this purpose at the request of the director.

Quarterly, the director of revenue shall certify to the treasurer of state the amounts to be paid to each [basic school tax unit,] city, town, and county from the franchise tax fund. All moneys received from the franchise tax are hereby appropriated according to the provisions of this section. *This section is applicable to all funds collected on or after July 1, 1970.*

Sec. 32. Effective January 1, 1972, section four hundred thirty A point three (430A.33), Code 1971, is amended as follows:

430A.3 LEVY. There is hereby imposed upon capital employed in the business of making loans or investments within the state of Iowa, as determined under the provisions of this chapter, a tax of five mills on each dollar of such capital; such tax to be considered a tax upon moneys and credits of such corporations which shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer. The amount collected in each taxing district in cities and towns shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the [basic school tax equalization fund] *general fund of the state*, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the [basic school tax equalization fund] *general fund of the state*. The term "loans" as used herein shall mean the lending of money to members of the general public upon other than real estate security. The term "investments" as used herein shall mean the discounting, purchasing, or otherwise acquiring notes, mortgages, sales contracts, debentures, or any other evidences of indebtedness, based upon other than real estate security when such investments are made in connection with loans made to members of the general public in the state of Iowa or in the courts of any operations having as their effect the financing of business transactions within the state of Iowa resulting in the incurring of any indebtedness based upon security other than real estate security.

Sec. 33. Effective July 1, 1972, chapter four hundred forty-two (442), Code 1971, is repealed. The provisions of this division shall control school general fund budgets for the school year beginning July 1, 1972, and the provisions of chapter four hundred forty-two (442) of the Code, as limited by House File one hundred twenty-one (121), Acts of the Sixty-fourth General Assembly, First Session, shall control school general fund budgets and the levy and distribution of school funds for the school year beginning July 1, 1971.

Sec. 34. Effective January 1, 1972, chapter five hundred thirty-three point twenty-two (533.22), Code 1971, is amended as follows:

533.22 TAXATION. A credit union shall be deemed an institution for savings and shall be subject to taxation only as to its real estate, tangible personal property, moneys and credits. The shares shall not be taxed.

The moneys and credits tax on credit unions is hereby imposed at a rate of five mills on each dollar of legal and special reserves of every credit union, and shall be levied by the board of supervisors, and placed upon the tax list and collected by the county treasurer, except that an exemption shall be given to each credit union in the amount of four thousand dollars and, in addition, any amount of the legal and special reserves which are invested in United States government securities. The amount collected in each taxing district within a city or town shall be apportioned twenty percent to the county general fund, thirty percent to the city or town general fund, and fifty percent to the [basic school tax equalization fund] *general fund of the state*, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty percent to the county general fund and fifty percent to the [basic school tax equalization fund] *general fund of the state*. The moneys and credits tax shall be collected at the location of the credit union as shown in its articles of incorporation.

#### DIVISION II

Sec. 35. Section four hundred twenty-two point five (422.5), Code 1971, is amended by striking subsections three (3) through seven (7), inclusive, and inserting in lieu thereof the following:

3. On the third thousand dollars of taxable income, or any part thereof, three percent.

4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.

5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.

6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.

7. On all taxable income over nine thousand dollars, seven percent.

Sec. 36. Section four hundred twenty-two point thirty-three (422.33), unnumbered paragraphs one (1), two (2), three (3), and four (4), Code 1971, are amended as follows:

A tax is hereby imposed upon each corporation organized under the laws of this state, and upon every foreign corporation doing business in this state, annually in an amount computed by applying the following rates of taxation to the net income received by the corporation during the income year:

On the first twenty-five thousand dollars of taxable income, or any part thereof, the rate of [four] *six* percent.

On the taxable income between twenty-five thousand dollars and one hundred thousand dollars or any part thereof, the rate of [six] *eight* percent.

On taxable income of one hundred thousand dollars or more, the rate of [eight] *ten* percent.

Sec. 37. Section four hundred twenty-two point thirty-three (422.33), subsection one (1), paragraph "b", unnumbered paragraph four (4), Code 1971, is amended as follows:

The gross sales of the corporation within the state shall be taken to be the gross sales from goods [sold and] delivered within the state, excluding deliveries for transportation out of the state.

Sec. 38. The provisions of sections thirty-five (35), thirty-six (36), and thirty-seven (37) of this division shall be effective January 1, 1971, for all taxable years commencing on or after January 1, 1971, and to this extent sections thirty-five (35), thirty-six (36), and thirty-seven (37) of this division are retroactive.

#### DIVISION III

Sec. 39. Section four hundred twenty-five point one (425.1), subsection five (5), unnumbered paragraph one (1) and paragraph "b", Code 1971, are amended as follows:

5. [In addition to the homestead credit of twenty-five mills on twenty-five hundred dollars as assessed valuation allowable under this chapter, in the event] *In lieu of the homestead tax credit allowed pursuant to subsections 1 through 4 of this section, if the owner, as defined in this chapter, is over sixty-five years of age, or is totally disabled, and provided that his Iowa net income, as defined in section 422.7, plus interest and dividends from federal securities and income from social security and other tax-exempt retirement or pension plans, when included with that of the spouse, brother, sister, son, daughter, if any, living with the claimant is less than [three thousand five hundred] four thousand dollars for the last twelve-month income tax accounting period, there shall be credited by the county auditor on such owner's eligible homestead, an amount equal to [but not exceeding the amount calculated as provided in this section] one hundred twenty-five dollars, except that the credit shall not exceed the amount of the property taxes levied and collectible on the homestead for that year.*

b. His Iowa net income, plus interest and dividends from federal securities and income from social security and other tax-exempt retirement or pension plans when included with that of his spouse, if any, during the last preceding twelve-month income tax accounting period is less than [ three thousand five hundred] *four thousand* dollars.

Sec. 40. The provisions of section thirty-nine (39) of this division shall become effective January 1, 1972.

## DIVISION IV

Sec. 41. There is created a "municipal assistance fund" in the office of the treasurer of state.

Sec. 42. There is appropriated to the municipal assistance fund from the general fund of the state the sum of five million (5,000,000) dollars for each fiscal year of the biennium commencing July 1, 1971, and ending June 30, 1973.

Sec. 43. On or before June fifteenth of each year of the biennium, 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. 44.

1. The population of each city and town shall be determined by the latest available federal census. An incorporated city or town may have one special federal census taken each decade, and the population figure obtained shall be used in apportioning amounts under this subsection beginning the calendar year following the year in which the special census is certified to the secretary of state.

2. In any case where an incorporated city or town has been incorporated since the latest available federal census, the mayor and council shall certify to the treasurer of state the actual population of the incorporated city or town as of the date of incorporation and its apportionment of funds under this subsection shall be based upon such certification until the next federal census enumeration. Any community which has dissolved its corporation shall not receive any apportionment of funds under this subsection after its dissolution.

3. In any case where an incorporated city or town has annexed any territory since the last regular or special federal census, the mayor and council shall certify to the treasurer of state the actual population of the annexed territory as determined by the last certified federal census of the territory and the apportionment of funds under this subsection shall be based upon the population of the city or town as modified by the certification of the population of the annexed territory until the next regular or special federal census enumeration.

4. In any case where two or more incorporated cities



or towns have consolidated, the apportionment of funds under this subsection shall be based upon the population of the incorporated city or town resulting from the consolidation and shall be determined by combining the population of all incorporated cities and towns involved in the consolidation as determined by the last regular or special federal census enumeration for the consolidating city or town.

Sec. 45. Section twenty-six point six (26.6), Code 1971, is amended as follows:

**26.6 POPULATION OF COUNTIES, TOWNSHIPS, CITIES, AND TOWNS.** Whenever the population of any county, township, city, or town is referred to in any law of this state, it shall be determined by the last certified, or certified and published, official census unless otherwise provided. However, the population figure disclosed for any city or town as the result of a special federal census as modified as the result of consolidation or annexation in the manner provided in sections 312.3, and 123.50, shall be considered for no other purposes than the application of sections 123.50 [and], 312.3 and the provisions of this division. Whenever a special federal census is hereafter taken by any city or town, the mayor and council shall certify the said census as soon as possible to the secretary of state and to the treasurer of state as otherwise herein provided, and failing to do so, the treasurer of state shall, after six months from the date of said special census, turn over such moneys as authorized by sections 123.50 and 312.3 to the general fund of the state, and continue to do so until such time as certification by said mayor and council is made, or until the next decennial federal census. If there be a difference between the original certified record in the office of the secretary of state and the published census the former shall prevail.

#### DIVISION V

Sec. 46. Notwithstanding any provisions of the Code, interstate bridges owned by a city or town may be subject to assessment and taxation in the discretion of the governing body of the city or town owning such bridge.

#### DIVISION VI

Sec. 47. Section four hundred twenty-two point forty-five (422.45), Code 1971, is amended by adding the following new subsection:

"The gross receipts from sales of tangible personal property used or to be used as railroad rolling stock for transporting persons or property, or as materials or parts therefor."

Sec. 48. Section four hundred twenty-three point four (423.4), Code 1971, is amended by adding the following new subsection:

"Tangible personal property used or to be used as

railroad rolling stock for transporting persons or property, or as materials or parts therefor."

#### DIVISION VII

Sec. 49. Section four hundred twenty-two point sixty-nine (422.69), Code 1971, is amended by striking subsection two (2).

Sec. 50. Section four hundred twenty-two point seventy-eight (422.78), Code 1971, is amended as follows:

#### 422.78 ALLOCATION TO MONEYS AND CREDITS REPLACEMENT

**FUND IN EACH COUNTY.** *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 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 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 of 1967 and in January of each succeeding year thereafter, 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 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 [basic school tax equalization fund] 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 and 431.1 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 is to the total of such taxable values for all the cities and towns within the county.*

*There is appropriated to the moneys and credits replacement fund from the general fund of the state for the fiscal year beginning July 1, 1972 the sum of two million five hundred thousand (2,500,000) dollars,*

*such sum to be paid to the moneys and credits replacement fund not later than January 10, 1973.*

3. Amend the title, page 1, by striking all after the word "to" and inserting in lieu thereof the words "financing of governmental programs by providing state aid to schools, school district property taxes, imposing a school district income tax including administration by the director of revenue and adoption of administrative provisions for the state individual income tax including penalties and interest, relating to the state individual and corporate income tax, relating to sales and use tax exemptions, providing property tax relief for the elderly and totally disabled, relating to the taxation of municipal interstate toll bridges, and providing aid to cities, towns, and counties."

On the part of the Senate:

JOHN C. RHODES, Chairman  
REINHOLD O. CARLSON  
RALPH W. POTTER

On the part of the House:

DELWYN STROMER, Chairman  
WARREN E. CURTIS  
ROBERT M. KREAMER

Stromer of Hancock, District 8, moved the adoption of the conference committee report and the amendments contained therein.

Roll call was requested by Stromer of Hancock, District 8, and Kreamer of Polk, District 63.

On the question "Shall the second conference committee report on House File 654 be adopted?"

The ayes were, 51:

Alt	Grassley	Miller	Stanley
Andersen	Hill	Moffitt	Stokes
Bergman	Holden	Mollett	Stromer
Campbell	Kehe	Nielsen	Strothman
Christensen	Kelly	Nystrom	Strand
Clark	Kreamer	Pellett	Tieden
Curtis	Kruse	Pelton	Trowbridge
Den Herder	Lawson	Pierson	Varley
Drake	Logemann	Rex	Welden
Edelen	McElroy	Roorda	Winkelman
Fisher, C. R.	Mendenhall	Schroeder	Wirtz
Freeman	Menefee	Siglin	Mr. Speaker
Goode	Millen	Sorg	

The nays were, 46:

Anania	Franklin	McCormick	Schwieger
Bennett	Gluba	Middleswart	Scott
Blouin	Hansen	Monroe	Shaw
Bray	Husak	Norpel	Skinner
Cochran	Jesse	Patton	Small
Dougherty	Johnston	Priebe	Taylor
Doyle	Kinley	Radl	Uban
Dunton	Knoblauch	Rodgers	Wangh
Egenes	Knoke	Sargisson	Wells
Ellsworth	Larson	Schmeiser	Willits
Ewell	Lipsky	Schwartz	Wyckoff
Fischer, H. O.	Mayberry		

Absent or not voting, 3:

Camp                      Hamilton                      Kennedy

Motion prevailed and the second conference committee report was adopted.

Stromer of Hancock, District 8, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 654)

The ayes were, 52:

Alt	Goode	Menefee	Siglin
Andersen	Grassley	Millen	Sorg
Bergman	Hill	Miller	Stanley
Campbell	Holden	Moffitt	Stokes
Christensen	Kehe	Mollett	Strand
Clark	Kelly	Nielsen	Stromer
Curtis	Knoke	Nystrom	Strothman
Den Herder	Kreamer	Pellett	Tieden
Drake	Kruse	Pelton	Trowbridge
Edelen	Lawson	Pierson	Varley
Ellsworth	Logemann	Rex	Winkelman
Fisher, C. R.	McElroy	Roorda	Wirtz
Freeman	Mendenhall	Schroeder	Mr. Speaker

The nays were, 44:

Anania	Franklin	McCormick	Schwieger
Bennett	Gluba	Middleswart	Scott
Blouin	Hansen	Monroe	Shaw
Bray	Husak	Norpel	Small
Cochran	Jesse	Patton	Taylor
Dougherty	Johnston	Priebe	Uban
Doyle	Kinley	Radl	Waugh
Dunton	Knoblauch	Rodgers	Welden
Egenes	Larson	Sargisson	Wells
Ewell	Lipsky	Schmeiser	Willits
Fischer, H. O.	Mayberry	Schwartz	Wyckoff

Absent or not voting, 4:

Camp                      Hamilton                      Kennedy                      Skinner

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

Stromer of Hancock, District 8, moved that the vote by which House File 654 passed the House be reconsidered and the motion to reconsider be tabled.

Roll call was requested by Kreamer of Polk, District 63, and Stromer of Hancock, District 8.

On the question "Shall the vote by which House File 654 passed the House be reconsidered and the motion to reconsider be tabled?"

**The ayes were, 56:**

Alt	Grassley	Menefee	Siglin
Andersen	Hansen	Millen	Sorg
Bergman	Hill	Miller	Stanley
Campbell	Holden	Moffitt	Stokes
Christensen	Kehe	Mollett	Strand
Clark	Kelly	Nielsen	Stromer
Curtis	Knoke	Nystrom	Strothman
Den Herder	Kreamer	Pellett	Tieden
Drake	Kruse	Pelton	Trowbridge
Edelen	Lawson	Pierson	Varley
Egenes	Lipsky	Rex	Welden
Fisher, C. R.	Logemann	Roorda	Winkelman
Freeman	McElroy	Schroeder	Wirtz
Goode	Mendenhall	Shaw	Mr. Speaker

**The nays were, 40:**

Anania	Fischer, H. O.	McCormick	Schwartz
Bennett	Franklin	Middleswart	Schwieger
Blouin	Gluba	Monroe	Scott
Bray	Husak	Norpel	Small
Cochran	Jesse	Patton	Taylor
Dougherty	Johnston	Priebe	Uban
Doyle	Kinley	Radl	Waugh
Dunton	Knoblauch	Rodgers	Wells
Ellsworth	Larson	Sargisson	Willits
Ellwell	Mayberry	Schmeiser	Wyckoff

**Absent or not voting, 4:**

Camp	Hamilton	Kennedy	Skinner
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The motion prevailed.

**REPORT OF JOINT COMMITTEE ON ENROLLED BILLS**

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 347.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

**BILL SIGNED BY THE SPEAKER**

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 347.

**BILL SENT TO THE GOVERNOR**

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that

it has, on this 11th day of June, 1971, sent to the Governor for his approval: House File 347.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 10, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 373, an act to appropriate funds to defray expenses of the inaugural ceremonies.

House File 522, an act relating to the regulation of the manufacture, sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report.

House File 686, an act relating to the review of school budgets for the school year commencing July 1, 1971, by the school budget review committee, and the filing of tentative budgets by individual school districts.

House File 694, an act relating to and to appropriate from the motor vehicle fuel tax fund to the department of revenue.

Senate File 485, an act relating to elections to fill vacancies in the General Assembly.

Senate File 500, an act relating to the Iowa inheritance tax.

Senate File 533, an act to legalize the purchase of real estate by the State Historical Society of Iowa for the use and benefit of the State of Iowa.

A communication was received from the Governor announcing that on June 11, 1971, he approved and transmitted to the Secretary of State the following bill:

House File 347, an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes.

#### REMOVED FROM NONCONTROVERSIAL CALENDAR (House File 516)

We object to House File 516 being placed on the noncontroversial calendar.

CHARLES H. PELTON  
PHILIP B. HILL  
E. KEVIN KELLY  
NORMAN G. JESSE  
LAVERNE W. SCHROEDER

## AMENDMENTS FILED

- 1 Amend Senate File 503 by striking all of  
2 lines 3 through 20 and the word "office." in  
3 line 21.

KNOKE of Pottawattamie, District 79

- 1 Amend Senate File 565, page 3, line 27, by  
2 striking the figures \$2,707,434.00 and \$2,797,168.00  
3 and inserting in lieu thereof the following:  
4 \$2,857,434.00 and \$2,947,168.00.

HUSAK of Tama, District 41  
WELLS of Linn, District 44  
MILLER of Marshall, District 36  
JESSE of Polk, District 58  
PRIEBE of Kossuth, District 6  
NORPEL of Jackson, District 52  
PATTON of Buchanan, District 20  
WYCKOFF of Benton, District 42  
SKINNER of Polk, District 60  
FISCHER of Grundy, District 35  
DRAKE of Muscatine, District 71

- 1 Amend Senate File 565 by adding thereto the follow-  
2 ing:

3 *"Sec. 17. That the Department of Social Services*  
4 *is directed to continue making categorical assistance*  
5 *payments and not reduce payments because of increased*  
6 *Social Security benefits that recipients or their*  
7 *spouse, if any, may receive after January 1, 1971.*

8 *Sec. 18. If any phrase, clause, subsection or*  
9 *section of this Act shall be declared unconstitutional*  
10 *or invalid by any court of competent jurisdiction,*  
11 *or in violation or conflict with any law of the*  
12 *United States Congress, it shall be conclusively*  
13 *presumed that the legislature would have enacted*  
14 *this Act without the phrase, clause, subsection or*  
15 *section so held unconstitutional or invalid; or in*  
16 *violation or conflict with any law of the United*  
17 *States Congress; and the remainder of this Act shall*  
18 *not be affected as a result of such part being held*  
19 *unconstitutional or invalid; or in violation or*  
20 *conflict with any law of the United States Congress."*

GOODE of Davis, District 98

- 1 Amend Senate File 573, as passed by the Senate and  
2 reprinted, by striking section 9 and inserting in lieu  
3 thereof the following:

4 "Sec. 9. The moneys available under the provisions  
5 of this Act were calculated on the basis of salaries  
6 and other employee expenses for four thousand one hun-  
7 dred thirty-four fully funded, permanent, full-time  
8 persons employed during the 1971-1972 fiscal year, and  
9 for four thousand two hundred forty fully funded, per-  
10 manent, full-time persons employed during the 1972-  
11 1973 fiscal year, and it is the intent of the General  
12 Assembly in making appropriations pursuant to this

13 Act, that no more than four thousand five hundred  
 14 twenty-four employee positions be created or authorized  
 15 during any one of such years.”

JESSE of Polk, District 58

1 Amend Senate File 576, as amended and passed by the  
 2 Senate, as follows:  
 3 1. Page 3, by striking line 13, and inserting in  
 4 lieu thereof the words  
 5 “control committee: \$3,650.00 \$3,650.00”  
 6 2. Page 3, by inserting after line 13 the following:  
 7 “For the expense of conducting  
 8 a study, planning, and specific  
 9 recommendations to be submitted  
 10 to the general assembly regarding  
 11 food services in the capitol com-  
 12 plex, visitor parking facilities,  
 13 appearance and utilization of the  
 14 ground floor of the capitol  
 15 building, and immediate space  
 16 needs of all state departments,  
 17 boards, commissions and agencies: \$25,000.00 \$25,000.00  
 18 Total: \$28,650.00 \$28,650.00”

ALT of Polk, District 61  
 KEHE of Bremer, District 12

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:30 a.m., Monday, June 14, 1971.



# JOURNAL OF THE HOUSE

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One Hundred Fifty-fifth Calendar Day—One Hundred Third Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, MONDAY, JUNE 14, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Robert D. Rae, pastor of the Highland Park United Presbyterian Church, Des Moines, Iowa.

The Journal of Friday, June 11, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Pellett of Cass, District 83, on request of Campbell of Washington, District 89.

## ANNIVERSARY CONGRATULATIONS

Skinner of Polk, District 60, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Earl M. Willits and Mrs. Willits on their second wedding anniversary.

## SENATE MESSAGES CONSIDERED

**Senate File 523**, a bill for an act relating to the tax exemption on forest and fruit-tree reservations.

Read first time and referred to committee on **ways and means**.

**Senate File 572**, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation.

Read first time and referred to committee on **appropriations**.

**Senate File 574**, a bill for an act relating to the remittance of sales and use tax receipts to the department of revenue.

Read first time and referred to committee on **ways and means**.

**Senate File 576**, a bill for an act making an appropriation from the general fund of the State of Iowa to various state departments

and their divisions, and transferring and appropriating from certain departmental funds.

Read first time and referred to committee on **appropriations**.

**Senate File 577**, a bill for an act to make an appropriation to the department of public instruction for reimbursements to school districts and county boards of education.

Read first time and referred to committee on **appropriations**.

**Senate File 578**, a bill for an act to make an appropriation to the Iowa development commission.

Read first time and referred to committee on **appropriations**.

**Senate File 579**, a bill for an act making an appropriation to the supreme court and district courts.

Read first time and referred to committee on **appropriations**.

#### INTRODUCTION OF BILL

**House File 737**, by committee on transportation, a bill for an act to control and regulate outdoor advertising along interstate and federal aid primary highways.

Read first time and referred to the **sifting committee**.

#### CONSIDERATION OF BILLS SIFTING COMMITTEE CALENDAR SENATE FILE 363 DEFERRED

Hill of Polk, District 62, called up for consideration **Senate File 363**, a bill for an act relating to the salary of deputy sheriffs in counties having a population of over two hundred fifty thousand.

Kreamer of Polk, District 63, asked and received unanimous consent that Senate File 363 be deferred.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the second conference committee report and the amendments contained therein and passed House File 654, a bill for an act relating to financing of governmental programs by providing state aid to schools, school district property taxes, imposing a school district income tax, relating to the state individual and corporate income tax, sales and use tax exemptions, providing property tax relief for the elderly and totally disabled, relating to the taxation of municipal interstate toll bridges, and providing aid to cities, towns, and counties.

Also: That the Senate has refused to concur in House amendment to:  
Senate File 544, a bill for an act appropriating to the commission on alcoholism.

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

Senate File 580, a bill for an act relating to payment of certain damages by nonnegligent operations of a highway patrol vehicle.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 724, a bill for an act appropriating to the state board of regents.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 724

1 Amend House File 724, as amended, passed and reprinted by the  
2 House, as follows:

- 3 1. Page 2, line 17, by striking the figures "136,000.00"
- 4 and "140,000.00" and inserting in lieu thereof the figures
- 5 "136,610.00" and "143,320.00".
- 6 2. Page 2, line 24, by striking the figures "34,410,000.00"
- 7 and "36,073,000.00" and inserting in lieu thereof the figures
- 8 "35,919,000.00" and "37,774,000.00".
- 9 3. Page 2, line 33, by striking the figures "8,738,000.00"
- 10 and "8,738,000.00" and inserting in lieu thereof the
- 11 figures "8,535,000.00" and "8,033,000.00".
- 12 4. Page 3, line 6, by striking the figures "2,117,000.00"
- 13 and "2,201,000.00" and inserting in lieu thereof the figures
- 14 "2,201,000.00" and "2,304,000.00".
- 15 5. Page 3, line 11, by striking the figures "755,000.00"
- 16 and "784,000.00" and inserting in lieu thereof the figures
- 17 "793,000.00" and "837,000.00".
- 18 6. Page 3, line 15, by striking the figures "1,405,000.00"
- 19 and "1,454,000.00" and inserting in lieu thereof the figures
- 20 "1,453,000.00" and "1,509,000.00".
- 21 7. Page 3, line 20, by striking the figures "1,629,000.00"
- 22 and "1,702,000.00" and inserting in lieu thereof the figures
- 23 "1,705,000.00" and "1,800,000.00".
- 24 8. Page 3, line 28, by striking the figures "27,108,000.00"
- 25 and "28,419,000.00" and inserting in lieu thereof the figures
- 26 "28,869,900.00" and "29,964,900.00".
- 27 9. Page 3, line 33, by striking the figures "3,980,000.00"
- 28 and "4,140,000.00" and inserting in lieu thereof the
- 29 figures "3,992,000.00" and "4,171,000.00".
- 30 10. Page 4A, line 4, by striking the figures "3,097,000.00"
- 31 and "3,271,000.00" and inserting in lieu thereof the figures
- 32 "3,373,000.00" and "3,549,000.00".
- 33 11. Page 4A, line 11, by striking the figures "10,616,000.00"
- 34 and "11,129,000.00" and inserting in lieu thereof the figures
- 35 "11,306,900.00" and "12,233,200.00".
- 36 12. Page 4A, line 16, by striking the figures "893,000.00"
- 37 and "945,000.00" and inserting in lieu thereof the figures
- 38 "900,890.00" and "947,150.00".
- 39 13. Page 4A, line 21, by striking the figures "1,616,000.00"

40 and "1,703,000.00" and inserting in lieu thereof the figures  
41 "1,624,900.00" and "1,710,600.00".

42 14. Page 4A, by striking lines 27 through 34, inclusive.

43 15. Page 4A, by striking line 35, and page 4B by striking  
44 lines 36 through 43, inclusive.

45 16. Page 5A, by striking lines 1, 2 and 3.

46 17. Page 5A, by striking lines 4 through 16, inclusive, and  
47 inserting in lieu thereof the following:

48 "There is appropriated from the general fund of the  
49 state to the University of Iowa, university hospitals, the  
50 sum of five hundred thousand (500,000) dollars for each fiscal  
51 year of the biennium, which amounts shall be in addition to  
52 any other amounts appropriated by this Act."

53 18. Page 5B, line 43, by striking the words "fees and".

54 19. Page 5B, by adding the following new section after  
55 line 50:

56 "The board of regents may reallocate funds appropriated  
57 by this Act among the institutions under its jurisdiction as  
58 long as the reallocation does not exceed the grand total  
59 figure appropriated to the board of regents by this Act."

60 20. By changing the totals accordingly.

61 21. By numbering the sections and subsections to conform with  
62 this amendment.

## HOUSE CONCURRENT RESOLUTION 42

By Gluba

*Whereas*, cable television is presently not adequately regulated by Iowa laws; and

*Whereas*, the potential effect of cable television upon local governments and the people of Iowa has not been carefully studied and considered and because the potential effects for cable television such as the effect on existing business entities, use by schools and law enforcement agencies, and other uses must be considered when granting a cable television franchise; and

*Whereas*, many cities and towns are presently considering granting franchises for cable television without adequate study and the establishment of state guidelines relating to the uses of cable television and the legal implications relating the length of franchises, adequate tax revenues, conflicts of interest, the possibility of the establishment of monopolies; and

*Whereas*, it is necessary that guidelines be established for local governments in order that the total concept and impact of cable television may be adequately considered and local governments may negotiate cable television franchises for the best interests of the public; *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council is authorized to create a study committee composed of members of the two houses of the General Assembly representing the two political parties and such citizen members as may be deemed desirable, to study the total concept of cable television; and

*Be It Further Resolved*, in making such study the committee consider, but not be limited to, consideration of length of franchises, tax revenues, concessions in negotiating franchises, effect on existing business including monopolistic effects, local applications of cable television, conflicts of interest, uses by schools, law enforcement agencies, and other agencies, state regulation, and any other considerations deemed advisable; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report which shall contain recommendations for suggested guidelines for the use of local governments in granting franchises, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### HOUSE CONCURRENT RESOLUTION 43

By Ewell and Christensen

*Whereas*, the Commissioner of Public Safety has recently promulgated rules and regulations requiring that the operators of motorcycles wear protective headgear and shatter-resistant safety glasses, goggles or face masks; and

*Whereas*, the action of the commissioner in issuing these restrictions is highly commendable and was taken with the best of intentions; and

*Whereas*, despite the fine intentions of the commissioner the wearing of such safety equipment ought to be a matter of individual decision, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Commissioner of Public Safety immediately rescind the rules and regulations requiring that operators of motorcycles wear protective headgear and shatter-resistant safety glasses, goggles or face masks.

*Be It Further Resolved*, that copies of this resolution be forwarded by the Secretary of State to the Governor and the Commissioner of Public Safety.

Laid over under Rule 25.

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

#### SENATE MESSAGE CONSIDERED

**Senate File 580**, a bill for an act relating to an appropriation for payment of certain damages occasioned by the nonnegligent operation of an Iowa highway safety patrol vehicle.

Read first time and referred to committee on appropriations.

#### HOUSE RESOLUTION 9

By Varley and Cochran

*Whereas*, the Chief Clerk of the House has responsibilities and duties to perform during the interim between the sessions of the General Assembly; and

*Whereas*, during the interim between the sessions of the General Assembly the Chief Clerk of the House has expenses in connection with his interim duties; *Now Therefore*

*Be It Resolved by the House*: That the Speaker of the House is hereby

authorized to approve such expenses and authorize payment of compensation for as many days each month as determined by him for the Chief Clerk of the House and his necessary staff, at the same rate of pay as was fixed during the regular session of the Sixty-fourth General Assembly. The state comptroller is hereby authorized and directed to issue warrants in payment of same upon requisition signed by the Speaker of the House as provided for in sections two point eleven (2.11), two point twelve (2.12), and two point thirteen (2.13), Code 1971, and any amendments passed by the Sixty-fourth General Assembly.

Laid over under Rule 25.

#### ANNIVERSARY CONGRATULATIONS

Varley of Adair, District 84, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Charles Pelton and Mrs. Pelton on their first wedding anniversary.

#### SENATE FILE 510 RECONSIDERED

Lipsky of Linn, District 46, called up for consideration her motion filed May 25, 1971, to reconsider the vote by which **Senate File 510** failed to pass the House.

Skinner of Polk, District 60, asked and received unanimous consent to withdraw his motion to reconsider Senate File 510 filed on May 25, 1971, and found on page 1675 of the House Journal.

Lipsky of Linn, District 46, moved to reconsider the vote by which Senate File 510, a bill for an act relating to transfer and use of state funds and relating to the use tax imposed upon vehicles subject to registration, failed to pass the House on May 25, 1971.

Roll call was requested by Blouin of Dubuque, District 49, and Cochran of Webster, District 29.

On the question "Shall the vote on Senate File 510 be reconsidered?"

The ayes were, 55:

Alt	Freeman	Menefee	Stokes
Andersen	Goode	Millen	Strand
Bergman	Grassley	Miller	Stromer
Camp	Hansen	Moffitt	Strothman
Campbell	Hill	Nielsen	Taylor
Christensen	Holden	Nystrom	Tieden
Clark	Kehe	Pelton	Trowbridge
Curtis	Kelly	Pierson	Varley
Den Herder	Knoke	Rex	Waugh
Edelen	Kreamer	Roorda	Welden
Egenes	Kruse	Schroeder	Winkelman
Ellsworth	Lawson	Shaw	Wirtz
Fischer, H. O.	Logemann	Siglin	Mr. Speaker
Fisher, C. R.	McElroy	Sorg	

The nays were, 34:

Anania	Husak	Monroe	Scott
Blouin	Jesse	Norpel	Skinner
Bray	Kennedy	Patton	Small
Cochran	Knoblauch	Radl	Stanley
Dougherty	Larson	Rodgers	Uban
Doyle	Lipsky	Sargisson	Wells
Ewell	McCormick	Schmeiser	Willits
Franklin	Mendenhall	Schwartz	Wyckoff
Gluba	Middleswart		

Absent or not voting, 11:

Bennett	Hamilton	Mayberry	Priebe
Drake	Johnston	Mollett	Schwieger
Dunton	Kinley	Pellett	

The motion prevailed.

Lipsky of Linn, District 46, moved that the vote by which Senate File 510 was placed on its last reading be reconsidered.

The motion prevailed.

Welden of Hardin, District 32, offered the following amendment from the floor and moved its adoption:

Amend Senate File 510, as amended, passed and reprinted by the Senate, as follows:

1. Page 2, by striking lines 1 through 10, inclusive, and inserting in lieu thereof the following:

"Section 1. Notwithstanding the provisions of subsection three (3) of section four hundred twenty-two point sixty-nine (422.69) of the Code, there is appropriated from the general fund of the state for the fiscal year beginning July 1, 1971, and ending June 30, 1972, the sum of one million five hundred forty-five thousand (1,545,000) dollars and for the fiscal year beginning July 1, 1972, and ending June 30, 1973, the sum of four hundred fifty thousand (450,000) dollars to the department of public safety, division of motor vehicle registration, for the purpose of purchasing supplies and materials, and for the cost of manufacture of motor vehicle registration plates and validation emblems at prison industries. The appropriation provided in this section shall be in lieu of the transfer of funds provided for in subsection three (3) of section four hundred twenty-two point sixty-nine (422.69) of the Code for the fiscal years for which this appropriation is provided.

Sec. 2. Notwithstanding the provisions of subsection five (5) of section four hundred twenty-two point sixty-nine (422.69) of the Code, during the last quarter of the fiscal years ending June 30, 1972, and June 30, 1973, the net receipts of all the sales tax collected under division four (IV) of chapter four hundred twenty-two (422) of the Code, shall be credited to the general fund of the state. The transfer of funds provided in this section shall supersede the transfer of funds provided for in subsection five (5)

of section four hundred twenty-two point sixty-nine (422.69) of the Code for the fiscal years ending June 30, 1972, and June 30, 1973.

Sec. 3. Notwithstanding the provisions of section eight point thirty-three (8.33) of the Code, all unencumbered or unobligated balances of appropriations made by this Act for the first fiscal year of the biennium commencing July 1, 1971, shall, on September 30, 1972, revert to the state treasury and to the credit of the fund from which appropriated. In all other respects the provisions of section eight point thirty-three (8.33) of the Code shall apply to appropriations made for the first fiscal year of such biennium. Unencumbered or unobligated balances of appropriations made for the second fiscal year of such biennium shall be subject to section eight point thirty-three (8.33) of the Code."

2. Correct internal references and renumber sections in accordance with this amendment.

The amendment was adopted.

Goode of Davis, District 98, asked and received unanimous consent to withdraw the motion to reconsider filed by Ellsworth of Dubuque, District 50, the vote on the Goode, et al., amendment.

Goode of Davis, District 98, asked and received unanimous consent to withdraw the amendment filed by Goode, et al., which failed to be adopted on May 25 and found on pages 1669 and 1670 of the House Journal.

Skinner of Polk, District 60, rose on a point of order that the Speaker rule on the constitutionality of the title of Senate File 510.

Skinner of Polk, District 60, asked and received unanimous consent to withdraw his motion.

Small of Johnson, District 67, asked and received unanimous consent to withdraw the amendment filed by him on May 25, 1971, and found on page 1701 of the House Journal.

Priebe of Kossuth, District 6, offered the following amendment from the floor, filed by him and McCormick of Delaware, District 48:

Amend Senate File 510, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, by striking lines 1 through 10, inclusive.
2. Page 3, by inserting after line 10 the following:  
"a. 'New vehicle subject to registration' means any vehicle subject to registration under the laws of this state, which has not been previously registered in this or any other state.



b. 'Used vehicle subject to registration' means any other vehicle subject to registration."

3. Page 6, by inserting after line 3 the following new section:

"Section four hundred twenty-three point twenty-four (423.24), Code 1971, is amended as follows:

423.24 DEPOSIT OF REVENUE. All revenue arising under the operation of this chapter, derived from the use tax on [motor vehicles, trailers] *new vehicles subject to registration*, and motor vehicle accessories and equipment, as same may be collected as provided by section 423.7 shall be credited to the road use tax fund. All other revenue arising under the operation of this chapter, *including revenue derived from the use tax on used vehicles subject to registration*, shall be credited to the general fund of the state.

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw amendment 1, line 3, of the amendment.

Priebe of Kossuth, District 6, moved the adoption of amendments 2 and 3, lines 4 through 24, of the amendment.

A non-record roll call was requested.

The ayes were 26, nays 54.

Amendments 2 and 3 lost.

Skinner of Polk, District 60, rose on a point of order that the Speaker rule on the constitutionality of the title of Senate File 510.

The Speaker ruled the point not well taken.

Uban of Black Hawk, District 38, offered the following amendment filed by him:

Amend Senate File 510, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, by striking lines 11 through 22, inclusive.
2. Page 2, by striking lines 28 through 32, inclusive.
3. Page 3, by striking lines 1 through 4, inclusive.
4. Page 6, by inserting after line 3 the following new section:

"Section four hundred twenty-three point twenty-four (423.24), Code 1971, is amended as follows:

423.24 DEPOSIT OF REVENUE. All revenue arising under the operation of this chapter, derived from the use tax on [motor vehicles, trailers, and] motor vehicle accessories and equipment, *and fifty-five percent of all revenue derived from the sales of vehicles subject to registration*, as same may be collected as provided by section 423.7 shall be credited to the road use tax fund. All other revenue arising under the operation of this chapter shall be credited to the general fund of the state."

5. By renumbering sections to conform with these amendments.

Uban of Black Hawk, District 38, offered the following amendment to his amendment and moved its adoption:

Amend the Uban amendment to Senate File 510, filed June 1, 1971, by striking in line 13 the words "*fifty-five per cent of*", by striking in line 16 the words "All other revenue" and by striking lines 17 and 18.

A non-record roll call was requested.

The ayes were 30, nays 50.

The amendment to the amendment lost.

Uban of Black Hawk, District 38, asked and received unanimous consent to withdraw his amendment filed on June 1, 1971, and found on page 1778 of the House Journal, and the amendment filed by him on June 2, 1971, and found on page 1798 of the House Journal.

Kinley of Polk, District 60, asked and received unanimous consent to withdraw the Kinley-Small amendment filed on May 25, 1971, and found on pages 1700 and 1701 of the House Journal.

Kreamer of Polk, District 63, offered the following amendment from the floor and moved its adoption:

Amend the title to Senate File 510 by striking all after the word "Act" in line 1 and inserting in lieu thereof the following: "relating to sales and use tax, the distribution of revenue therefrom, and providing penalties."

The amendment was adopted.

Kreamer of Polk, District 63, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (S.F. 510)

The ayes were, 53:

Alt	Edelen	Holden	Menefee
Andersen	Egenes	Kehe	Miller
Bergman	Ellsworth	Kelly	Moffitt
Camp	Fischer, H. O.	Knoke	Nielsen
Campbell	Fisher, C. R.	Kreamer	Nystrom
Christensen	Goode	Kruse	Pelton
Clark	Grassley	Lawson	Pierson
Curtis	Hansen	Logemann	Rex
Den Herder	Hill	McElroy	Roorda

Schroeder	Strand	Tieden	Welden
Shaw	Stromer	Trowbridge	Winkelman
Siglin	Strothman	Varley	Wirtz
Sorg	Taylor	Waugh	Mr. Speaker
Stokes			

The nays were, 40:

Anania	Husak	Middleswart	Schwartz
Blouin	Jesse	Millen	Schwieger
Bray	Kennedy	Monroe	Scott
Cochran	Kinley	Norpel	Skinner
Dougherty	Knoblauch	Patton	Small
Doyle	Larson	Priebe	Stanley
Ewell	Lipsky	Radl	Uban
Franklin	Mayberry	Rodgers	Wells
Freeman	McCormick	Sargisson	Willits
Gluba	Mendenhall	Schmeiser	Wyckoff

Absent or not voting, 7:

Bennett	Dunton	Johnston	Pellett
Drake	Hamilton	Mollett	

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

Kreamer of Polk, District 63, moved that the vote by which Senate File 510 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 51, nays 35.

The motion prevailed.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended House amendment to, concurred in House amendment as amended, and passed:

Senate File 557, a bill for an act appropriating to the department of public safety.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 732, a bill for an act to establish the composition of the General Assembly and provide for election of the members thereof.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 557

- 1 Amend the House amendment to Senate File 557 as follows:
- 2 1. Line 6, by inserting after the word "the" the word
- 3 "internal".

4 2. Line 7, by striking all after the word "unit", and by  
 5 striking all of line 8 and inserting in lieu thereof the  
 6 following: "have been submitted to the legislative rules  
 7 review committee, been made a matter of public record, and  
 8 received any recommendations of such committee relative to  
 9 such rules."

#### SENATE AMENDMENT TO HOUSE FILE 732

1 Amend House File 732, as amended and passed by the House, as  
 2 follows:

- 3 1. Page 5, line 25, by striking the word "Dover" and  
 4 inserting in lieu thereof the word "Grant".
- 5 2. Page 11, line 25, by striking the word "Grant" and  
 6 inserting in lieu thereof the word "Dover".
- 7 3. Page 16, by inserting in line 19 after the word "Waterloo,"  
 8 the following: "and that part of the unincorporated area of  
 9 East Waterloo township consisting primarily of George Wyth  
 10 state park,".
- 11 4. Page 19, by striking lines 31 and 32 and inserting in lieu  
 12 thereof the following:
- 13 "c. All of Cass county except Pleasant township.  
 14 d. In Guthrie county, Bear Grove, Baker, Grant and  
 15 Thompson townships."
- 16 5. Page 19, by striking line 36 and inserting in lieu thereof  
 17 the following:
- 18 "b. In Dallas county, Dallas, Lincoln, Linn and  
 19 Union townships."
- 20 6. Page 20, by striking lines 2, 3 and 4 and inserting in  
 21 lieu thereof the following:
- 22 "d. All of Guthrie county except Bear Grove, Baker,  
 23 Grant, Thompson, Beaver, Jackson, Penn and Stuart townships."
- 24 7. Page 38, by striking lines 16 through 25, inclusive, and  
 25 inserting in lieu thereof the following:
- 26 "69. The sixty-ninth representative district shall  
 27 consist of:
- 28 a. In Marion county, Pleasant Grove township.  
 29 b. All of Warren county except Liberty and White  
 30 Breast townships.
- 31 70. The seventieth representative district shall  
 32 consist of:
- 33 a. In Mahaska county, Richland, Black Oak, Scott,  
 34 Jefferson and West Des Moines townships.  
 35 b. All of Marion county except Pleasant Grove township.  
 36 c. In Warren county, Liberty and White Breast townships."
- 37 8. Page 47, by striking lines 33 and 34 and inserting in lieu  
 38 thereof the following:
- 39 "a. In Cass county, Pleasant township."
- 40 9. Page 48, by striking lines 8 through 17, inclusive, and  
 41 inserting in lieu thereof the following:
- 42 "88. The eighty-eighth representative district shall  
 43 consist of:
- 44 a. All of Adair county, except Adair and Summit town-  
 45 ships.  
 46 b. All of Adams county.  
 47 c. In Guthrie county, Beaver, Jackson, Penn and

- 48 Stuart townships.  
 49 d. In Madison county, Penn and Jackson townships and  
 50 that portion of the town of Earlham in Madison township.  
 51 e. All of Taylor county."

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 542 and 543.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 542 and 543.

#### REPORTS OF COMMITTEES

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means, to whom was referred **House File 281**, a bill for an act providing an exemption from state income tax for members of the Iowa national guard performing training duty and active state service, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend House File 281, page 2, by striking section 2.

ELMER DEN HERDER, Chairman

Also:

MR. SPEAKER: Your committee on ways and means, to whom was referred **Senate File 37**, a bill for an act to permit counties to become associated with the Iowa state association of counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER DEN HERDER, Chairman

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 565**, a bill for an act making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof, and providing for a study committee, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 565, as passed by the Senate and reprinted, as follows:

1. Page 9, by striking lines 9 through 14.

2. By adding the following new sections:

"Sec. 16. Section two hundred thirty-four point twelve (234.12), Code 1971, is amended as follows:

234.12 COUNTY BOARD EMPLOYEES. [The county board shall employ a county director and such other personnel as is necessary for the performance of its duties. The number of employees shall be subject to the approval of the state director.] *The commissioner of the department of social services shall employ, fix the compensation, and assign to each county board in the state a county director and other personnel necessary to perform its duties. A county director may be assigned to more than one county board.* The county director and all employees shall be selected solely on the basis of the fitness for the work to be performed, with due regard to experience and training. [When the duties of the director of social welfare are combined with the duties of another officer or employee as provided in sections 332.17 to 332.21, inclusive, the person named to perform the combined duties shall be employed as herein provided.]

Sec. 17. Section three hundred thirty-two point seventeen (332.17), Code 1971, is amended by striking subsection ten (10).

Sec. 18. Sections two hundred thirty-four point thirteen (234.13) and two hundred forty-nine point four (249.4), Code 1971, are repealed."

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 578**, a bill for an act to make an appropriation to the Iowa development commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend Senate File 85, as passed by the Senate and
- 2 reprinted, by striking from page 64, line 7 and 8 the
- 3 following: "two hundred six (206), two hundred six A
- 4 (206A)."

WAUGH of Monona, District 27  
PIERSON of Mahaska, District 87

- 1 Amend Senate File 85, as passed by the Senate and
- 2 reprinted, as follows:

- 3 1. Page 50, line 11, by inserting after the word
- 4 "geneticist," the following: "horticulturist,"

WAUGH of Monona, District 27  
PIERSON of Mahaska, District 87

1 Amend Senate File 363, page 1, line 11, by  
 2 striking the words "two hundred fifty" and in-  
 3 serting in lieu thereof the words "one hundred  
 4 fifty".

WELLS of Linn, District 44

1 Amend Senate File 563 by striking section 1 and  
 2 insert in lieu thereof the following:  
 3 "Section 1. There is hereby appropriated from the  
 4 general fund of the state to the state historical  
 5 society for the fiscal year commencing July 1, 1971,  
 6 and ending June 30, 1972, the following amount, or  
 7 as much thereof as may be necessary, to be used in  
 8 the manner designated:

9 For salaries, support,  
 10 maintenance and miscellaneous  
 11 purposes: \$143,844.00

LARSON of Story, District 34  
 KENNEDY of Chickasaw, District 12

1 Amend Senate File 565 by striking section 15.

KREAMER of Polk, District 63

1 Amend Senate File 565 by adding the following new  
 2 section:  
 3 "Sec. 17. There is hereby appropriated to the  
 4 Department of Social Services from funds in the general  
 5 fund not otherwise appropriated the sum of five hundred  
 6 ten thousand (510,000) dollars for the fiscal year  
 7 beginning July 1, 1971 and ending June 30, 1972, and  
 8 the sum of five hundred ten thousand (510,000) dollars  
 9 for the fiscal year beginning July 1, 1972 and ending  
 10 June 30, 1973, or so much thereof as may be necessary,  
 11 which funds shall be used exclusively for the purpose  
 12 of increasing the categorical grants for old age assis-  
 13 tance recipients as of January 1, 1971, by ten (10) per-  
 14 cent or so much thereof as is necessary to assure that  
 15 such recipients receive the benefit of the increase  
 16 in social security benefits."

JESSE of Polk, District 58  
 FRANKLIN of Polk, District 64  
 GLUBA of Scott, District 76  
 SMALL of Johnson, District 69  
 EWELL of Black Hawk, District 39  
 KENNEDY of Chickasaw, District 11

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Tuesday, June 15, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifty-sixth Calendar Day—One Hundred Fourth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, TUESDAY, JUNE 15, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend C. C. Glenn, pastor of the Christian Church of Woodward and Granger, Iowa.

The Journal of Monday, June 14, 1971, was approved.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 281 and Senate Files 37, 565 and 578, under Rule 35.

## SPECIAL RECOGNITION

The Speaker announced the resignation of Mary Newcomb, Engrossing Clerk, as of June 15, 1971.

Mrs. Newcomb started her legislative career in the Legislative Service Bureau in 1957. She then was secretary to the Honorable John Mowry, chairman of the House committee on judiciary during the Fifty-eighth and Fifty-ninth General Assemblies. She worked as Engrossing Clerk during the Sixtieth and Sixty-second General Assemblies, the First and Second Sessions of the Sixty-third General Assembly and the First Session of the Sixty-fourth General Assembly.

The House rose in expression of its appreciation for her long years of dedicated service.

## SPECIAL PRESENTATION

Dougherty of Monroe, District 94, presented to the House the Honorable Tom Kennedy of Newman Grove, Nebraska. Senator Kennedy, District 21, is a member of the Nebraska Legislature.

## INTRODUCTION OF BILL

**House File 738**, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the educational radio and television facility board.



Read first time and placed on the appropriations calendar.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate File 563, a bill for an act to appropriate funds from the general fund of the state to the state historical society.

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

Senate File 581, a bill for an act appropriating to the executive council for a training facility for family practitioners at Broadlawns Polk County Hospital.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 730, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions.

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

House File 731, a bill for an act appropriating from the general fund of the state to the higher education facilities commission.

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

Senate Concurrent Resolution 46, referring resolutions calling for interim studies that have not been adopted by both houses of the General Assembly to the President pro tempore of the Senate and the Speaker of the House to determine priorities.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 730

- 1 Amend House File 730, page 2, line 29, by striking the word
- 2 "not".

#### SENATE CONCURRENT RESOLUTION 46

By Lamborn and Gaudineer

*Whereas*, large numbers of resolutions have been introduced in both the Senate and the House of Representatives calling for interim studies of numerous state functions; and

*Whereas*, in the waning hours of the First Session of the Sixty-fourth General Assembly it is impractical to accurately determine during floor debate the amount of hours of staff time required to complete such studies, within the limitations of funds which will be available, and assign precise priorities;

*Now, Therefore, Be It Resolved by the Senate, the House Concurring:* That all resolutions calling for interim studies by the Legislative Council and by the Legislative Service Bureau which have not been adopted in both houses be delivered to the President pro tempore, on the part of the Senate,

and the Speaker of the House, on the part of the House, for consideration by the Legislative Council, which shall determine priorities and authorize such studies as may be feasible within the limits of the staff, time and funds available.

Laid over under Rule 25.

REMOVED FROM NONCONTROVERSIAL CALENDAR  
(Senate File 363)

We request that Senate File 363 be removed from the sifting committee noncontroversial calendar.

ROBERT M. KREAMER  
PERRY L. CHRISTENSEN  
DALE TIEDEN  
NORMAN ROORDA  
WILLIAM P. WINKELMAN

HOUSE CONCURRENT RESOLUTION 44

By Small

*Whereas* the general assembly is providing funds for the development and participation by the state of Iowa and its political subdivisions in a computerized network which will provide for the collection and rapid retrieval of information; and

*Whereas*, while such a computerized network is helpful to law enforcement personnel it may also provide a method for encroachment upon the privacy and personal security of innocent persons; and

*Whereas*, it is necessary and vital to protect citizens from government encroachment on privacy and personal security and several states are now considering legislation designed to accomplish such objective and also model legislation is now being considered with the same goal; and

*Whereas*, the new applications and capabilities of the computer and the possible abuses of such applications and capabilities should be considered and statutory guidelines for use of computers should be established in order to protect the privacy and security of innocent persons, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council is authorized to appoint a study committee consisting of legislators of both houses and political parties of the General Assembly to conduct a study during the legislative interim relating to the applications, capabilities, use, abuse and control of computer information for the purpose of establishing legislative guidelines designed to protect the privacy and security of innocent persons; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

The House was recessed until 1:30 p.m.

AFTERNOON SESSION

The House reconvened, Speaker pro tempore Millen in the chair.

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**Senate File 565**, a bill for an act making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof and providing for a study committee, with report of committee recommending amendment and passage, was taken up for consideration.

Husak of Tama, District 41, offered the following amendment filed by Husak, et al., and moved its adoption:

Amend Senate File 565, page 3, line 27, by striking the figures \$2,707,434.00 and \$2,797,168.00 and inserting in lieu thereof the following:  
\$2,857,434.00 and \$2,947,168.00.

Roll call was requested by Husak of Tama, District 41, and Wells of Linn, District 44.

On the question "Shall the amendment be adopted?"

The ayes were, 38:

Anania	Goode	Miller	Scott
Blouin	Hansen	Monroe	Siglin
Bray	Husak	Norpel	Skinner
Dougherty	Jesse	Patton	Small
Doyle	Kennedy	Pierson	Strand
Dunton	Kinley	Priebe	Uban
Edelen	Knoblauch	Rodgers	Wells
Ewell	Larson	Sargisson	Willits
Franklin	Mayberry	Schmeiser	Wyckoff
Gluba	McCormick		

The nays were, 44:

Andersen	Freeman	Menefee	Sorg
Bergman	Grassley	Moffitt	Stokes
Camp	Hill	Mollett	Stromer
Campbell	Holden	Nielsen	Strothman
Christensen	Kehe	Nystrom	Trowbridge
Clark	Kelly	Pellett	Varley
Curtis	Knoke	Pelton	Waugh
Den Herder	Lawson	Rex	Winkelman
Drake	Lipsky	Roorda	Wirtz
Egenes	McElroy	Schroeder	Mr. Speaker
Ellsworth	Mendenhall	Shaw	(Millen)
Fisher, C. R.			

Absent or not voting, 18:

Alt	Harbor	Middleswart	Stanley
Bennett	Johnston	Radl	Taylor
Cochran	Kreamer	Schwartz	Tieden
Fischer, H. O.	Kruse	Schwieger	Welden
Hamilton	Logemann		

The amendment lost.

Speaker Harbor in the chair at 2:35 p.m.

Gluba of Scott, District 76, offered the following amendment filed by him and moved its adoption:

Amend Senate File 565, as amended and passed by the Senate, and reprinted, as follows:

1. Page 4, line 16, by striking the figures "14,862,970.00" and "15,200,000.00" and inserting in lieu thereof the figures "15,999,701.00" and "16,394,694.00".

2. By changing the totals accordingly.

Roll call was requested by Gluba of Scott, District 76, and Blouin of Dubuque, District 49.

On the question "Shall the amendment be adopted?"

The ayes were, 38:

Anania	Gluba	McCormick	Schwartz
Blouin	Goode	Middleswart	Scott
Bray	Husak	Monroe	Skinner
Cochran	Jesse	Norpel	Small
Dougherty	Kelly	Patton	Stokes
Doyle	Kennedy	Pierson	Uban
Dunton	Kinley	Priebe	Wells
Ewell	Knoblauch	Rodgers	Willits
Franklin	Larson	Sargisson	Wirtz
Freeman	Mayberry		

The nays were, 48:

Alt	Ellsworth	Miller	Sorg
Andersen	Fischer, H. O.	Moffitt	Stromer
Bergman	Hansen	Mollett	Strothman
Camp	Hill	Nielsen	Taylor
Campbell	Holden	Nystrom	Tieden
Christensen	Knoke	Pelton	Trowbridge
Clark	Lipsky	Radl	Varley
Curtis	Logemann	Rex	Waugh
Den Herder	McElroy	Roorda	Welden
Drake	Mendenhall	Schroeder	Winkelman
Edelen	Menefee	Shaw	Wyckoff
Egenes	Millen	Siglin	Mr. Speaker

Absent or not voting, 14:

Bennett	Johnston	Lawson	Schwieger
Fisher, C. R.	Kehe	Pellett	Stanley
Grassley	Kreamer	Schmeiser	Strand
Hamilton	Kruse		

The amendment lost.

Franklin of Polk, District 64, offered the following amendment filed by her and Gluba of Scott, District 76, and moved its adoption:

Amend Senate File 565, as amended and passed by the Senate and reprinted, as follows:

1. Page 4, line 19, by striking the figures "11,180,472.00" and "11,636,818.00" and inserting in

lieu thereof the figures "14,834,012.00" and "16,550,361.00".

2. By changing the totals accordingly.

Roll call was requested by Franklin of Polk, District 64, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

The ayes were, 34:

Anania	Franklin	Middleswart	Schmeiser
Blouin	Freeman	Mollett	Schwartz
Bray	Gluba	Monroe	Scott
Cochran	Jesse	Nielsen	Skinner
Dougherty	Kennedy	Patton	Small
Doyle	Kinley	Priebe	Uban
Dunton	Knoblauch	Rodgers	Wells
Ellsworth	Larson	Sargisson	Willits
Ewell	McCormick		

The nays were, 53:

Alt	Hill	Moffitt	Stokes
Andersen	Holden	Norpel	Strand
Bergman	Kehe	Nystrom	Strothman
Camp	Kelly	Pellett	Taylor
Campbell	Knoke	Pelton	Tieden
Clark	Lawson	Pierson	Trowbridge
Curtis	Lipsky	Radl	Varley
Den Herder	Logemann	Rex	Waugh
Edelen	McElroy	Roorda	Welden
Egenes	Mendenhall	Schroeder	Winkelman
Fisher, C. R.	Menefee	Shaw	Wirtz
Goode	Millen	Siglin	Wyckoff
Grassley	Miller	Sorg	Mr. Speaker
Hansen			

Absent or not voting, 13:

Bennett	Hamilton	Kreamer	Schwieger
Christensen	Husak	Kruse	Stanley
Drake	Johnston	Mayberry	Stromer
Fischer, H. O.			

The amendment lost.

Norpel of Jackson, District 52, offered the following amendment from the floor and moved its adoption:

Amend Senate File 565 as passed by the Senate and reprinted as follows:

1. Page 4, line 19, by striking the figures \$11,180,472.00 and \$11,636,810.00 and inserting in lieu thereof the figures \$10,180,472.00 and \$10,636,810.00.

2. Page 4, line 33, by changing the total accordingly.

Roll call was requested by Norpel of Jackson, District 52, and Logemann of Worth, District 7.

On the question "Shall the amendment be adopted?"

The ayes were, 2:

Logemann Norpel

The nays were, 77:

Alt	Franklin	Mendenhall	Shaw
Anania	Freeman	Menefee	Siglin
Andersen	Gluba	Miller	Skinner
Bergman	Goode	Moffitt	Small
Blouin	Hansen	Mollett	Sorg
Bray	Hill	Monroe	Stokes
Christensen	Holden	Nielsen	Strand
Clark	Husak	Patton	Stromer
Cochran	Jesse	Pelton	Strothman
Curtis	Kelly	Pierson	Trowbridge
Den Herder	Kennedy	Radl	Uban
Dougherty	Kinley	Rex	Varley
Doyle	Knoblauch	Rodgers	Weiden
Drake	Knoke	Roorda	Wells
Dunton	Kreamer	Sargisson	Willits
Egenes	Larson	Schmeiser	Winkelman
Ellsworth	Lipsky	Schroeder	Wirtz
Ewell	McCormick	Schwartz	Wyckoff
Fischer, H. O.	McElroy	Scott	Mr. Speaker
Fisher, C. R.			

Absent or not voting, 21:

Bennett	Johnston	Middleswart	Schwieger
Camp	Kehe	Millen	Stanley
Campbell	Kruse	Nystrom	Taylor
Edelen	Lawson	Pellett	Tieden
Grassley	Mayberry	Priebe	Waugh
Hamilton			

The amendment lost.

Speaker pro tempore Millen in the chair at 3:32 p.m.

Gluba of Scott, District 76, offered the following amendment filed by him and Franklin of Polk, District 64, and moved its adoption:

Amend Senate File 565, as amended and passed by the Senate and reprinted, as follows:

1. Page 4, line 21, by striking the figures "813,000.00" and "830,000.00" and inserting in lieu thereof the figures "1,246,500.00" and "1,662,000.00".
2. By changing the totals accordingly.

Roll call was requested by Gluba of Scott, District 76, and Small of Johnson, District 69.

On the question "Shall the amendment be adopted?"

The ayes were, 29:

Anania	Gluba	Mayberry	Rodgers
Blouin	Hansen	McCormick	Sargisson
Bray	Husak	Middleswart	Schwartz
Cochran	Jesse	Mollett	Scott
Dougherty	Kennedy	Monroe	Skinner
Doyle	Knoblauch	Patton	Small
Dunton	Larson	Priebe	Willits
Franklin			

## The nays were, 54:

Alt	Goode	Nielsen	Strothman
Andersen	Grassley	Norpel	Taylor
Bergman	Hill	Pellett	Tieden
Camp	Holden	Pierson	Trowbridge
Campbell	Kelly	Radl	Varley
Christensen	Knoke	Rex	Waugh
Clark	Lawson	Roorda	Welden
Den Herder	Lipsky	Schroeder	Wells
Drake	Logemann	Schwieger	Winkelman
Edelen	McElroy	Siglin	Wirtz
Egenes	Mendenhall	Sorg	Wyckoff
Ellsworth	Menefee	Stokes	Mr. Speaker
Fischer, H. O.	Miller	Strand	(Millen)
Fisher, C. R.	Moffitt	Stromer	

## Absent or not voting, 17:

Bennett	Harbor	Kreamer	Schmeiser
Curtis	Johnston	Kruse	Shaw
Ewell	Kehe	Nystrom	Stanley
Freeman	Kinley	Pelton	Uban
Hamilton			

## The amendment lost.

Gluba of Scott, District 76, offered the following amendment filed by him and moved its adoption:

Amend Senate File 565, as amended and passed by the Senate, and reprinted, as follows:

1. Page 4, line 22, by striking the figures "1,308,140.00" and "1,361,533.00" and inserting in lieu thereof the figures "1,436,956.00" and "1,589,682.00".
2. By changing the totals accordingly.

## The amendment lost.

Lipsky of Linn, District 46, offered the following amendment filed by the committee on appropriations:

Amend Senate File 565, as passed by the Senate and reprinted, as follows:

1. Page 9, by striking lines 9 through 14.
2. By adding the following new sections:  
 "Sec. 16. Section two hundred thirty-four point twelve (234.12), Code 1971, is amended as follows:

234.12 COUNTY BOARD EMPLOYEES. [The county board shall employ a county director and such other personnel as is necessary for the performance of its duties. The number of employees shall be subject to the approval of the state director.] *The commissioner of the department of social services shall employ, fix the compensation, and assign to each county board in the state a county director and other personnel necessary to perform its duties. A county director may be assigned to more than one county board. The county director and all employees shall be selected solely on the basis of the fitness for the work to be*

performed, with due regard to experience and training. [When the duties of the director of social welfare are combined with the duties of another officer or employee as provided in sections 332.17 to 332.21, inclusive, the person named to perform the combined duties shall be employed as herein provided.]

Sec. 17. Section three hundred thirty-two point seventeen (332.17), Code 1971, is amended by striking subsection ten (10).

Sec. 18. Sections two hundred thirty-four point thirteen (234.13) and two hundred forty-nine point four (249.4), Code 1971, are repealed."

Lipsky of Linn, District 46, moved the adoption of amendment 1, lines 1, 2 and 3 of the committee amendment.

Amendment 1 was adopted.

Kreamer of Polk, District 63, moved the previous question on **Senate File 565** and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 27, nays 33.

The motion having failed to receive a three-fifths majority lost.

Drake of Muscatine, District 71, moved the previous question on Senate File 565 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 56, nays 29.

The motion having received a three-fifths majority prevailed.

Lipsky of Linn, District 46, moved the adoption of amendment 2, lines 4 through 30 of the committee amendment.

Roll call was requested by Christensen of Union, District 95, and Rex of Hamilton, District 31.

On the question "Shall amendment 2 be adopted?"

The ayes were, 35:

Alt	Ellsworth	Larson	Schwieger
Anania	Ewell	Lipsky	Skinner
Blouin	Fisher, C. R.	Mayberry	Small
Bray	Franklin	McCormick	Sorg
Camp	Gluba	Monroe	Strand
Clark	Hill	Pierson	Uban
Den Herder	Jesse	Priebe	Wells
Dunton	Kennedy	Roorda	Willits
Egenes	Kreamer	Schroeder	



**The nays were, 54:**

Andersen	Husak	Nielsen	Stromer
Bergman	Kehe	Norpel	Strothman
Campbell	Kelly	Nystrom	Taylor
Christensen	Knoblauch	Pellett	Tieden
Curtis	Knoke	Pelton	Trowbridge
Dougherty	Lawson	Radl	Varley
Doyle	Logemann	Rex	Waugh
Drake	McElroy	Rodgers	Welden
Edelen	Mendenhall	Sargisson	Winkelman
Fischer, H. O.	Menefee	Schmeiser	Wirtz
Goode	Middleswart	Scott	Wyckoff
Grassley	Miller	Shaw	Mr. Speaker
Hansen	Moffitt	Siglin	(Millen)
Holden	Mollett	Stokes	

**Absent or not voting, 11:**

Bennett	Hamilton	Kinley	Schwartz
Cochran	Harbor	Kruse	Stanley
Freeman	Johnston	Patton	

**Amendment 2 of the amendment lost.**

**Alt of Polk, District 61, offered the following amendment from the floor and moved its adoption:**

**Amend Senate File 565, as passed by the Senate and reprinted, as follows:**

**1. Page 9, line 6, by striking the word "three" and inserting in lieu thereof the word "two".**

**A non-record roll call was requested.**

**The ayes were 55, nays 40.**

**The amendment was adopted.**

**Kreamer of Polk, District 63, moved that the amendment filed by him on June 14, 1971, and found on page 2047 of the House Journal be withdrawn.**

**The motion prevailed.**

**Goode of Davis, District 98, offered the following amendment filed by him and moved its adoption:**

**Amend Senate File 565 by adding thereto the following:**

*"Sec. 17. That the Department of Social Services is directed to continue making categorical assistance payments and not reduce payments because of increased Social Security benefits that recipients or their spouse, if any, may receive after January 1, 1971.*

*Sec. 18. If any phrase, clause, subsection or section of this Act shall be declared unconstitutional or invalid by any court of competent jurisdiction, or in violation or conflict with any law of the*

*United States Congress, it shall be conclusively presumed that the legislature would have enacted this Act without the phrase, clause, subsection or section so held unconstitutional or invalid; or in violation or conflict with any law of the United States Congress; and the remainder of this Act shall not be affected as a result of such part being held unconstitutional or invalid; or in violation or conflict with any law of the United States Congress."*

Roll call was requested by Goode of Davis, District 98, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 39:

Andersen	Franklin	Monroe	Siglin
Bergman	Goode	Nielsen	Skinner
Blouin	Grassley	Norpel	Stokes
Bray	Hansen	Nystrom	Strand
Christensen	Husak	Pellett	Strothman
Dougherty	Kennedy	Radl	Taylor
Doyle	Larson	Rodgers	Trowbridge
Dunton	Logemann	Sargisson	Winkelman
Edelen	Miller	Schwartz	Wyckoff
Fischer, H. O.	Moffitt	Scott	

The nays were, 48:

Alt	Hill	McElroy	Small
Anania	Holden	Mendenhall	Sorg
Camp	Kehe	Middleswart	Stromer
Campbell	Kelly	Mollett	Tieden
Cochran	Knoblauch	Patton	Uban
Curtis	Knoke	Pelton	Varley
Den Herder	Kreamer	Pierson	Waugh
Drake	Kruse	Priebe	Welden
Egenes	Lawson	Rex	Wells
Ellsworth	Lipsky	Roorda	Willits
Freeman	Mayberry	Schroeder	Mr. Speaker
Gluba	McCormick	Shaw	(Millen)
Harbor			

Absent or not voting, 13:

Bennett	Hamilton	Kinley	Schwieger
Clark	Jesse	Menefee	Stanley
Ewell	Johnston	Schmeiser	Wirtz
Fisher, C. R.			

The amendment lost.

Goode of Davis, District 98, asked and received unanimous consent to withdraw the amendment filed by him on June 8, 1971, and found on page 1952 of the House Journal.

Jesse of Polk, District 58, offered the following Jesse, et al., amendment and moved its adoption:

Amend Senate File 565 by adding the following new section:

"Sec. 17. There is hereby appropriated to the Department of Social Services from funds in the general fund not otherwise appropriated the sum of five hundred ten thousand (510,000) dollars for the fiscal year beginning July 1, 1971, and ending June 30, 1972, and the sum of five hundred ten thousand (510,000) dollars for the fiscal year beginning July 1, 1972, and ending June 30, 1973, or so much thereof as may be necessary, which funds shall be used exclusively for the purpose of increasing the categorical grants for old age assistance recipients as of January 1, 1971, by ten (10) per cent or so much thereof as is necessary to assure that such recipients receive the benefit of the increase in social security benefits."

Roll call was requested by Jesse of Polk, District 58, and Blouin of Dubuque, District 49.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 54:

Anania	Gluba	Monroe	Siglin
Andersen	Goode	Nielsen	Skinner
Blouin	Husak	Norpel	Small
Bray	Jesse	Patton	Sorg
Christensen	Kelly	Priebe	Stokes
Clark	Kennedy	Radl	Strand
Cochran	Knoblauch	Rex	Taylor
Dougherty	Larson	Rodgers	Uban
Doyle	Logemann	Sargisson	Waugh
Dunton	McCormick	Schmeiser	Wells
Egenes	Middleswart	Schwartz	Willits
Ellsworth	Miller	Scott	Winkelman
Franklin	Moffitt	Shaw	Wyckoff
Freeman	Mollett		

The nays were, 37:

Alt	Grassley	Lipsky	Schroeder
Bergman	Hansen	Mayberry	Stromer
Camp	Harbor	McElroy	Strothman
Campbell	Hill	Mendenhall	Tieden
Curtis	Holden	Nystrom	Trowbridge
Den Herder	Kehe	Pellett	Varley
Drake	Knoke	Pelton	Welden
Edelen	Kreamer	Pierson	Mr. Speaker
Fischer, H. O.	Kruse	Roorda	(Millen)
Fisher, C. R.	Lawson		

Absent or not voting, 9:

Bennett	Johnston	Menefee	Stanley
Ewell	Kinley	Schwieger	Wirtz
Hamilton			

The amendment was adopted.

Lipsky of Linn, District 46, asked and received unanimous consent

to offer the following amendment from the floor and moved its adoption:

Amend Senate File 565, page 8, by striking lines 32 through 35.

The amendment was adopted.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 565)

The ayes were, 80:

Alt	Freeman	Miller	Siglin
Anania	Gluba	Moffitt	Skinner
Andersen	Goode	Mollett	Small
Bergman	Hansen	Monroe	Sorg
Blouin	Harbor	Nielsen	Stokes
Bray	Husak	Norpel	Strand
Camp	Jesse	Nystrom	Stromer
Campbell	Kennedy	Patton	Strothman
Christensen	Kinley	Pellett	Tieden
Clark	Knoblauch	Pelton	Trowbridge
Cochran	Knoke	Priebe	Uban
Curtis	Larson	Radl	Varley
Den Herder	Lawson	Rodgers	Waugh
Dougherty	Lipsky	Roorda	Welden
Doyle	Logemann	Sargisson	Wells
Drake	Mayberry	Schmeiser	Willits
Dunton	McCormick	Schroeder	Winkelman
Egenes	McElroy	Schwartz	Wyckoff
Ellsworth	Mendenhall	Scott	Mr. Speaker
Fischer, H. O.	Middleswart	Shaw	(Millen)
Franklin			

The nays were, 12:

Edelen	Hill	Kelly	Pierson
Fisher, C. R.	Holden	Kreamer	Rex
Grassley	Kehe	Kruse	Taylor

Absent or not voting, 8:

Bennett	Hamilton	Menefee	Stanley
Ewell	Johnston	Schwieger	Wirtz

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

#### SENATE AMENDMENTS CONSIDERED

#### HOUSE REFUSES TO CONCUR

(Senate File 557)

Welden of Hardin, District 32, called up for consideration **Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, amended by the House and further amended by the Senate,

and moved that the House refuse to concur in the following Senate amendment to the House amendment:

Amend the House amendment to Senate File 557 as follows:

1. Line 6, by inserting after the word "the" the word "internal".
2. Line 7, by striking all after the word "unit", and by striking all of line 8 and inserting in lieu thereof the following: "have been submitted to the legislative rules review committee, been made a matter of public record, and received any recommendations of such committee relative to such rules."

A non-record roll call was requested.

The ayes were 86, nays 0.

The motion prevailed and the House refused to concur in the Senate amendment.

Speaker Harbor in the chair at 3:40 p.m.

**HOUSE INSISTS**  
(Senate File 544)

Camp of Clinton, District 73, called up for consideration **Senate File 544**, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, and moved that the House insist on the House amendment to Senate File 544.

A non-record roll call was requested.

The ayes were 80, nays 6.

The motion prevailed and the House insists on the House amendment to Senate File 544.

**HOUSE CONCURS**  
(House File 732)

Shaw of Scott, District 78, called up for consideration **House File 732**, a bill for an act to establish the composition of the general assembly and provide for election of the members thereof, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 732, as amended and passed by the House, as follows:

1. Page 5, line 25, by striking the word "Dover" and inserting in lieu thereof the word "Grant".
2. Page 11, line 25, by striking the word "Grant" and inserting in lieu thereof the word "Dover".
3. Page 16, by inserting in line 19 after the word "Waterloo," the following: "and that part of the unincorporated area of East Waterloo township consisting primarily of George Wyth state park,".
4. Page 19, by striking lines 31 and 32 and inserting in lieu thereof the following:  
"c. All of Cass county except Pleasant township.  
d. In Guthrie county, Bear Grove, Baker, Grant and

Thompson townships."

5. Page 19, by striking line 36 and inserting in lieu thereof the following:

"b. In Dallas county, Dallas, Lincoln, Linn and Union townships."

6. Page 20, by striking lines 2, 3 and 4 and inserting in lieu thereof the following:

"d. All of Guthrie county except Bear Grove, Baker, Grant, Thompson, Beaver, Jackson, Penn and Stuart townships."

7. Page 38, by striking lines 16 through 25, inclusive, and inserting in lieu thereof the following:

"69. The sixty-ninth representative district shall consist of:

a. In Marion county, Pleasant Grove township.

b. All of Warren county except Liberty and White Breast townships.

70. The seventieth representative district shall consist of:

a. In Mahaska county, Richland, Black Oak, Scott, Jefferson and West Des Moines townships.

b. All of Marion county except Pleasant Grove township.

c. In Warren county, Liberty and White Breast townships."

8. Page 47, by striking lines 33 and 34 and inserting in lieu thereof the following:

"a. In Cass county, Pleasant township."

9. Page 48, by striking lines 8 through 17, inclusive, and inserting in lieu thereof the following:

"88. The eighty-eighth representative district shall consist of:

a. All of Adair county, except Adair and Summit townships.

b. All of Adams county.

c. In Guthrie county, Beaver, Jackson, Penn and Stuart townships.

d. In Madison county, Penn and Jackson townships and that portion of the town of Earlham in Madison township.

e. All of Taylor county."

The motion prevailed and the House concurred in the Senate amendment.

Shaw of Scott, District 78, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (H.F. 732)

The ayes were, 53:

Alt  
Andersen  
Bergman  
Camp

Campbell  
Clark  
Curtis  
Den Herder

Drake  
Edelen  
Egenes  
Ellsworth

Fischer, H. O.  
Freeman  
Goode  
Grassley

Hansen	McElroy	Roorda	Taylor
Hill	Mendenhall	Schroeder	Tieden
Holden	Millen	Schwieger	Trowbridge
Kehe	Miller	Shaw	Varley
Kelly	Moffitt	Siglin	Waugh
Knoke	Mollett	Sorg	Welden
Kreamer	Nielsen	Strand	Winkelman
Lawson	Nystrom	Stromer	Wirtz
Lipsky	Pelton	Strothman	Mr. Speaker
Logemann			

The nays were, 37:

Anania	Husak	Norpel	Schwartz
Blouin	Jesse	Patton	Scott
Bray	Kennedy	Pellett	Skinner
Christensen	Knoblauch	Pierson	Small
Cochran	Kruse	Priebe	Stokes
Dougherty	Larson	Radl	Uban
Doyle	McCormick	Rex	Wells
Fisher, C. R.	Middleswart	Sargisson	Willits
Franklin	Monroe	Schmeiser	Wyckoff
Gluba			

Absent or not voting, 10:

Bennett	Hamilton	Mayberry	Rodgers
Dunton	Johnston	Menefee	Stanley
Ewell	Kinley		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

Shaw of Scott, District 78, moved that the vote by which House File 732 repassed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 55, nays 33.

The motion prevailed.

#### MOTION TO RECONSIDER

(Jesse Amendment to Senate File 565)

I move to reconsider the vote by which the Jesse amendment filed June 14, 1971 to Senate File 565 was adopted by the House June 15, 1971.

ELIZABETH SHAW

#### MOTION TO RECONSIDER

(Senate File 565)

I move to reconsider the vote by which Senate File 565 passed the House on June 15, 1971.

ELIZABETH SHAW

REMOVED FROM NONCONTROVERSIAL CALENDAR  
(Senate File 539)

We request that Senate File 539 be removed from the sifting committee noncontroversial calendar.

CHARLES H. PELTON  
LAVERNE SCHROEDER  
PHILIP B. HILL  
E. KEVIN KELLY  
MICHAEL KENNEDY

REREFERRED TO COMMITTEE ON APPROPRIATIONS  
(Senate File 85)

The Speaker announced that **Senate File 85** previously referred to the sifting committee is referred to the committee on **appropriations**.

INTRODUCTION OF BILL

**House File 739**, by committee on appropriations, a bill for an act setting the salary rate for state officials and designated employees of the state.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House File 164, a bill for an act relating to adoption of children.

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

House File 393, a bill for an act relating to waiver of right to jury trial in indictable misdemeanor cases.

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

House File 466, a bill for an act authorizing county public hospitals to issue revenue bonds.

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

House File 625, a bill for an act relating to city and town ordinances.

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

House File 728, a bill for an act appropriating to the department of agriculture and its various divisions.

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



Senate File 549, a bill for an act relating to appointment and election of judicial commissioners.

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

Senate File 571, a bill for an act relating to the effective date of the act regulating motor vehicle odometers.

CARROLL A. LANE, Secretary

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 14, 1971, he approved and transmitted to the Secretary of State the following bills:

House File 63, an act to provide compensation for the public representatives serving on the committee on child labor.

House File 66, an act relating to the sale of real property owned by a school district.

House File 211, an act relating to the term of office of county attorneys.

House File 268, an act relating to the issuance and use of distress flags by handicapped persons and providing penalties for violations thereof.

House File 446, an act relating to public recreation on private lands.

House File 463, an act relating to emergency succession and emergency location of state and local governments.

House File 514, an act relating to county conservation boards.

House File 567, an act relating to commission form cities.

House File 600, an act relating to the minimum age for appointment of commissioned and warrant officers in the National Guard.

House File 606, an act relating to war orphans' educational aid fund and making an appropriation to the bonus board.

House File 658, an act relating to flashing emergency lights of motor vehicles.

House File 688, an act making an appropriation to the department of public instruction to provide school lunch assistance.

House File 699, an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

House File 702, an act to appropriate from moneys received by certain commissions, boards and departments.

House File 707, an act to permit cities of not less than thirteen nor more than seventeen thousand population, located on a navigable river, to enter into a single responsibility contract for construction of a waste treatment facility.

House File 715, an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.

Senate File 509, an act relating to vocational training and apprenticeship programs.

Senate File 552, an act to appropriate from moneys received by certain commissions, boards, and departments.

Senate File 553, an act making appropriations to certain state agencies and divisions thereof.

Senate File 562, an act to appropriate from the general fund of the state to the State Historical Society for development of designated historical sites.

Senate File 564, an act to make appropriations to members of the advisory investment board of the Iowa Public Employees' Retirement System.

### REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 573**, a bill for an act to appropriate from the primary road fund to the state highway commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend Senate File 573, as passed by the Senate and reprinted, as follows:

Page 6, after line 5, add the following new section:

Sec. 10. Section three hundred thirteen point four (313.4), Code 1971, is amended by adding the following new paragraph:

"It is further provided that there is appropriated from the primary road fund an amount sufficient to pay the increase in salaries, which increase is not otherwise provided for by the General Assembly in an appropriation bill, resulting from the annual review of the merit pay plan as provided in subsection two (2) of section nineteen A point nine (19A.9) of the Code. The appropriation herein provided shall be in effect from the date of approval by the executive council to the end of the fiscal biennium in which it becomes effective. It is further provided that after the effective date of this act, no additional longevity increases shall be granted to any employee with less than ten years of service."

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 576**, a bill for an act making an appropriation from the general fund of the State of Iowa to various state departments and their divisions, and transferring and appropriating from certain departmental funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass.**

JOHN CAMP, Chairman

## AMENDMENTS FILED

1 Amend House File 739 as follows:

- 2 1. On page 5, in line 14, strike the numbers  
 3 "\$28,500.00 \$28,500.00" and insert in lieu thereof  
 4 the numbers "\$30,000.00 \$30,000.00".  
 5 2. On page 6, in line 26, strike the numbers  
 6 "\$18,500.00 \$18,500.00" and insert in lieu thereof  
 7 the numbers "\$20,000.00 \$20,000.00".

UBAN of Black Hawk, District 38

1 Amend Senate File 127, as amended and passed by the  
 2 Senate, as follows:

- 3 1. Page 1, line 6, by striking the word "An" and  
 4 inserting in lieu thereof the words "Except as provided  
 5 in section two (2) of this Act, an".  
 6 2. Page 2, by inserting the following new section  
 7 after line 3:

8 Sec. 2. Chapter six hundred fourteen (614), Code  
 9 1971, is amended by adding the following new section:

- 10 "An action subject to the ten-year limitation of  
 11 section one (1) of this Act may be filed and shall be  
 12 entertained by the courts of this state after ten years  
 13 from the date of substantial completion of the  
 14 improvement or work if the plaintiff has filed a bond  
 15 with the court in an amount equal to twenty-five percent  
 16 of the damages sought to be recovered. If the defendant  
 17 is the prevailing party to the litigation and the court  
 18 finds that the plaintiff's suit was without basis in  
 19 fact or was essentially frivolous the court shall award  
 20 the defendant his costs including reasonable attorney  
 21 fees from the bond posted by the plaintiff."

KELLY of Woodbury, District 22

1 Amend the Roorda amendment to Senate File 127,  
 2 filed April 6, 1971, as follows:

- 3 By adding thereto the following:  
 4 "Further amend Senate File 127 by striking from  
 5 line 10 the word 'ten' and inserting in lieu thereof  
 6 the word 'five'."

ROORDA of Jasper, District 67

1 Amend Senate File 503 by adding the following  
 2 paragraph to section 2:

- 3 "The board may supplement the salaries of the  
 4 county attorney and the assistant county attorneys  
 5 from such grants and funds notwithstanding the salary  
 6 limitations set forth in sections three hundred forty  
 7 point nine (340.9) and three hundred forty point ten  
 8 (340.10) of the Code."

KNOKE of Pottawattamie, District 79

- 1 Amend House File 739, page 6, lines 17, by striking  
 2 the figures "\$11,500.00" and "\$11,500.00" and inserting  
 3 in lieu thereof the figures "\$15,000.00" and  
 4 "\$15,000.00".

TROWBRIDGE of Floyd, District 9

1 Amend Senate File 572, as amended, passed, and re-  
2 printed by the Senate, as follows:

3 1. Page 3, by inserting after line 12 the following  
4 new section:

5 "Sec. 5. Section two point forty-seven (2.47), Code  
6 1971, is amended by adding the following new subsection:

7 'Prepare and submit to each member of the general  
8 assembly, not later than the fifteenth day of each  
9 month, a detailed report of the current status of state  
10 revenue income and departmental expenditures. The re-  
11 port shall contain a comparison of the revenue income  
12 and departmental expenditures for the same period dur-  
13 ing each of the two preceding fiscal bienniums. The  
14 budget and financial control committee shall approve  
15 the style and format of the report.'"

16 2. Amend the title, page 1, line 1, by inserting  
17 after the word "powers" the words "and duties".

HANSEN of Black Hawk, District 37

1 Amend Senate File 576 as follows:

2 1. Page 13, following line 1, insert the following  
3 new section:

4 "Sec. 2. There is appropriated from the general fund  
5 of the state to the state comptroller for the fiscal year  
6 commencing July 1, 1971 the sum of seven hundred twenty-  
7 two thousand six hundred seventy (722,670) dollars, and  
8 for the fiscal year commencing July 1, 1972 the sum of  
9 eight hundred seventeen thousand eight hundred thirty  
10 (817,830) dollars, or so much thereof as is necessary.

11 The moneys appropriated by this section shall be allocated  
12 by the state comptroller to state departments, agencies,  
13 boards, and commissions employing persons subject to the  
14 merit system established by chapter nineteen A (19A) of  
15 the Code for the purpose of paying longevity pay to  
16 persons subject to the merit system. Longevity pay shall  
17 be paid to each person who has been employed by the state  
18 of Iowa for ten years or more, but less than twenty years,  
19 at the rate of twenty-five dollars for each month of  
20 employment after ten years, and to each person who has  
21 been employed by the state of Iowa for twenty years or  
22 more at the rate of fifty dollars per month of employment  
23 after twenty years. The state comptroller shall determine  
24 the portion of funds appropriated by this section to be  
25 distributed to each affected state agency and shall after  
26 making such determination make the allocation required by  
27 this section."

28 2. Renumber the remaining sections to comply with this  
29 amendment.

FISHER of Greene, District 56

LAWSON of Cerro Gordo, District 17

On motion by Varley of Adair, District 84, the House adjourned  
until 9:00 a.m., Wednesday, June 16, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifty-seventh Calendar Day—One Hundred Fifth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, WEDNESDAY, JUNE 16, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend David Raymond, pastor of the First Congregational United Church of Christ, Oskaloosa, Iowa.

The Journal of Tuesday, June 15, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Knoke of Pottawattamie, District 79, for the morning on request of Wirtz of Palo Alto, District 16.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 573 and 576, under Rule 35.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced that the House and Senate Pages of the First Session of the Sixty-fourth General Assembly today presented a nineteen inch color television to the Polk County Juvenile Home. Purchase of the set came from an excess over and above the expenses for the Annual Pages' Ball.

## ANNIVERSARY CONGRATULATIONS

Roorda of Jasper, District 67, rose on a point of personal privilege and on behalf of the House extended wedding anniversary congratulations to the Honorable Elmer Den Herder and Mrs. Den Herder on their fortieth wedding anniversary.

## BIRTHDAY CONGRATULATIONS

Mollett of Pottawattamie, District 80, rose on a point of personal privilege and on behalf of the House extended to the Honorable John N. Nystrom a "Happy Birthday."

## PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eighteen Cub Scouts from Blakesburg, Iowa, accompanied by their leader, Mrs. Arthur Townsend. By Dougherty of Monroe, District 94.

Forty-five members of the Toronto Research Club, Toronto, Iowa. By Camp of Clinton, District 73.

## EXPLANATION OF VOTE

(Senate File 565)

I voted "no" to Senate File 565 because all counties could now levy additional property tax of 2 mills or a total of 6½ mills. Because of the Senate amendment that allowed this and the House retained it, I cannot in good conscience accept or vote for a bill that would allow more property tax increases, particularly in view of the struggle this body experienced on House File 654 to lower property tax.

RAYMOND J. TAYLOR

## INTRODUCTION OF BILLS

**House File 740**, by committee on appropriations, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science.

Read first time and placed on the appropriations calendar.

**House File 741**, by committee on appropriations, a bill for an act relating to payment of general school aid to merged areas, and providing an appropriation.

Read first time and placed on the appropriations calendar.

**House File 742**, by committee on conservation and recreation, a bill for an act to authorize and direct the issuance of a patent to certain real estate by the governor and secretary of state to the United States of America.

Read first time and referred to the sifting committee.

## SENATE MESSAGES CONSIDERED

**Senate File 549**, a bill for an act relating to the appointment and election of state judicial nominating commissioners.

Read first time and referred to the sifting committee.

**Senate File 571**, a bill for an act relating to the effective date of the act regulating motor vehicle odometers.

Read first time and referred to the sifting committee.

**Senate File 581**, a bill for an act to make an appropriation from the general fund of the state to the executive council for a training facility for family practitioners at Broadlawns Polk County Hospital.

Read first time and referred to the sifting committee.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate insists on its amendment to the House amendment to Senate File 557, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, and requests a conference committee, and that the President of the Senate has appointed as members of the conference committee on the part of the Senate: the Senator from Sioux, Mr. DeKoster, chairman; the Senator from Greene, Mr. Arbuckle; the Senator from Polk, Mr. Gaudineer, and the Senator from Kosuth, Mr. Keith.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein, and passed House File 129, a bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties.

Also: That the President of the Senate has appointed as members of the conference committee on Senate File 544, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, on the part of the Senate: the Senator from Ringgold, Mr. Anderson, Chairman; the Senator from Webster, Mr. Coleman; the Senator from Polk, Mr. Milligan; and the Senator from Linn, Mr. Riley.

CARROLL A. LANE, Secretary

#### CONFERENCE COMMITTEE APPOINTED

(Senate File 544)

The Speaker announced the appointment of Lipsky of Linn, District 46, chairman; Den Herder of Sioux, District 1; Shaw of Scott, District 78, and Skinner of Polk, District 60, as conferees concerning **Senate File 544**.

#### CONFERENCE COMMITTEE APPOINTED

(Senate File 557)

The Speaker announced the appointment of Welden of Hardin, District 32, chairman; Schroeder of Pottawattamie, District 54, Stanley of Linn, District 45, and Small of Johnson, District 69, on the part of the House, as conferees concerning **Senate File 557**.

## HOUSE CONCURRENT RESOLUTION 45

By Roorda, Den Herder, Kreamer,  
Cochran and Rodgers

*Whereas*, recent national studies have indicated that many millions of dollars of property are presently exempt from taxation; and

*Whereas*, many local governments have reached the maximum millage levies for the support of local government; and

*Whereas*, the property which is presently exempt from taxation is receiving the same services as property which is subject to taxation; and

*Whereas*, property tax relief may be obtained by expanding the property tax base; *Now Therefore*

I hereby certify that Senate File 205 was published in the Hardin County

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of six legislative members, three from the Senate, and three from the House of Representatives, representing the two political parties, for the purpose of studying the feasibility of retaining the present property tax exemptions; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Index, Eldora, Iowa, June 4, 1971, and in The Daily Freeman-Journal, Webster City, Iowa, June 3, 1971.

Laid over under Rule 25.

## COMMUNICATION FROM THE SECRETARY OF THE SENATE

June 15, 1971

Mr. William R. Kendrick  
Chief Clerk of the House  
State Capitol Building  
Des Moines, Iowa 50319

I further certify that Senate File 425 was published in The Peterson Patriot, Peterson, Iowa, June 3, 1971, and in The Daily Reporter, Spencer, Iowa, June 4, 1971.

Respectfully submitted,  
MELVIN D. SYNHORST  
Secretary of State

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 69, a bill for an act relating to errors and omissions insurance.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 236, a bill for an act relating to the establishment of rest areas.



Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 330, a bill for an act relating to adoption and enforcement of departmental rules by the state conservation commission.

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

House File 565, a bill for an act legalizing the proceedings of the City Council of Windsor Heights and the City Council of Clive, Polk County, Iowa.

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

House File 716, a bill for an act legalizing the proceedings of the Poweshiek County Board of Supervisors.

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

House File 666, a bill for an act relating to salaries, vacation and sick leave for state employees.

Also: That the Senate has concurred in House amendment to and passed:

Senate File 510, a bill for an act relating to the transfer and use of state funds and use tax imposed upon vehicles.

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

Senate File 582, a bill for an act appropriating to the department of public instruction.

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

Senate File 583, a bill for an act establishing the salary rate for the superintendent of the department of public instruction.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 69

1 Amend House File 69 as follows:

2 1. Page 1, by striking lines 4 and 5 and inserting in lieu  
3 thereof the following:

4 "Section 1. Section three hundred thirty-two point  
5 thirty-five (332.35), Code 1971, is amended as follows:

6 332.35 ERRORS AND OMISSION INSURANCE ON COUNTY  
7 OFFICERS.

7 The board of supervisors [shall] *may* purchase and pay premiums  
8 on insurance covering and insuring county officers, including  
9 sheriffs and their employees which insurance shall insure  
10 against personal liability as a result of errors and  
11 omissions in the performance of official duties. The  
12 premiums shall be paid from the county general fund.  
13 Minimum liability limits for such insurance shall be fixed  
14 by the attorney general. In the event that the liability  
15 of any county officer for any error or omission is not  
16 fully indemnified by insurance, the board of supervisors  
17 [may elect to] *shall* pay any loss, for which any county

18 officer may be found liable, from the general fund of  
19 the county."

#### SENATE AMENDMENT TO HOUSE FILE 236

1 Amend House File 236, line 22, by inserting after the  
2 word "*seventy*" the words "*and a rest area and rest area*  
3 *buildings on interstate highway eighty north in*  
4 *Pottawattamie county near Loveland*".

#### SENATE AMENDMENT TO HOUSE FILE 330

1 Amend House File 330 as follows:  
2 1. By striking lines 4 through 10, inclusive and inserting in  
3 lieu thereof the following:  
4 Section 1. Section one hundred six point twenty-six  
5 (106.26), Code 1971, is amended by adding the following new  
6 subsection:  
7 8. Except as provided in special rules promulgated  
8 under the authority of this chapter, the following speed and  
9 distance regulations shall apply:  
10 a. On all waters under the jurisdiction of the state  
11 conservation commission:  
12 (1) No motorboat shall be operated at speeds greater  
13 than five miles per hour when within two hundred fifty feet  
14 of another craft traveling at five miles per hour or less or  
15 any sailboat at any time.  
16 (2) Motorboats shall maintain a minimum passing or  
17 meeting distance of fifty feet when both boats are traveling  
18 at speeds greater than five miles per hour.  
19 b. On all lakes and federal impoundments under the  
20 jurisdiction of the state conservation commission:  
21 (1) No motorboat shall be operated at a speed exceeding  
22 five miles per hour unless vision is unobstructed at three  
23 hundred feet ahead.  
24 (2) No motorboat shall be operated within three hundred  
25 feet of shore at a speed greater than ten miles per hour.  
26 2. Amend the title by striking from line 1 the words "adoption  
27 and enforcement of depart.", and by striking line 2, and insert-  
28 ing in lieu thereof the following: "right-of-way rules of  
29 vessel traffic."

#### SENATE MESSAGES CONSIDERED

**Senate File 582**, a bill for an act to appropriate from the general fund of the state to the department of public instruction for driver's training aid and providing for administrative expenses.

Read first time and referred to committee on **appropriations**.

**Senate File 583**, a bill for an act to establish the salary rate for the superintendent of the department of public instruction.

Read first time and referred to committee on **appropriations**.

COMMUNICATION FROM THE CHIEF CLERK  
DES MOINES REGISTER AND TRIBUNE

June 15, 1971

To Bill Kendrick, Chief Clerk of the House

Dear Iowa State Representatives:

A sincere thank you for the most generous sentiments expressed in Senate Concurrent Resolution 44.

The enrolled resolution arrived in the mail today, June 15, which is my birthday. A most wonderful birthday greeting!

The last two months are the first since 1928 that I have not been fully active as a newsman reporting the Iowa scene.

I came to the legislature as a young reporter. More than a generation of my years are stashed away in the corners of the House and Senate chambers. They were very interesting, difficult and yet very rewarding years. It has been a tremendous privilege to have devoted more than half a lifetime to reporting your activities. The Iowa Legislature is the heartbeat of a great state and a warm people.

I am not disclosing what birthday this is for me. That is confidential information which may be kept secret under exceptions authorized by Senate File 536 of the laws of the Sixty-second General Assembly. But I must admit that the morning mail also brought a notice for me to pay my insurance premiums due under social security's Medicare program!

Cordially,

MARIE and GEORGE MILLS

ADOPTION OF HOUSE CONCURRENT RESOLUTION 43

Ewell of Black Hawk, District 39, called up for consideration **House Concurrent Resolution 43**, filed on June 14, 1971, and found on page 2037 of the House Journal.

Varley of Adair, District 84, moved the previous question on House Concurrent Resolution 34.

A non-record roll call was requested.

The ayes were 48, nays 29.

The motion having received a three-fifths majority prevailed.

Ewell of Black Hawk, District 39, moved the adoption of the resolution.

Roll call was requested by Ewell of Black Hawk, District 39, and Christensen of Union, District 95.

On the question "Shall the resolution be adopted?"

The ayes were, 62:

Anania	Christensen	Edelen	Franklin
Bennett	Clark	Egenes	Gluba
Bergman	Cochran	Ellsworth	Goode
Bray	Dougherty	Ewell	Grassley
Campbell	Doyle	Fisher, C. R.	Hansen

Holden	McCormick	Roorda	Strand
Husak	Middleswart	Sargisson	Taylor
Jesse	Millen	Schmeiser	Tieden
Johnston	Moffitt	Schwartz	Trowbridge
Kehe	Monroe	Shaw	Waugh
Kelly	Nielsen	Siglin	Wells
Kennedy	Norpel	Small	Willits
Kinley	Nystrom	Sorg	Winkelman
Knoblauch	Patton	Stanley	Wirtz
Larson	Radl	Stokes	Wyckoff
Mayberry	Rodgers		

The nays were, 24:

Alt	Drake	Lawson	Pelton
Andersen	Dunton	McElroy	Priebe
Blouin	Fischer, H. O.	Mendenhall	Scott
Camp	Hill	Menefee	Strothman
Curtis	Kreamer	Miller	Varley
Den Herder	Kruse	Pellett	Mr. Speaker

Absent or not voting, 14:

Freeman	Logemann	Schroeder	Stromer
Hamilton	Mollett	Schwieger	Uban
Knoke	Pierson	Skinner	Welden
Lipsky	Rex		

Motion prevailed and the resolution was adopted.

ADOPTION OF SENATE CONCURRENT RESOLUTION 41

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 41**, filed on June 8, 1971, and found on pages 1891 and 1892 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

ADOPTION OF SENATE CONCURRENT RESOLUTIONS 42 AND 43

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolutions 42 and 43**, filed on June 8, 1971, and found on pages 1892 and 1893 of the House Journal, and moved their adoption.

Motion prevailed and the resolutions were adopted.

ADOPTION OF HOUSE RESOLUTION 9

Varley of Adair, District 84, called up for consideration **House Resolution 9**, filed on June 14, 1971, and found on pages 2037 and 2038 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

ADOPTION OF SENATE CONCURRENT RESOLUTION 46

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 46**, filed on June 15, 1971, and found on pages

2049 and 2050 of the House Journal and moved its adoption.

Motion prevailed and the resolution was adopted.

#### SENATE AMENDMENT CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 730**, a bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 730, page 2, line 29, by striking the word "not".

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 730)

The ayes were, 88:

Alt	Franklin	McElroy	Schwieger
Anania	Freeman	Mendenhall	Scott
Andersen	Gluba	Menfee	Shaw
Bennett	Goode	Middleswart	Siglin
Bergman	Grassley	Millen	Small
Blouin	Hansen	Miller	Sorg
Bray	Hill	Moffitt	Stanley
Camp	Holden	Mollett	Stokes
Campbell	Husak	Monroe	Strand
Christensen	Johnston	Nielsen	Stromer
Clark	Kehe	Norpel	Strothman
Cochran	Kelly	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Knoblauch	Pelton	Trowbridge
Dougherty	Kreamer	Pierson	Varley
Doyle	Kruse	Priebe	Waugh
Dunton	Larson	Radl	Welden
Egenes	Lawson	Rex	Wells
Ellsworth	Lipsky	Rodgers	Willits
Ewell	Logemann	Roorda	Winkelman
Fischer, H. O.	Mayberry	Sargisson	Wyckoff
Fisher, C. R.	McCormick	Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Drake	Jesse	Pellett	Skinner
Edelen	Kinley	Schmeiser	Uban
Hamilton	Knoke	Schwartz	Wirtz

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

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**Senate File 578**, a bill for an act to make an appropriation to the Iowa development commission, with report of committee recommending passage, was taken up for consideration.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 578)

The ayes were, 69:

Alt	Goode	Millen	Schwartz
Anania	Grassley	Miller	Scott
Andersen	Hill	Moffitt	Shaw
Bennett	Holden	Mollett	Siglin
Bergman	Husak	Nielsen	Stanley
Camp	Jesse	Norpel	Stokes
Campbell	Kehe	Nystrom	Strand
Christensen	Kreamer	Patton	Stromer
Clark	Kruse	Pellet	Strothman
Cochran	Lipsky	Pelton	Tieden
Curtis	Logemann	Priebe	Trowbridge
Dougherty	Mayberry	Rex	Varley
Doyle	McCormick	Rodgers	Waugh
Dunton	McElroy	Roorda	Wells
Edelen	Mendenhall	Sargisson	Winkelman
Egenes	Menefee	Schmeiser	Wyckoff
Ellsworth	Middleswart	Schroeder	Mr. Speaker
Fisher, C. R.			

The nays were, 22:

Blouin	Hansen	Monroe	Taylor
Bray	Johnston	Radl	Uban
Fischer, H. O.	Kelly	Schwieger	Welden
Franklin	Kennedy	Small	Willits
Freeman	Knoblauch	Sorg	Wirtz
Gluba	Larson		

Absent or not voting, 9:

Den Herder	Hamilton	Knoke	Pierson
Drake	Kinley	Lawson	Skinner
Ewell			

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

**House File 738**, a bill for an act to appropriate from the general fund of the state to the educational radio and television facility board, was taken up for consideration.

Kehe of Bremer, District 12, offered the following amendment from the floor and moved its adoption:

Amend House File 738, page 2, line 13, by striking the figures "\$987,070.00" and "\$1,039,500.00"

and inserting in lieu thereof the figures "\$847,000.00" and "\$916,000.00".

A non-record roll call was requested.

The ayes were 39, nays 50.

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 738)

The ayes were, 74:

Alt	Gluba	Millen	Siglin
Anania	Goode	Miller	Small
Andersen	Grassley	Moffitt	Stanley
Bennett	Hansen	Mollett	Stokes
Bergman	Hill	Monroe	Strand
Blouin	Jesse	Nystrom	Stromer
Bray	Johnston	Patton	Strothman
Camp	Kelly	Pellett	Taylor
Christensen	Kennedy	Priebe	Tieden
Clark	Kinley	Radl	Trowbridge
Dougherty	Kreamer	Rodgers	Uban
Doyle	Larson	Roord	Varley
Drake	Lawson	Sargisson	Welden
Dunton	Lipsky	Schmeiser	Wells
Egenes	Logemann	Schwartz	Willits
Ellsworth	Mayberry	Schwieger	Winkelman
Ewell	McCormick	Scott	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Franklin	Middleswart		

The nays were, 18:

Campbell	Freeman	Kruse	Rex
Cochran	Holden	Mendenhall	Sorg
Curtis	Husak	Nielsen	Waugh
Edelen	Kehe	Norpel	Wirtz
Fischer, H. O.	Knoblauch		

Absent or not voting, 8:

Den Herder	Knoke	Pelton	Schroeder
Hamilton	McElroy	Pierson	Skinner

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

Speaker pro tempore Millen in the chair at 11:35 a.m.

**House File 739**, a bill for an act setting the salary rate for state officials and designated employees of the state, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment from the floor:

Amend House File 739 as follows:

1. Page 3, line 25, by striking the figures "\$16,500.00" and "\$16,500.00" and inserting in lieu thereof the figures "\$15,000.00" and "\$15,000.00".
2. Page 3, line 29, by striking the figures "\$24,000.00" and "\$24,000.00" and inserting in lieu thereof the figures "\$22,500.00" and "\$22,500.00".
3. Page 4, line 33, by striking the figures "\$35,000.00" and "\$35,000.00" and inserting in lieu thereof the figures "\$30,000.00" and "\$30,000.00".
4. Page 9, line 11, by striking the figures "\$14,000.00" and "\$14,000.00" and inserting in lieu thereof the figures "\$13,500.00" and "\$13,500.00".

Division of the amendment was requested.

Camp of Clinton, District 73, moved the adoption of amendment 1, lines 2, 3 and 4 of his amendment.

A non-record roll call was requested.

The ayes were 49, nays 41.

Amendment 1 was adopted.

Camp of Clinton, District 73, moved the adoption of amendment 2, lines 5, 6 and 7 of his amendment.

Roll call was requested by Lawson of Cerro Gordo, District 17, and Andersen of Woodbury, District 23.

On the question "Shall amendment 2 of the amendment be adopted?"

The ayes were, 48:

Bergman	Knoblauch	Nystrom	Small
Bray	Kruse	Patton	Stokes
Camp	Logemann	Pellett	Strand
Campbell	Mayberry	Pierson	Strothman
Doyle	Mendenhall	Priebe	Taylor
Edelen	Menefee	Rex	Tieden
Ellsworth	Middleswart	Rodgers	Waugh
Franklin	Miller	Sargisson	Wells
Hill	Moffitt	Schmeiser	Willits
Husak	Monroe	Schroeder	Winkelman
Kelly	Nielsen	Scott	Wirtz
Kennedy	Norpel	Siglin	Wyckoff

The nays were, 37:

Alt	Egenes	Kehe	Schwieger
Andersen	Fischer, H. O.	Kinley	Sorg
Blouin	Fisher, C. R.	Larson	Stanley
Christensen	Freeman	Lawson	Stromer
Clark	Gluba	McCormick	Trowbridge
Cochran	Goode	McElroy	Uban
Curtis	Hansen	Mollett	Welden
Dougherty	Harbor	Radl	Mr. Speaker
Drake	Holden	Roorda	(Millen)
Dunton	Johnston		



Absent or not voting, 15:

Anania	Grassley	Kreamer	Shaw
Bennett	Hamilton	Lipsky	Skinner
Den Herder	Jesse	Pelton	Varley
Ewell	Knoke	Schwartz	

Amendment 2 was adopted.

(House File 739 and Camp amendment pending.)

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

### CONSIDERATION OF BILLS

The House resumed consideration of the Camp amendment to **House File 739**.

Camp of Clinton, District 73, moved the adoption of amendment 3, lines 8, 9 and 10 of his amendment.

A non-record roll call was requested.

The ayes were 39, nays 44.

Amendment 3 of the amendment lost.

Camp of Clinton, District 73, moved the adoption of amendment 4, lines 11, 12 and 13 of his amendment.

Amendment 4 of the amendment lost.

Hill of Polk, District 62, offered the following amendment filed by him and Clark of Lee, District 100, and moved its adoption:

Amend House File 739 as follows:

1. Page 2, line 18, by striking "\$18,000" and "\$18,000" and inserting in lieu thereof "\$15,000" and "\$15,000"

A non-record roll call was requested.

The ayes were 39, nays 43.

The amendment lost.

Millen of Van Buren, District 99, offered the following Millen, et al., amendment from the floor and moved its adoption:

Amend House File 739, page 4, line 13, by striking the figures "\$14,500.00" and "\$14,500.00" and inserting in lieu thereof the figures "\$16,500.00" and "\$16,500.00".

A non-record roll call was requested.

The ayes were 41, nays 52.

The amendment lost.

Speaker pro tempore Millen in the chair at 2:50 p.m.

Hansen of Black Hawk, District 37, offered the following Hansen-Kreamer-Kennedy amendment from the floor and moved its adoption:

Amend House File 739 as follows:

On page 5, in line 33, strike the numbers "\$16,500.00 \$16,500.00" and insert in lieu thereof the numbers "\$17,000.00 \$17,000.00".

A non-record roll call was requested.

The ayes were 49, nays 40.

The amendment was adopted.

Uban of Black Hawk, District 38, offered the following amendment filed by him:

Amend House File 739 as follows:

1. On page 5, in line 14, strike the numbers "\$28,500.00 \$28,500.00" and insert in lieu thereof the numbers "\$30,000.00 \$30,000.00".

2. On page 6, in line 26, strike the numbers "\$18,500.00 \$18,500.00" and insert in lieu thereof the numbers "\$20,000.00 \$20,000.00".

Uban of Black Hawk, District 38, moved the adoption of amendment 1, lines 1 through 4 of his amendment.

A non-record roll call was requested.

The ayes were 10, nays 69.

Amendment 1 of the amendment lost.

Uban of Black Hawk, District 38, moved the adoption of amendment 2, lines 5, 6 and 7 of his amendment.

Amendment 2 of the amendment lost.

Trowbridge of Floyd, District 9, offered the following amendment filed by him and moved its adoption:

Amend House File 739, page 6, line 17, by striking the figures "\$11,500.00" and "\$11,500.00" and inserting in lieu thereof the figures "\$15,000.00" and "\$15,000.00".

Roll call was requested by Trowbridge of Floyd, District 9, and the Speaker.

On the question "Shall the amendment be adopted?"

The ayes were, 26:

Anania	Egenes	Lawson	Pelton
Clark	Ewell	Logemann	Schwartz
Curtis	Fisher, C. R.	Mayberry	Siglin
Den Herder	Gluba	McElroy	Small
Dougherty	Grassley	Patton	Strand
Dunton	Kinley	Pellett	Trowbridge
Edelen	Larson		

The nays were, 59:

Andersen	Holden	Mollett	Shaw
Bergman	Jesse	Nielsen	Sorg
Blouin	Kehe	Norpel	Stanley
Bray	Kelly	Nystrom	Stokes
Camp	Kennedy	Pierson	Stromer
Campbell	Knoblauch	Priebe	Strothman
Christensen	Knoke	Radl	Tieden
Cochran	Kruse	Rex	Varley
Doyle	Lipsky	Rodgers	Waugh
Ellsworth	McCormick	Roorda	Wells
Franklin	Mendenhall	Sargisson	Willits
Freeman	Menefee	Schmeiser	Winkelman
Goode	Middleswart	Schroeder	Wirtz
Hansen	Miller	Schwieger	Wyckoff
Hill	Moffitt	Scott	

Absent or not voting, 15:

Alt	Hamilton	Kreamer	Uban
Bennett	Harbor	Monroe	Welden
Drake	Husak	Skinner	Mr. Speaker
Fischer, H. O.	Johnston	Taylor	(Millen)

The amendment lost.

Lawson of Cerro Gordo, District 17, offered the following amendment from the floor and moved its adoption:

Amend House File 739, page 7, lines 1 and 2, by striking the words "chief parole officer" and inserting in lieu thereof the words "each member of parole board".

The amendment was adopted.

Pellett of Cass, District 83, offered the following Pellett-Cochran-Fisher-Christensen amendment from the floor and moved its adoption:

Amend House File 739, page 8, by striking from line 35 the second figure "14,750.00" and inserting in lieu thereof the figure "15,000.00".

A non-record roll call was requested.

The ayes were 46, nays 43.

The amendment was adopted.

Waugh of Monona, District 27, offered the following Waugh-Pierson amendment from the floor and moved its adoption:

Amend House File 739, page 3, line 14, by striking the figures "\$10,500.00" and "\$10,500.00" and inserting in lieu thereof the figures "\$12,500.00" and "\$12,500.00".

A non-record roll call was requested.

The ayes were 29, nays 51.

The amendment lost.

Bray of Scott, District 77, offered the following amendment from the floor and moved its adoption:

Amend House File 739, page 9, line 6, by striking the figures "\$7,500.00" and "\$7,500.00", and inserting in lieu thereof the figures "\$8,500.00" and "\$8,500.00".

A non-record roll call was requested.

The ayes were 31, nays 47.

The amendment lost.

Schroeder of Pottawattamie, District 54, offered the following amendment from the floor and moved its adoption:

Amend House File 739, page 3, line 2, by striking the figures "22,500.00" and "\$22,500.00" and inserting in lieu thereof the figures "\$24,000.00" and "\$24,000.00".

The amendment lost.

Skinner of Polk, District 60, offered the following Skinner-Pelton amendment from the floor:

Amend House File 739 by adding as new sections the contents of House File 371.

Pelton of Clinton, District 74, asked for unanimous consent to withdraw the amendment.

Objection was raised.

Pelton of Clinton, District 74, moved that the Skinner-Pelton amendment be withdrawn.

Roll call was requested by Varley of Adair, District 84, and Kreamer of Polk, District 63.

On the question "Shall the Skinner-Pelton amendment be withdrawn?"

## The ayes were, 57:

Alt	Fisher, C. R.	Middleswart	Stanley
Andersen	Goode	Miller	Stokes
Bergman	Grassley	Moffitt	Strand
Camp	Hansen	Nielsen	Stromer
Campbell	Hill	Patton	Strothman
Christensen	Holden	Pellett	Taylor
Clark	Kehe	Pierson	Tieden
Curtis	Kreamer	Radl	Varley
Den Herder	Kruse	Rex	Welden
Dougherty	Lawson	Rodgers	Winkelman
Doyle	Lipsky	Roorda	Wirtz
Drake	Logemann	Sargisson	Wyckoff
Edelen	McElroy	Shaw	Mr. Speaker
Ellsworth	Mendenhall	Sorg	(Millen)
Fischer, H. O.	Menefee		

## The nays were, 29:

Blouin	Johnston	Mollett	Skinner
Bray	Kelly	Monroe	Small
Cochran	Kennedy	Norpel	Trowbridge
Dunton	Knoblauch	Pelton	Uban
Ewell	Knoke	Schwartz	Waugh
Gluba	Larson	Scott	Wells
Husak	McCormick	Siglin	Willits
Jesse			

## Absent or not voting, 14:

Anania	Freeman	Mayberry	Schmeiser
Bennett	Hamilton	Nystrom	Schroeder
Egenes	Harbor	Priebe	Schwieger
Franklin	Kinley		

The motion prevailed.

Pelton of Clinton, District 84, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 739)

## The ayes were, 86:

Alt	Ellsworth	Kruse	Pelton
Anania	Fischer, H. O.	Lawson	Pierson
Andersen	Fisher, C. R.	Lipsky	Priebe
Bergman	Gluba	Logemann	Rodgers
Blouin	Goode	McCormick	Roorda
Bray	Grassley	McElroy	Sargisson
Camp	Hansen	Mendenhall	Schmeiser
Campbell	Harbor	Menefee	Schroeder
Christensen	Hill	Middleswart	Schwartz
Clark	Holden	Miller	Schwieger
Cochran	Jesse	Moffitt	Scott
Curtis	Johnston	Mollett	Shaw
Den Herder	Kelly	Monroe	Siglin
Dougherty	Kennedy	Nielsen	Skinner
Doyle	Kinley	Norpel	Small
Drake	Knoblauch	Nystrom	Sorg
Dunton	Knoke	Patton	Stanley
Edelen	Kreamer	Pellett	Stokes

Strand  
Stromer  
Strothman  
Taylor

Tieden  
Trowbridge  
Varley  
Waugh

Welden  
Wells  
Willits  
Wirtz

Wyckoff  
Mr. Speaker  
(Millen)

The nays were, 8:

Freeman  
Husak

Kehe  
Larson

Radl  
Rex

Uban  
Winkelman

Absent or not voting, 6:

Bennett  
Egenes

Ewell  
Franklin

Hamilton

Mayberry

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

#### MOTIONS TO RECONSIDER WITHDRAWN (Senate File 565)

Lipsky of Linn, District 46, asked and received unanimous consent to withdraw the Shaw motion to reconsider the vote on **Senate File 565** and the vote on the Jesse amendment to Senate File 565.

#### APPROPRIATIONS CALENDAR

**Senate File 563**, a bill for an act to appropriate funds from the general fund of the state to the state historical society, with report of committee recommending passage, was taken up for consideration.

Larsen of Story, District 34, offered the following amendment filed by him and Kennedy of Chickasaw and moved its adoption:

Amend Senate File 563 by striking section 1 and insert in lieu thereof the following:

"Section 1. There is hereby appropriated from the general fund of the state to the state historical society for the fiscal year commencing July 1, 1971, and ending June 30, 1972, the following amount, or as much thereof as may be necessary, to be used in the manner designated:

For salaries, support  
maintenance and miscellaneous  
purposes: \$143,844.00".

The amendment lost.

Kennedy of Chickasaw, District 11, offered the following amendment filed by him:

Amend Senate File 563 by adding the following new section:

"No funds appropriated under this Act shall be used to fund any publication whose circulation is limited to society members."

Kennedy of Chickasaw asked and received unanimous consent to withdraw his amendment.

Bergman of Osceola, District 3, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 563)

The ayes were, 77:

Alt	Fisher, C. R.	Mollett	Skinner
Anania	Freeman	Nielsen	Small
Andersen	Gluba	Norpel	Sorg
Bergman	Goode	Nystrom	Stanley
Blouin	Hansen	Patton	Stokes
Camp	Harbor	Pellett	Strand
Campbell	Hill	Pelton	Stromer
Christensen	Holden	Pierson	Strothman
Clark	Husak	Priebe	Tieden
Cochran	Kehe	Radl	Trowbridge
Curtis	Kinley	Rex	Varley
Den Herder	Knoblauch	Rodgers	Waugh
Dougherty	Kruse	Sargisson	Welden
Doyle	Mayberry	Schmeiser	Wells
Drake	McElroy	Schroeder	Winkelman
Dunton	Mendenhall	Schwartz	Wirtz
Edelen	Menefee	Scott	Wyckoff
Ellsworth	Middleswart	Shaw	Mr. Speaker
Ewell	Miller	Siglin	(Millen)
Fischer, H. O.	Moffitt		

The nays were, 10:

Bray	Johnston	Larson	Uban
Egenes	Kennedy	McCormick	Willits
Jesse	Knoke		

Absent or not voting, 13:

Bennett	Kelly	Lipsky	Roorda
Franklin	Kreamer	Logemann	Schwieger
Grassley	Lawson	Monroe	Taylor
Hamilton			

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

Speaker Harbor in the chair at 4:45 p.m.

#### ADOPTION OF CONFERENCE COMMITTEE REPORT

(Senate File 557)

Welden of Hardin, District 32, asked and received unanimous consent to take up for consideration the conference committee report on **Senate File 557**, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, as follows:

**REPORT OF THE CONFERENCE COMMITTEE  
ON SENATE FILE 557**

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 557, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof, respectfully submit the following recommendations:

1. That the Senate recede from its amendment to the House amendment.
2. That the House recede from its amendment to Senate File 557, as amended, passed, and reprinted by the Senate.
3. That Senate File 557, as amended, passed, and reprinted by the Senate, be amended on page 2, by adding after line 27 the following new sentence:

“No funds from any source shall be expended for the operation of the criminal conspiracy unit after July 13, 1971, unless the department has filed a preliminary report of proposed rules and regulations regarding the internal operations of that unit with the legislative rules review committee before that date, and no funds shall be expended after September 15, 1971, unless all rules and regulations regarding the internal operation of the criminal conspiracy unit have been submitted to the legislative rules review committee, been made a matter of public record, and received any recommendations of such committee relative to such rules.”

On the Part of the Senate:

LUCAS J. DeKOSTER, Chairman  
LEE H. GAUDINEER, JR.  
WAYNE D. KEITH

On the Part of the House:

RICHARD W. WELDEN, Chairman  
LAVERNE W. SCHROEDER  
ARTHUR A. SMALL, JR.  
IVOR W. STANLEY

Welden of Hardin, District 32, moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 557)

The ayes were, 84:

Alt	Doyle	Holden	McCormick
Anania	Drake	Husak	McElroy
Andersen	Dunton	Jesse	Mendenhall
Bergman	Edelen	Johnston	Menefee
Blouin	Egenes	Kehe	Middleswart
Bray	Ellsworth	Kinley	Miller
Camp	Ewell	Knoblauch	Moffitt
Campbell	Fischer, H. O.	Knoke	Nielsen
Christensen	Fisher, C. R.	Kreamer	Norpel
Cochran	Freeman	Kruse	Nystrom
Curtis	Gluba	Larson	Patton
Den Herder	Goode	Lawson	Pellett
Dougherty	Hill	Mayberry	Pelton



Pierson	Schroeder	Stanley	Wagh
Priebe	Schwartz	Stokes	Welden
Radl	Scott	Strand	Wells
Rex	Shaw	Stromer	Willits
Rodgers	Siglin	Strothman	Winkelman
Roorda	Skinner	Tieden	Wirtz
Sargisson	Small	Trowbridge	Wyckoff
Schmeiser	Sorg	Varley	Mr. Speaker

The nays were, 1:

Uban

Absent or not voting, 15:

Bennett	Hamilton	Lipsky	Monroe
Clark	Hansen	Logemann	Schwieger
Franklin	Kelly	Millen	Taylor
Grassley	Kennedy	Mollett	

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

#### WAYS AND MEANS CALENDAR

**House File 281**, a bill for an act providing an exemption from state income tax for members of the Iowa national guard performing training duty and active state service, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Dubuque, District 50, offered the following amendment filed by the committee on ways and means and moved its adoption:

Amend House File 281, page 2, by striking section 2.

The amendment was adopted.

Ellsworth of Dubuque, District 50, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 281)

The ayes were, 56:

Alt	Edelen	Mayberry	Schroeder
Anania	Ellsworth	McElroy	Schwartz
Andersen	Fischer, H. O.	Mendenhall	Scott
Bergman	Fisher, C. R.	Millen	Stanley
Camp	Goode	Miller	Strand
Christensen	Hansen	Moffitt	Stromer
Clark	Holden	Mollett	Taylor
Cochran	Kehe	Nielsen	Tieden
Curtis	Kelly	Nystrom	Trowbridge
Den Herder	Knoblauch	Pierson	Varley
Dougherty	Kreamer	Rex	Wells
Doyle	Kruse	Roorda	Winkelman
Drake	Lawson	Sargisson	Wirtz
Dunton	Lipsky	Schmeiser	Mr. Speaker

The nays were, 31:

Blouin	Kinley	Pellett	Stokes
Campbell	Knoke	Pelton	Strothman
Freeman	Larson	Radl	Uban
Gluba	McCormick	Rodgers	Waugh
Hill	Middleswart	Schwieger	Welden
Jesse	Monroe	Shaw	Willits
Johnston	Norpel	Skinner	Wyckoff
Kennedy	Patton	Small	

Absent or not voting, 13:

Bennett	Franklin	Husak	Priebe
Bray	Grassley	Logemann	Siglin
Egenes	Hamilton	Menefee	Sorg
Ewell			

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

#### APPROPRIATIONS CALENDAR

Welden of Hardin, District 32, asked and received unanimous consent to take up **Senate File 573**, a bill for an act to appropriate from the primary road fund to the state highway commission, with report of committee recommending passage.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations:

Amend Senate File 573, as passed by the Senate and reprinted, as follows:

Page 6, after line 5, add the following new section:

Sec. 10. Section three hundred thirteen point four (313.4), Code 1971, is amended by adding the following new paragraph:

"It is further provided that there is appropriated from the primary road fund an amount sufficient to pay the increase in salaries, which increase is not otherwise provided for by the General Assembly in an appropriation bill, resulting from the annual review of the merit pay plan as provided in subsection two (2) of section nineteen A point nine (19A.9) of the Code. The appropriation herein provided shall be in effect from the date of approval by the executive council to the end of the fiscal biennium in which it becomes effective. It is further provided that after the effective date of this act, no additional longevity increases shall be granted to any employee with less than ten years of service."

Division of the amendment was requested.

Camp of Clinton, District 73, moved the adoption of line 1 through line 18 to and including the period following the word "effective".

Division 1 of the amendment was adopted.

Camp of Clinton, District 73, moved the adoption of division 2 of the amendment; the remainder of line 18 and lines 19, 20 and 21.

A non-record roll call was requested.

The ayes were 25, nays 51.

Division 2 of the amendment lost.

Speaker pro tempore Millen in the chair at 6:07 p.m.

Jesse of Polk, District 58, offered the following amendment filed by him and moved its adoption:

Amend Senate File 573, as passed by the Senate and reprinted, by striking section 9 and inserting in lieu thereof the following:

"Sec. 9. The moneys available under the provisions of this Act were calculated on the basis of salaries and other employee expenses for four thousand one hundred thirty-four fully funded, permanent, full-time persons employed during the 1971-1972 fiscal year, and for four thousand two hundred forty fully funded, permanent, full-time persons employed during the 1972-1973 fiscal year, and it is the intent of the General Assembly in making appropriations pursuant to this Act, that no more than four thousand five hundred twenty-four employee positions be created or authorized during any one of such years."

A non-record roll call was requested.

The ayes were 36, nays 47.

The amendment lost.

Jesse of Polk, District 58, asked and received unanimous consent to withdraw the amendment filed by him on June 10, 1971, and found on page 2001 of the House Journal.

Welden of Hardin, District 32, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 573)

The ayes were, 91:

Alt	Christensen	Dunton	Goode
Anania	Clark	Edelen	Grassley
Andersen	Cochran	Egenes	Hansen
Bergman	Curtis	Ellsworth	Harbor
Blouin	Den Herder	Fischer, H. O.	Hill
Bray	Dougherty	Fisher, C. R.	Holden
Camp	Doyle	Freeman	Husak
Campbell	Drake	Gluba	Jesse

Johnston	Middleswart	Roorda	Stromer
Kehe	Miller	Sargisson	Strothman
Kelly	Moffitt	Schmeiser	Taylor
Kennedy	Mollett	Schroeder	Tieden
Knoblauch	Nielsen	Schwartz	Trowbridge
Knoke	Norpel	Schwieger	Varley
Kreamer	Nystrom	Scott	Waugh
Kruse	Patton	Shaw	Welden
Larson	Pellett	Siglin	Wells
Lipsky	Pelton	Skinner	Willits
Logemann	Peterson	Small	Winkelman
McCormick	Priebe	Sorg	Wirtz
McElroy	Radl	Stanley	Wyckoff
Mendenhall	Rex	Stokes	Mr. Speaker
Menefee	Rodgers	Strand	(Millen)

The nays were, 1:

Uban

Absent or not voting, 8:

Bennett	Franklin	Kinley	Mayberry
Ewell	Hamilton	Lawson	Monroe

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

#### REPORT OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 580**, a bill for an act relating to an appropriation for payment of certain damages occasioned by the nonnegligent operation of an Iowa highway safety patrol vehicle, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 580**, a bill for an act relating to an appropriation for payment of certain damages occasioned by the nonnegligent operation of an Iowa highway safety patrol vehicle.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 580)

The ayes were, 87:

Alt	Camp	Dougherty	Freeman
Anania	Campbell	Doyle	Gluba
Andersen	Christensen	Drake	Goode
Bennett	Clark	Dunton	Grassley
Bergman	Cochran	Edelen	Hansen
Blouin	Curtis	Egenes	Harbor
Bray	Den Herder	Ellsworth	Hill

Holden	Menefee	Rodgers	Strand
Husak	Middleswart	Roorda	Stromer
Jesse	Miller	Sargisson	Strothman
Johnston	Moffitt	Schmeiser	Tieden
Kehe	Mollett	Schroeder	Trowbridge
Kelly	Nielsen	Schwartz	Varley
Kennedy	Norpel	Schwieger	Waugh
Knoblauch	Nystrom	Scott	Welden
Knoke	Patton	Shaw	Wells
Kreamer	Pellet	Siglin	Willits
Kruse	Pelton	Skinner	Winkelman
Larson	Pierson	Small	Wirtz
Logemann	Priebe	Sorg	Wyckoff
McElroy	Radl	Stanley	Mr. Speaker
Mendenhall	Rex	Stokes	(Millen)

The nays were, none.

Absent or not voting, 13:

Ewell	Hamilton	Lipsky	Monroe
Fischer, H. O.	Kinley	Mayberry	Taylor
Fisher, C. R.	Lawson	McCormick	Uban
Franklin			

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

#### SENATE AMENDMENT CONSIDERED HOUSE FILE 236 DEFERRED

Drake of Union, District 71, called up for consideration **House File 236**, a bill for an act relating to the establishment of rest areas or rest area buildings on interstate highways, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 236, line 22, by inserting after the word "*seventy*" the words "*and a rest area and rest area buildings on interstate highway eight north in Pottawattamie county near Loveland*".

Motion prevailed and the House concurred in the Senate amendment.

Welden of Hardin, District 32, moved that House File 236 be deferred.

The motion prevailed.

#### APPROPRIATIONS CALENDAR (Senate File 576 Pending)

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to take up **Senate File 576**, a bill for an act making an appropriation from the general fund of the State of Iowa to various state departments and their divisions, and transferring and appropriating from certain departmental funds.

Alt of Polk, District 61, offered the following amendment filed by him and Kehe of Bremer, District 12, and moved its adoption:

Amend Senate File 576, as amended and passed by the Senate, as follows:

1. Page 3, by striking line 13, and inserting in lieu thereof the words

“control committee: \$3,650.00      \$3,650.00”

2. Page 3, by inserting after line 13 the following:

“For the expense of conducting a study, planning, and specific recommendations to be submitted to the general assembly regarding food services in the capitol complex, visitor parking facilities, appearance and utilization of the ground floor of the capitol building, and immediate space needs of all state departments, boards, commissions and agencies:	\$25,000.00	\$25,000.00
Total:	<u>\$28,650.00</u>	<u>\$28,650.00”</u>

A non-record roll call was requested.

The ayes were 47, nays 35.

The amendment was adopted.

Small of Johnson, District 69, offered the following amendment from the floor:

Amend Senate File 576, as passed by the Senate, page 3, by inserting after line 27 the following:

“No funds from any source shall be expended for the operation, with the exception of salaries, of a traffic records and criminal justice information system until all rules and regulations regarding the operation of that system have been submitted to the legislative rules review committee, been made a matter of public record, and received any recommendations of such committee relative to such rules.

Small of Johnson, District 69, asked and received unanimous consent to withdraw his amendment.

Kennedy of Chickasaw, District 11, offered the following amendment from the floor:

Amend Senate File 576, page 5, line 19, by striking the figures “\$107,834” and “\$105,515”, and inserting in lieu thereof the figures “\$90,000” and “\$90,000”.

Kennedy of Chickasaw, District 11, asked and received unanimous consent to withdraw his amendment.

Kennedy of Chickasaw, District 11, offered the following amendment from the floor and moved its adoption:

Amend Senate File 576, page 6, line 31, by striking the figures "\$758,757" and "\$795,732", and inserting in lieu thereof the figures "\$784,257" and "\$821,232".

A non-record roll call was requested.

The ayes were 36, nays 40.

The amendment lost.

Johnston of Johnson, District 70, offered the following amendment from the floor, filed by him and Larson of Story, District 34, and moved its adoption:

Amend Senate File 576, as passed by the Senate, by striking all of line 35 from page 10, and all of lines 1, 2 and 3 from page 11.

The amendment lost.

(Senate File 576 pending.)

#### MOTION TO RECONSIDER

(House File 236)

I move to reconsider the vote by which the House concurred in the Senate amendment to House File 236 on June 16, 1971.

WELDEN of Hardin, District 32

#### REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

- S. F. 571 Relating to the effective date of the act regulating motor vehicle odometers. By committee on law enforcement.
- S. F. 199 Relating to prohibited advertising practices by chiropractors and providing a penalty therefor. By Coleman, Miller, et al.  
ANDREW VARLEY, Chairman

#### REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 544

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 544, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendment.

2. That Senate File 544, as amended and passed by the Senate, be amended, page 2, line 25, by striking the word "ten" and inserting in lieu thereof the word "fifteen".

On the part of the Senate:

QUENTIN V. ANDERSON, Chairman  
 GEORGE F. MILLIGAN  
 TOM RILEY  
 C. JOSEPH COLEMAN

On the part of the House:

JOAN LIPSKY, Chairman  
 ELMER H. DEN HERDER  
 ELIZABETH SHAW  
 ED SKINNER

#### INTRODUCTION OF BILL

**House File 743**, by Kruse, Rex, Bergman, Mendenhall, Radl, Rodgers, Menefee, Nielsen and Ellsworth, a bill for an act to create an alcoholism rehabilitation fund by imposing a tax on consumers of alcoholic beverages and to provide for the use of the funds for the rehabilitation of alcoholics.

Read first time and referred to the **sifting committee**.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your Honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 182, a bill for an act relating to compensation for refinancing costs regarding property.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 573, a bill for an act relating to fish and game licenses and fees.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 713, a bill for an act relating to the election laws.

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

House File 735, a bill for an act authorizing state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, and to issue bonds therefor.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein and passed the following bill:

Senate File 557, a bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 182

- 1 Amend House File 182, as amended, passed and reprinted by the
- 2 House as follows:
- 3 1. Page 5, by striking in lines 10 and 11 the words "the
- 4 commission is satisfied that".



5 2. Page 5, by striking in line 23 the words "as the commission  
6 determines to be" and inserting in lieu thereof the following:  
7 "which is".

#### SENATE AMENDMENT TO HOUSE FILE 573

1 Amend House File 573 as follows:  
2 1. Page 2, line 24, by striking the figure "5.00" and inserting  
3 the figure "4.00".  
4 2. Page 3, by striking lines 37 through 39, inclusive, and  
5 inserting in lieu thereof the following:  
6 "1. The owner of a farm unit; or  
7 2. One member of the family of the farm owner; or".

#### SENATE AMENDMENT TO HOUSE FILE 713

1 Amend House File 713 as amended and passed by the House as  
 follows:

2 1. Page 10, by striking lines 1 through 3, inclusive, and  
3 inserting in lieu thereof the following: "Sec. 17. Every".  
4 2. Page 10, line 8, by inserting after the word "vote" the  
5 following: ", subject to chapter forty-eight (48), if applic-  
6 able, and chapter forty-nine (49)".  
7 3. Page 10, line 13, by inserting after the word "offices."  
8 the following:  
9 "This section shall be printed in the session laws only,  
10 and shall not be made a permanent part of the Code of Iowa."  
11 4. Page 11, by adding after line 6 the following new sections:  
12 Sec. .... Section forty-nine point four (49.4), unnumbered  
13 paragraph two (2), Code 1971, as amended by House File one hundred  
14 nineteen (119), section one (1), of the Sixty-fourth General  
15 Assembly, First Session, is amended as follows:  
16 No election precinct shall have a total population in excess  
17 of three thousand *five hundred*, as shown by the most recent federal  
18 decennial census. Where a civil township, or the portion of a  
19 civil township outside the corporate limits of any or all cities  
20 and towns located wholly or partially within the boundaries of  
21 such township, is divided into two or more election precincts, the  
22 populations of each such precinct shall be as nearly equal as  
23 possible within the limitations of availability of suitable polling  
24 places and of reliable data on the populations of various parts of  
25 such township, and the boundaries of each precinct so established  
26 shall follow the boundaries of areas for which official population  
27 figures are available from the most recent federal decennial census.  
28 Every precinct shall be contained wholly within an existing legisla-  
29 tive district as established by law, and where an unavoidable conflict  
30 arises between this requirement and the requirement that the pop-  
31 ulations of any two precincts shall be as nearly equal as possible,  
32 the requirement that each precinct shall be contained wholly within  
33 an existing legislative district shall take precedence. The board  
34 of supervisors shall make any changes necessary to comply with this  
35 section no earlier than July first and not later than December  
36 thirty-first of each year immediately following a year in which  
37 the federal decennial census is taken, unless the general assembly

38 by joint resolution establishes different dates for such compliance.  
 39 Any or all of the publications required by section 49.11 may be  
 40 made after December thirty-first if necessary.

41 Sec. .... Section forty-nine point five (49.5), unnumbered  
 42 paragraph two (2) and subsection one (1), Code 1971, as amended  
 43 by House File one hundred nineteen (119), section two (2), of the  
 44 Sixty-fourth General Assembly, First Session, are amended as follows:

45 Election precincts shall be of as nearly equal population as  
 46 possible within the limitations of reliable data on the populations  
 47 of various parts of such city, and the boundaries of each precinct  
 48 shall follow the boundaries of areas for which official population  
 49 figures are available from the most recent federal decennial census.  
 50 Every precinct shall be contained wholly within an existing legis-  
 51 lative district. No election precinct shall have a total population  
 52 in excess of three thousand *five hundred*, as shown by the most  
 53 recent federal decennial census, except that:

54 1. If in any area of the city it is not possible to devise  
 55 a contiguous precinct having a population of less than three thousand  
 56 *five hundred* by the most recent federal decennial census, because  
 57 one or more of the smallest population units for which census data  
 58 are available are composed of noncontiguous territory, the city  
 59 council may utilize other reliable and documented indicators of  
 60 population distribution in establishing precincts within that area.

61 Sec. .... Section forty-nine point six (49.6), Code 1971, as  
 62 amended by House File one hundred nineteen (119), section three (3),  
 63 of the Sixty-fourth General Assembly, First Session, is amended as  
 64 follows:

65 49.6 POWER TO COMBINE TOWNSHIP AND CITY PRE-  
 CINCTS. The board  
 66 of supervisors and the council of any town or city of less than  
 67 thirty-five hundred inhabitants, not including the inmates of any  
 68 state institution, may combine any part of the township outside of  
 69 such city with any or all the wards or precincts thereof as one  
 70 election precinct, or change or abolish such precinct. No precinct  
 71 so created shall have a total population in excess of three thousand  
 72 *five hundred*, as shown by the most recent federal decennial census.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills,  
 submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports  
 that it has examined and finds correctly enrolled: Senate Files 297, 528, 545,  
 551, 554, 558, 559, 560, 561, 568, 569 and 570 and House File 172.

ELIZABETH R. MILLER  
 Chairman, House Committee  
 JOHN C. RHODES  
 Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the  
 House, he had signed in the presence of the House the following

bills: Senate Files 297, 528, 545, 551, 554, 558, 559, 560, 561, 568, 569 and 570 and House File 172.

#### BILL SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 16th day of June, 1971, sent to the Governor for his approval: House File 172.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 16, 1971, he approved and transmitted to the Secretary of State the following bill:

Senate File 542, an act making an appropriation from the general fund of the State of Iowa to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.

#### GOVERNOR'S ITEM VETO MESSAGE

(Senate File 543, Item 2, Section 2)

June 16, 1971

Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 543, an act to appropriate from the general fund of the state for capital improvements for institutions under the department of social services, including construction of new buildings, repairs, improvements, replacements, or alterations.

Senate File 543 is approved June 16, 1971, with the following exception: I am unable to approve item 2 designated as section 2 in the act which reads as follows:

"Sec. 2. Plans and specifications for improvements for which funds are appropriated by this Act or previous Acts of the general assembly shall be submitted by the department of social services to the budget and financial control committee for approval, except that items commonly known as change orders need not be submitted to the budget and financial control committee unless such change orders increase the total cost of that particular project."

I hereby disapprove this item as provided for in the amendment to the Constitution of the State of Iowa adopted in 1968. All other items of Senate File 543 are hereby approved this date.

Sincerely,  
ROBERT D. RAY  
Governor

## REPORTS OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate File 550**, a bill for an act relating to the judicial retirement system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate File 556**, a bill for an act creating and making an appropriation to the executive council general contingent fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 556, as passed by the Senate, as follows:

1. Page 2, by inserting after the period in line 16 the following: "The executive council shall not spend any money out of the contingent fund while the legislature is in session."

2. Page 2, lines 22 and 23, by striking the words and figures "three hundred thousand (300,000)" and inserting in lieu thereof the following: "two hundred thousand (200,000)".

JOHN CAMP, Chairman

Also:

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate File 572**, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 572, as passed by the Senate and reprinted, as follows:

1. Page 2, by inserting after line 9 the following:

"Funds appropriated to the budget and financial control committee shall be administered by the budget and financial control committee and allocations from the fund may be made only for the following:

1. Compensation and expenses of the members of the budget and financial control committee authorized by section two point forty-five (2.45) of the Code.

2. Payment of obligations incurred under the provisions of subsection six (6) of section two point forty-four (2.44) and section two point forty-six (2.46) of the Code.

3. Salaries for additional employees or staff for state agencies, departments, boards, and commissions upon a showing of the need for additional employees or

staff to carry out currently funded programs. Request for funds under this subsection shall be reviewed by the legislative fiscal director who shall report his recommendations and findings to the budget and financial control committee.

2. Page 2, line 21, by inserting after the word "council" the following: "*and the budget and financial control committee*".

3. Page 2, line 26, by inserting after the word "council" the following: "*and the budget and financial control committee*".

4. Page 2, line 29, by striking the words "the general fund of the state" and inserting in lieu thereof the words "[the general fund of the state] *a special trust fund to be held in such fund for the department of social services until the general assembly appropriates such funds*".

5. Page 2, by inserting after line 35 the following new sections:

"Sec. 4. CAPITAL IMPROVEMENTS. Before expending any funds for the construction of new buildings, repairs, improvements, replacements, or alterations, or any other capital expenditures, the contracts, plans and specifications, or plan of operation for improvements, shall be submitted to the budget and financial control committee. If the budget and financial control committee does not approve of the expenditure as being in the best interests of the state, the funds shall not be expended. Change orders need not be submitted for approval unless the change order would increase the total cost of the project.

Sec. 5. Section two hundred sixty-two point nine (262.9), subsection five (5), Code 1971, is amended as follows:

5. With the approval of the executive council, acquire real estate for the proper uses of said institutions, and dispose of real estate belonging to said institutions when not necessary for their purposes. A disposal of such real estate shall be made upon such terms, conditions and consideration as the board may recommend and subject to the approval of the executive council *and the budget and financial control committee*. [If real estate subject to sale hereunder has been purchased or acquired from appropriated funds, the] *The* proceeds of such sale shall be deposited with the treasurer of state and credited to [the general fund of the state] *a special trust fund to be held in such fund for the board of regents until the general assembly appropriates such funds*. [There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of regents which, with the prior approval of the executive council, may be used to purchase other real estate and buildings, and for the construction and alteration of buildings, and other

capital improvements.] All transfers shall be by state patent in the manner provided by law."

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 577**, a bill for an act to make an appropriation to the department of public instruction for reimbursements to school districts and county boards of education, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 579**, a bill for an act making an appropriation to the supreme court and district courts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 38 by striking in
- 2 line 2 the words and figures, "Friday, May 28," and inserting
- 3 in lieu thereof the words and figures, "Thursday, June 17,".

VARLEY of Adair, District 84

- 1 Amend House File 741, page 3, by adding the
- 2 following new section: "No funds appropriated
- 3 under this Act shall be used to create liberal
- 4 arts programs at merged area schools which now
- 5 offer only career education programs."

KENNEDY of Chickasaw, District 11  
 RADL of Linn, District 43  
 ANDERSEN of Woodbury, District 23  
 KREAMER of Polk, District 63  
 PRIEBE of Kossuth, District 6  
 JESSE of Polk, District 58  
 TIEDEN of Clayton, District 14

- 1 Amend House File 741, page 3, by adding after
- 2 the period in line 10 the following :
- 3 "Further, no moneys appropriated by this Act
- 4 shall be used for the construction, expansion, or
- 5 continuation of any full junior college curriculum

6 within the vocational-technical program or as a  
7 part of the overall program."

BLOUIN of Dubuque, District 49  
SKINNER of Polk, District 60  
ANDERSEN of Woodbury, District 23  
TAYLOR of Dubuque, District 51  
RADL of Linn, District 43  
ELLSWORTH of Dubuque, District 50  
MENDENHALL of Allamakee, District 13  
PIERSON of Mahaska, District 87  
DOYLE of Woodbury, District 21  
RODGERS of Dallas, District 85

1 Amend Senate File 85, as amended and passed by the  
2 Senate, as follows:

3 1. Page 2A, line 16, by inserting after the period  
4 the following new sentence:

5 "The salary of the executive director shall be  
6 established by the governor, but it shall not exceed  
7 twenty-five thousand dollars per annum."

8 2. Page 6A, by striking line 20.

9 3. Page 15, by striking from line 11 the word and  
10 number "eighteen (18)" and inserting in lieu thereof  
11 the word and number "seventeen (17)".

12 4. Page 20, line 35, by inserting before the word  
13 "commission" the words "air quality".

14 5. Page 23A, line 18, by inserting after the comma  
15 the word "and".

16 6. Page 23A, lines 19 and 20, by striking the words  
17 "and the ingredients in the package".

18 7. Page 38, line 33, by inserting before the word  
19 "commission" the words "water quality".

20 8. Page 45, line 20, by inserting before the word  
21 "commission" the words "solid waste disposal".

22 9. Page 45, line 21, by striking the word and  
23 number "eighty-seven (87)" and inserting in lieu there-  
24 of the word and number "eighty-nine (89)".

25 10. Page 62, line 2, by inserting before the word  
26 "commission" the words "chemical technology".

27 11. Page 62, line 8, by striking the words and  
28 number "two hundred (200)".

29 12. Page 62, line 9, by striking the comma after  
30 the number "(206)".

31 13. By renumbering the sections and subsections to  
32 conform to this amendemnt.

LAWSON of Cerro Gordo, District 17

1 Amend Senate File 85, as amended and passed by  
2 the Senate and reprinted as follows:

3 1. Page 3A, line 6, by striking the word "legal".

4 2. Page 10, line 17, by inserting after the  
5 word "instituted", the words "by the attorney general  
6 at the request of the commission".

FISCHER of Grundy, District 35

1 Amend Senate File 503 by adding the following new  
 2 section:  
 3 "Sec. 3. Section three hundred forty point nine  
 4 (340.9), Code 1971, is amended by adding the following  
 5 new paragraph:  
 6 "The board of supervisors of any county may  
 7 supplement the salaries of the county attorney and  
 8 the assistant county attorneys from private grants  
 9 and federal funds notwithstanding the salary limit-  
 10 ations set forth in this section and section three  
 11 hundred forty point ten (340.10) of the Code."

KNOKE of Pottawattamie, District 79

1 Amend Senate File 503, as amended and passed by the  
 2 Senate, as follows:  
 3 By striking section 2 and inserting in lieu thereof  
 4 the following:  
 5 Sec. 2. Section three hundred forty point nine  
 6 (340.9), Code 1971, is amended by striking subsections  
 7 one (1) through twelve (12), inclusive, and inserting  
 8 in lieu thereof the following:  
 9 1. Less than ten thousand population, nine thousand  
 10 dollars.  
 11 2. Ten thousand and less than twelve thousand popu-  
 12 lation, nine thousand seven hundred fifty dollars.  
 13 3. Twelve thousand and less than seventeen thousand  
 14 population, ten thousand four hundred dollars.  
 15 4. Seventeen thousand and less than twenty thousand  
 16 population, eleven thousand fifty dollars.  
 17 5. Twenty thousand and less than twenty-five thou-  
 18 sand population, eleven thousand seven hundred dollars.  
 19 6. Twenty-five thousand and less than thirty thou-  
 20 sand population, twelve thousand three hundred fifty  
 21 dollars.  
 22 7. Thirty thousand and less than thirty-five thou-  
 23 sand population, thirteen thousand six hundred fifty  
 24 dollars.  
 25 8. Thirty-five thousand and less than fifty thou-  
 26 sand population, fourteen thousand three hundred dollars.  
 27 9. Fifty thousand and less than seventy-five thou-  
 28 sand population, fifteen thousand six hundred dollars.  
 29 10. Seventy-five thousand and less than one hun-  
 30 dred twenty-five thousand population, sixteen thousand  
 31 nine hundred dollars.  
 32 11. One hundred twenty-five thousand and less than  
 33 two hundred thousand population, nineteen thousand  
 34 five hundred dollars.  
 35 12. Over two hundred thousand population, twenty-  
 36 two thousand one hundred dollars.

DRAKE of Muscatine, District 71  
 PELTON of Clinton, District 74  
 KNOKE of Pottawattamie, District 79  
 SHAW of Scott, District 78  
 KELLY of Woodbury, District 22  
 SCHROEDER of Pottawattamie, District 54  
 SKINNER of Polk, District 60



1 Amend Senate File 577, page 2, line 21, by  
 2 striking the figures "\$3,700,000" and "\$3,700,000",  
 3 and inserting in lieu thereof "\$6,000,000" and  
 4 "\$6,000,000".

KENNEDY of Chickasaw, District 11

1 Amend Senate File 582, as passed by the Senate,  
 2 page 2, by inserting after the word "education." in  
 3 line 30 the following:  
 4 "Said courses may be offered at sites other than  
 5 at the public school, including non-public school  
 6 facilities within the public school districts. The  
 7 public school district offering said course in a non-  
 8 public school within the public school district shall  
 9 be eligible for the thirty dollar state reimbursement  
 10 for each student in the course regardless of the  
 11 public school district in which the student happens  
 12 to reside."

TAYLOR of Dubuque, District 51

KELLY of Woodbury, District 22

1 Amend Senate File 583, as amended and passed by the  
 2 Senate, as follows:

3 1. By inserting after line 10 the following new  
 4 section:

5 "The salary of any superintendent of schools of any  
 6 school district and the salary of any county superin-  
 7 tendent of schools shall not exceed the salary set by  
 8 law for the superintendent of public instruction.

9 However, the provisions of this section shall not apply  
 10 to employment contracts executed pursuant to section  
 11 two hundred seventy-nine point fourteen (279.14) of  
 12 the Code prior to the effective date of this Act."

13 2. Amend the title, line 2, by inserting after the  
 14 word "instruction" the words "and to limit the salaries  
 15 of superintendents of schools of school districts and  
 16 county superintendents of schools".

MONROE of Des Moines, District 92

TAYLOR of Dubuque, District 51

RADL of Linn, District 43

GRASSLEY of Butler, District 10

CHRISTENSEN of Union, District 95

WYCKOFF of Benton, District 42

KNOBLAUCH of Carroll, District 28

FREEMAN of Buena Vista, District 15

WAUGH of Monona, District 27

PATTON of Buchanan, District 20

KENNEDY of Chickasaw, District 11

NORPEL of Jackson, District 52

FISCHER of Grundy, District 35

BERGMAN of Osceola, District 3

ANDERSEN of Woodbury, District 23

On motion by Varley of Adair, District 84, the House adjourned  
 until 9:00 a.m., Thursday, June 17, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifty-eighth Calendar Day—One Hundred Sixth Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, THURSDAY, JUNE 17, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend Burton C. Collier, pastor of the Christ-Windsor United Methodist Church, Des Moines, Iowa.

The Journal of Wednesday, June 16, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97.

## INTRODUCTION OF BILL

**House File 744**, by committee on appropriations, a bill for an act to make an appropriation to merged area I for the purpose of implementing the provisions of law requiring an area vocational attendance center.

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

## HOUSE CONCURRENT RESOLUTION 46

By Den Herder, Roorda, Fisher of Greene,  
Schmeiser, Strand and Priebe

*Whereas*, reliance on property taxes for city, county and school financing continues; and

*Whereas*, personal property continues to be a significant part of the total property base for purposes of taxation; and

*Whereas*, the burden of taxation arising from the ownership of personal property seems to fall in a grossly inequitable manner upon certain of our taxpayers; *Now Therefore*

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of six legislative members, three from the Senate, and three from the House of Representatives, representing the two political parties, for the

purpose of studying the inequities in the taxes on personal property and for the purpose of recommending changes that would make these taxes more equitable and consistent in their application; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 225, a bill for an act relating to municipal judges.

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

House File 271, a bill for an act to require that railway employees be provided adequate sanitation and shelter.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 386, a bill for an act relating to travel trailers.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 503, a bill for an act relating to levee and drainage districts.

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

House File 546, a bill for an act relating to contempt actions in paternity cases.

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

House File 729, a bill for an act relating to appointment of notaries public by the Secretary of State.

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

Senate File 514, a bill for an act increasing the tax on beverages containing alcohol.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein and passed:

Senate File 544, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism.

CARROLL A. LANE, Secretary

## SENATE AMENDMENT TO HOUSE FILE 386

- 1 Amend House File 386, page 4, line 34, by inserting after
- 2 the word "trailer" the following: "*of a gross weight of*
- 3 *three thousand pounds or more*".

## SENATE AMENDMENT TO HOUSE FILE 503

- 1 Amend House File 503 as follows:
- 2 1. Page 2, line 20, by striking the words "*the lands may*
- 3 *be annexed in the following*" and inserting in lieu thereof
- 4 the words "*as an alternative procedure to that established by*
- 5 *the foregoing provisions of this section, the lands may be*
- 6 *annexed in either of the following*".
- 7 2. Page 2, line 21, by striking the word "manner" and inserting
- 8 in lieu thereof the word "methods".
- 9 3. Page 2, line 26, by striking the figure "2".
- 10 4. Page 2, line 29, by striking the period and inserting
- 11 in lieu thereof "; or".
- 12 5. Page 2, line 30, by striking the figure "3" and insert-
- 13 ing in lieu thereof the figure "2".
- 14 6. Page 3, line 1, by striking "4. Thereafter" and insert-
- 15 ing in lieu thereof "3. *If either method of annexation pro-*
- 16 *vided for in subsections one (1) and two (2) of this section*
- 17 *is completed*".

## SENATE MESSAGE CONSIDERED

**Senate File 514**, a bill for an act to increase the tax on beer.

Read first time and referred to committee on **ways and means**.

## COMMUNICATION FROM THE CHIEF CLERK

The report of the Iowa Interstate Cooperation Commission, submitted to the Sixty-fourth General Assembly, is on file in the Chief Clerk's office.

## SENATE AMENDMENT RECONSIDERED

## HOUSE REFUSES TO CONCUR

(House File 236)

The House resumed consideration of **House File 236**, a bill for an act relating to the establishment of rest areas or rest area buildings on interstate highways.

Welden of Hardin, District 32, called up his motion to reconsider filed on June 16, 1971, and moved to reconsider the vote by which the House concurred in the Senate amendment to House File 236 on June 16, 1971.

A non-record roll call was requested.

The ayes were 61, nays 17.

The motion prevailed.

Drake of Muscatine, District 71, moved that the House refuse to concur in the following Senate amendment:

Amend House File 236, line 22, by inserting after the word "*seventy*" the words "*and a rest area and rest area buildings on interstate highway eighty north in Pottawattamie county near Loveland*".

Schroeder of Pottawattamie, District 54, as a substitute motion, moved that the House concur in the Senate amendment.

A non-record roll call was requested.

The ayes were 23, nays 60.

The motion lost and the House refused to concur in the Senate amendment.

#### SENATE AMENDMENTS CONSIDERED

Tieden of Clayton, District 14, called up for consideration **House File 330**, a bill for an act relating to the adoption and enforcement of departmental rules by the state conservation commission, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 330 as follows:

1. By striking lines 4 through 10, inclusive, and inserting in lieu thereof the following:

Section 1. Section one hundred six point twenty-six (106.26), Code 1971, is amended by adding the following new subsection:

8. Except as provided in special rules promulgated under the authority of this chapter, the following speed and distance regulations shall apply:

a. On all waters under the jurisdiction of the state conservation commission:

(1) No motorboat shall be operated at speeds greater than five miles per hour when within two hundred fifty feet of another craft traveling at five miles per hour or less or any sailboat at any time.

(2) Motorboats shall maintain a minimum passing or meeting distance of fifty feet when both boats are traveling at speeds greater than five miles per hour.

b. On all lakes and federal impoundments under the jurisdiction of the state conservation commission:

(1) No motorboat shall be operated at a speed exceeding five miles per hour unless vision is unobstructed at three hundred feet ahead.

(2) No motorboat shall be operated within three hundred feet of shore at a speed greater than ten miles per hour.

2. Amend the title by striking from line 1 the words "adoption

and enforcement of depart-", and by striking line 2, and inserting in lieu thereof the following: "right-of-way rules of vessel traffic."

Motion prevailed and the House concurred in the Senate amendment.

Tieden of Clayton, District 14, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 330)

The ayes were, 81:

Alt	Fisher, C. R.	Mendenhall	Scott
Anania	Freeman	Menefee	Siglin
Andersen	Gluba	Middleswart	Skinner
Bennett	Goode	Miller	Small
Bergman	Hansen	Moffitt	Sorg
Blouin	Holden	Mollett	Stanley
Bray	Husak	Nielsen	Stokes
Campbell	Jesse	Norpel	Strand
Christensen	Kehe	Nystrom	Stromer
Clark	Kelly	Patton	Strothman
Cochran	Knoblauch	Pellett	Taylor
Curtis	Knoke	Pierson	Tieden
Den Herder	Kruse	Priebe	Trowbridge
Dougherty	Larson	Radl	Waugh
Doyle	Lawson	Rex	Wells
Drake	Lipsky	Rodgers	Willits
Dunton	Logemann	Sargisson	Winkelman
Edelen	Mayberry	Schmeiser	Wirtz
Egenes	McCormick	Schroeder	Wyckoff
Ellsworth	McElroy	Schwieger	Mr. Speaker
Fischer, H. O.			

The nays were, none.

Absent or not voting, 19:

Camp	Hill	Millen	Shaw
Ewell	Johnston	Monroe	Uban
Franklin	Kennedy	Pelton	Varley
Grassley	Kinley	Roorda	Welden
Hamilton	Kreamer	Schwartz	

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

Drake of Muscatine, District 71, called up for consideration **House File 713**, a bill for an act relating to the election laws, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 713, as amended and passed by the House, as follows:

1. Page 10, by striking lines 1 through 3, inclusive, and inserting in lieu thereof the following: "Sec. 17. Every".
2. Page 10, line 8, by inserting after the word "vote" the following: ", subject to chapter forty-eight (48), if appli-

cable, and chapter forty-nine (49),”.

3. Page 10, line 13, by inserting after the word “offices.” the following:

“This section shall be printed in the session laws only, and shall not be made a permanent part of the Code of Iowa.”

4. Page 11, by adding after line 6 the following new sections:

Sec. .... Section forty-nine point four (49.4), unnumbered paragraph two (2), Code 1971, as amended by House File one hundred nineteen (119), section one (1), of the Sixty-fourth General Assembly, First Session, is amended as follows:

No election precinct shall have a total population in excess of three thousand *five hundred*, as shown by the most recent federal decennial census. Where a civil township, or the portion of a civil township outside the corporate limits of any or all cities and towns located wholly or partially within the boundaries of such township, is divided into two or more election precincts, the populations of each such precinct shall be as nearly equal as possible within the limitations of availability of suitable polling places and of reliable data on the populations of various parts of such township, and the boundaries of each precinct so established shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census. Every precinct shall be contained wholly within an existing legislative district as established by law, and where an unavoidable conflict arises between this requirement and the requirement that the populations of any two precincts shall be as nearly equal as possible the requirement that each precinct shall be contained wholly within an existing legislative district shall take precedence. The board of supervisors shall make any changes necessary to comply with this section no earlier than July first and not later than December thirty-first of each year immediately following a year in which the federal decennial census is taken, unless the general assembly by joint resolution establishes different dates for such compliance. Any or all of the publications required by section 49.11 may be made after December thirty-first if necessary.

Sec. .... Section forty-nine point five (49.5), unnumbered paragraph two (2) and subsection one (1), Code 1971, as amended by House File one hundred nineteen (119), section two (2) of the Sixty-fourth General Assembly, First Session, are amended as follows:

Election precincts shall be of as nearly equal population as possible within the limitations of reliable data on the populations of various parts of such city, and the boundaries of each precinct shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census. Every precinct shall be contained wholly within an existing legislative district. No election precinct shall have a total population in excess of three thousand *five hundred*, as shown by the most recent federal decennial census, except that:

1. If in any area of the city it is not possible to devise a contiguous precinct having a population of less than three thousand *five hundred* by the most recent federal decennial census, because one or more of the smallest population units for which census data are available are composed of noncontiguous territory, the city council may utilize other reliable and documented indicators of population distribution in establishing precincts within that area.

Sec. .... Section forty-nine point six (49.6), Code 1971, as amended by House File one hundred nineteen (119), section three (3), of the Sixty-fourth General Assembly, First Session, is amended as follows:

**49.6 POWER TO COMBINE TOWNSHIP AND CITY PRECINCTS.**  
The board

of supervisors and the council of any town or city of less than thirty-five hundred inhabitants, not including the inmates of any state institution, may combine any part of the township outside of such city with any or all the wards or precincts thereof as one election precinct, or change or abolish such precinct. No precinct so created shall have a total population in excess of three thousand five hundred, as shown by the most recent federal decennial census.

Motion prevailed and the House concurred in the Senate amendment.

Drake of Muscatine, District 71, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 713)

The ayes were, 72:

Anania	Fischer, H. O.	McElroy	Schwieger
Andersen	Fisher, C. R.	Mendenhall	Scott
Bergman	Freeman	Menefee	Shaw
Bray	Goode	Middleswart	Siglin
Camp	Grassley	Miller	Sorg
Campbell	Hansen	Moffitt	Stanley
Christensen	Husak	Mollett	Stokes
Clark	Kehe	Nielsen	Strand
Cochran	Kelly	Norpel	Stromer
Curtis	Knoblauch	Nystrom	Strothman
Den Herder	Knoke	Pellett	Taylor
Dougherty	Kruse	Pierson	Trowbridge
Doyle	Larson	Priebe	Uban
Drake	Lawson	Rex	Waugh
Dunton	Lipsky	Rodgers	Wells
Edelen	Logemann	Roorda	Winkelman
Egenes	Mayberry	Sargisson	Wyckoff
Ellsworth	McCormick	Schroeder	Mr. Speaker

The nays were, 8:

Bennett	Gluba	Schmeiser	Small
Blouin	Monroe	Skinner	Willits

Absent or not voting, 20:

Alt	Holden	Kreamer	Schwartz
Ewell	Jesse	Millen	Tieden
Franklin	Johnston	Patton	Varley
Hamilton	Kennedy	Pelton	Welden
Hill	Kinley	Radl	Wirtz

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



Kruse of O'Brien, District 4, called up for consideration **House File 573**, a bill for an act relating to fish and game licenses and fees, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 573 as follows:

1. Page 2, line 24, by striking the figure "5.00" and inserting the figure "4.00".

2. Page 3, by striking lines 37 through 39, inclusive, and inserting in lieu thereof the following:

"1. The owner of a farm unit; or

2. One member of the family of the farm owner; or".

Motion prevailed and the House concurred in the Senate amendment.

Kruse of O'Brien, District 4, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 573)

The ayes were, 65:

Alt	Holden	Moffitt	Siglin
Anania	Kehe	Mollett	Small
Andersen	Kelly	Monroe	Sorg
Bergman	Knoblauch	Nielsen	Stanley
Clark	Knoke	Norpel	Stokes
Curtis	Kreamer	Nystrom	Strand
Cochran	Kruse	Pellett	Stromer
Den Herder	Lawson	Pierson	Strothman
Dougherty	Lipsky	Radl	Tieden
Drake	Logemann	Rex	Trowbridge
Dunton	Mayberry	Rodgers	Varley
Egenes	McElroy	Roorda	Willits
Ellsworth	Mendenhall	Sargisson	Winkelman
Gluba	Menefee	Schroeder	Wirtz
Grassley	Middleswart	Schwieger	Wyckoff
Hansen	Miller	Shaw	Mr. Speaker
Hill			

The nays were, 20:

Bennett	Fisher, C. R.	Kennedy	Scott
Blouin	Freeman	Larson	Taylor
Camp	Goode	Priebe	Uban
Doyle	Husak	Schmeiser	Welden
Fischer, H. O.	Jesse	Schwartz	Wells

Absent or not voting, 15:

Bray	Ewell	Kinley	Pelton
Campbell	Franklin	McCormick	Skinner
Christensen	Hamilton	Millen	Waugh
Edelen	Johnston	Patton	

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

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

**House File 740**, a bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 740)

The ayes were, 75:

Alt	Fischer, H. O.	Middleswart	Siglin
Anania	Fisher, C. R.	Miller	Small
Andersen	Freeman	Moffitt	Stanley
Bennett	Gluba	Mollett	Stokes
Bergman	Goode	Nielsen	Strand
Blouin	Grassley	Nystrom	Stromer
Bray	Hansen	Patton	Strothman
Camp	Husak	Pelton	Taylor
Campbell	Jesse	Pierson	Tieden
Clark	Kehe	Priebe	Trowbridge
Cochran	Kreamer	Rex	Varley
Curtis	Kruse	Rodgers	Waugh
Den Herder	Lawson	Roorda	Welden
Dougherty	Lipsky	Sargisson	Wells
Doyle	Logemann	Schmeiser	Willits
Drake	McCormick	Schroeder	Winkelman
Dunton	McElroy	Schwartz	Wyckoff
Edelen	Mendenhall	Schwieger	Mr. Speaker
Ellsworth	Menefee	Shaw	

The nays were, 11:

Christensen	Monroe	Scott	Uban
Knoblauch	Pellett	Skinner	Wirtz
Knoke	Radl	Sorg	

Absent or not voting, 14:

Egenes	Hill	Kennedy	Mayberry
Ewell	Holden	Kinley	Millen
Franklin	Johnston	Larson	Norpel
Hamilton	Kelly		

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

Speaker pro tempore Millen in the chair at 11:40 a.m.

**House File 741**, a bill for an act relating to payment of general school aid to merged areas, and providing an appropriation, was taken up for consideration.

Blouin of Dubuque, District 49, offered the following Blouin, et al., amendment:

Amend House File 741, page 3, by adding after the period in line 10 the following:

"Further, no moneys appropriated by this Act shall be used for the construction, expansion, or continuation of any full junior college curriculum within the vocational-technical program or as a part of the overall program."

Blouin of Dubuque, District 49, asked and received unanimous consent to withdraw the amendment.

(House File 741 pending.)

The House was recessed until 1:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

The House resumed consideration of **House File 741**.

Kennedy of Chickasaw, District 11, offered the following Kennedy, et al., amendment and moved its adoption:

Amend House File 741, page 3, by adding the following new section: "No funds appropriated under this Act shall be used to create liberal arts programs at merged area schools which now offer only career education programs."

Roll call was requested by Kennedy of Chickasaw, District 11, and Skinner of Polk, District 60.

Rule 70 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 42:

Anania	Husak	Middleswart	Schwartz
Andersen	Jesse	Norpel	Skinner
Bennett	Johnston	Nystrom	Small
Blouin	Kelly	Patton	Stokes
Bray	Kennedy	Pellett	Strand
Curtis	Kinley	Pelton	Taylor
Fischer, H. O.	Kreamer	Pierson	Tieden
Fisher, C. R.	Larson	Priebe	Uban
Freeman	McCormick	Radl	Willits
Gluba	Mendenhall	Roorda	Winkelman
Hansen	Menefee		

The nays were, 54:

Alt	Dougherty	Goode	Lipsky
Bergman	Doyle	Hill	Logemann
Camp	Drake	Holden	Mayberry
Campbell	Dunton	Kehe	McElroy
Christensen	Edelen	Knoblauch	Millen
Clark	Egenes	Knoke	Miller
Cochran	Ellsworth	Kruse	Moffitt
Den Herder	Ewell	Lawson	Mollett

Monroe	Schroeder	Stromer	Welden
Nielsen	Scott	Strothman	Wells
Rex	Shaw	Trowbridge	Wirtz
Rodgers	Siglin	Varley	Wyckoff
Sargisson	Sorg	Waugh	Mr. Speaker
Schmeiser	Stanley		

Absent or not voting, 4:

Franklin	Grassley	Hamilton	Schwieger
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The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 741)

The ayes were, 92:

Alt	Fisher, C. R.	McCormick	Schwieger
Anania	Freeman	McElroy	Scott
Andersen	Gluba	Mendenhall	Shaw
Bennett	Goode	Menefee	Siglin
Bergman	Grassley	Middleswart	Small
Blouin	Hansen	Millen	Sorg
Bray	Hill	Miller	Stanley
Camp	Holden	Moffitt	Stokes
Campbell	Husak	Monroe	Strand
Christensen	Jesse	Nielsen	Stromer
Clark	Johnston	Norpel	Strothman
Cochran	Kehe	Nystrom	Taylor
Curtis	Kennedy	Patton	Tieden
Den Herder	Kinley	Pellet	Trowbridge
Dougherty	Knoblauch	Pelton	Varley
Doyle	Knoke	Pierson	Waugh
Drake	Kreamer	Priebe	Welden
Dunton	Kruse	Rex	Wells
Edelen	Larson	Roorda	Willits
Egenes	Lawson	Sargisson	Winkelman
Ellsworth	Lipsky	Schmeiser	Wirtz
Ewell	Logemann	Schroeder	Wyckoff
Fischer, H. O.	Mayberry	Schwartz	Mr. Speaker

The nays were, 4:

Kelly	Radl	Skinner	Uban
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Absent or not voting, 4:

Franklin	Hamilton	Mollett	Rodgers
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MOTION TO RECONSIDER

(Senate File 573)

MR. SPEAKER: I move to reconsider the vote by which Senate File 573 passed the House on June 16, 1971.

JOHN CAMP

## CONSIDERATION OF BILLS

Grassley of Butler, District 10, asked and received unanimous consent to take up for consideration **House File 744**, a bill for an act to make an appropriation to merged area I for the purpose of implementing the provisions of law requiring an area vocational attendance center.

Blouin of Dubuque, District 49, offered the following amendment from the floor filed by Blouin, et al., and moved its adoption:

Amend House File 744, page 2, by striking from line 12 the figures "\$100,000" and inserting in lieu thereof the figures "\$150,000".

Roll call was requested by Blouin of Dubuque, District 49, and Ellsworth of Dubuque, District 50.

On the question "Shall the amendment be adopted?"

The ayes were, 31:

Anania	Edelen	Mayberry	Rodgers
Bennett	Ellsworth	McCormick	Schwartz
Blouin	Ewell	Mendenhall	Skinner
Bray	Husak	Menefee	Taylor
Cochran	Johnston	Norpel	Tieden
Dougherty	Kennedy	Patton	Uban
Doyle	Kinley	Pierson	Willits
Dunton	Knoblauch	Priebe	

The nays were, 59:

Alt	Hill	Nielsen	Stanley
Bergman	Holden	Nystrom	Stokes
Camp	Kehe	Pellet	Strand
Campbell	Knoke	Pelton	Stromer
Christensen	Kruse	Radl	Strothman
Clark	Lawson	Rex	Trowbridge
Curtis	Lipsky	Roorda	Varley
Den Herder	Logemann	Sargisson	Waugh
Egenes	McElroy	Schmeiser	Welden
Fisher, C. R.	Middleswart	Schroeder	Wells
Freeman	Millen	Schwieger	Winkelman
Gluba	Miller	Scott	Wirtz
Goode	Moffitt	Siglin	Wyckoff
Grassley	Mollett	Small	Mr. Speaker
Hansen	Monroe	Sorg	

Absent or not voting, 10:

Andersen	Franklin	Kelly	Larson
Drake	Hamilton	Kreamer	Shaw
Fischer, H. O.	Jesse		

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 744)

The ayes were, 83:

Alt	Fisher, C. R.	Mayberry	Schwartz
Anania	Freeman	McCormick	Schwieger
Andersen	Gluba	McElroy	Scott
Bennett	Goode	Mendenhall	Shaw
Bergman	Grassley	Menefee	Siglin
Blouin	Hansen	Millen	Skinner
Bray	Hill	Miller	Small
Camp	Holden	Mollett	Stromer
Christensen	Husak	Monroe	Taylor
Clark	Jesse	Nielsen	Tieden
Cochran	Johnston	Norpel	Trowbridge
Curtis	Kelly	Nystrom	Uban
Den Herder	Kennedy	Patton	Varley
Dougherty	Kinley	Pelton	Waugh
Doyle	Knoblauch	Priebe	Wells
Dunton	Knoke	Rex	Willits
Edelen	Kruse	Rodgers	Winkelman
Egenes	Larson	Roorda	Wirtz
Ellsworth	Lawson	Sargisson	Wyckoff
Ewell	Lipsky	Schmeiser	Mr. Speaker
Fischer, H. O.	Logemann	Schroeder	

The nays were, 13:

Campbell	Pellett	Sorg	Strand
Kehe	Pierson	Stanley	Strothman
Kreamer	Radl	Stokes	Welden
Moffitt			

Absent or not voting, 4:

Drake	Franklin	Hamilton	Middleswart
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Varley of Adair, District 84, asked and received unanimous consent to take up for consideration **House File 742**, a bill for an act to authorize and direct the issuance of a patent to certain real estate by the governor and secretary of state to the United States of America.

Tieden of Clayton, District 14, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 742)

The ayes were, 88:

Alt	Clark	Fischer, H. O.	Jesse
Anania	Cochran	Fisher, C. R.	Johnston
Andersen	Curtis	Freeman	Kehe
Bennett	Den Herder	Gluba	Kelly
Bergman	Dougherty	Goode	Kennedy
Blouin	Doyle	Grassley	Knoblauch
Bray	Dunton	Hansen	Knoke
Camp	Edelen	Hill	Kruse
Campbell	Egenes	Holden	Lawson
Christensen	Ewell	Husak	Logemann

Mayberry	Nystrom	Schwartz	Strothman
McCormick	Patton	Schwieger	Taylor
McElroy	Pellett	Scott	Tieden
Mendenhall	Pelton	Shaw	Trowbridge
Menefee	Pierson	Siglin	Waugh
Millen	Priebe	Skinner	Welden
Miller	Radl	Small	Wells
Moffitt	Rex	Sorg	Willits
Mollett	Rodgers	Stanley	Winkelman
Monroe	Roorda	Stokes	Wirtz
Nielsen	Sargisson	Strand	Wyckoff
Norpel	Schmeiser	Stromer	Mr. Speaker

The nays were, 2:

Larson                      Uban

Absent or not voting, 10:

Drake	Hamilton	Lipsky	Schroeder
Ellsworth	Kinley	Middleswart	Varley
Franklin	Kreamer		

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

Speaker pro tempore Millen in the chair at 3:32 p.m.

#### SENATE FILE 573 RECONSIDERED

Camp of Clinton, District 73, called up for consideration his motion to reconsider and moved to reconsider the vote by which **Senate File 573**, a bill for an act to appropriate from the primary road fund to the state highway commission, passed the House on June 16, 1971.

A non-record roll call was requested.

The ayes were 81, nays none.

The motion prevailed.

Camp of Clinton, District 73, moved that the vote by which **Senate File 573** was placed on its last reading be reconsidered.

The motion prevailed.

Camp of Clinton, District 73, offered the following amendment from the floor and moved its adoption:

Amend Senate File 573, as amended, passed, and re-printed by the Senate, as follows:

Page 6, by adding after line 5 the following new section:

Sec. 10. Chapter three hundred seven (307), Code 1971, is amended by adding the following new section:

"No employee of the state highway commission subject to the provisions of chapter nineteen A (19A) of the Code who is hired on or after July 1, 1971, shall be entitled

to longevity pay. The provisions of this section shall not apply to any employee of the state highway commission subject to chapter nineteen A (19A) of the Code who has been employed prior to July 1, 1971, and whose employment continues after June 30, 1971. Any employee of the state highway commission subject to chapter nineteen A (19A) of the Code whose employment is terminated on or after July 1, 1971, shall, if reemployed by the state highway commission, forfeit any right he may have to longevity pay."

The amendment was adopted.

Camp of Clinton, District 73, offered the following amendment from the floor and moved its adoption:

Amend the title to Senate File 573, line 2, by inserting after the word "commission" the following:

" , and relating to employees of the state highway commission under the state merit system."

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 573)

The ayes were, 93:

Alt	Freeman	McElroy	Schwieger
Anania	Gluba	Mendenhall	Scott
Andersen	Goode	Menefee	Shaw
Bennett	Grassley	Middleswart	Siglin
Bergman	Hansen	Miller	Skinner
Blouin	Harbor	Moffitt	Small
Bray	Hill	Mollett	Sorg
Camp	Holden	Monroe	Stanley
Campbell	Jesse	Nielsen	Stokes
Christensen	Johnston	Norpel	Strand
Clark	Kehe	Nystrom	Strothman
Cochran	Kelly	Patton	Taylor
Curtis	Kennedy	Pellett	Tieden
Den Herder	Kinley	Pierson	Trowbridge
Dougherty	Knoblauch	Priebe	Waugh
Doyle	Knoke	Radl	Welden
Drake	Kreamer	Rex	Wells
Dunton	Kruse	Rodgers	Willits
Edelen	Larson	Roorda	Winkelman
Egenes	Lawson	Sargisson	Wirtz
Ellsworth	Lipsky	Schmeiser	Wyckoff
Ewell	Logemann	Schroeder	Mr. Speaker
Fischer, H. O.	Mayberry	Schwartz	(Millen)
Fisher, C. R.	McCormick		

The nays were, 1:

Uban



Absent or not voting, 6:

Franklin	Husak	Stromer	Varley
Hamilton	Pelton		

The bill having received a constitutional majority was declared to have been repassed by the House and the title as amended was agreed to.

#### APPROPRIATIONS CALENDAR

**Senate File 556**, a bill for an act creating and making an appropriation to the executive council general contingent fund, with report of committee recommending amendment and passage, was taken up for consideration.

Camp of Clinton, District 73, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend Senate File 556, as passed by the Senate, as follows:

1. Page 2, by inserting after the period in line 16 the following: "The executive council shall not spend any money out of the contingent fund while the legislature is in session."

2. Page 2, lines 22 and 23, by striking the words and figures "three hundred thousand (300,000)" and inserting in lieu thereof the following: "two hundred thousand (200,000)".

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 556)

The ayes were, 89:

Alt	Fisher, C. R.	McCormick	Schwartz
Anania	Freeman	McElroy	Schwieger
Andersen	Gluba	Mendenhall	Scott
Bennett	Goode	Menefee	Shaw
Bergman	Grassley	Middleswart	Skinner
Blouin	Hansen	Miller	Small
Bray	Harbor	Moffitt	Sorg
Camp	Hill	Mollett	Stanley
Campbell	Holden	Monroe	Stokes
Christensen	Husak	Nielsen	Strand
Clark	Jesse	Norpel	Strothman
Cochran	Johnston	Nystrom	Taylor
Curtis	Kehe	Patton	Tieden
Den Herder	Kelly	Pellett	Trowbridge
Dougherty	Kennedy	Pierson	Waugh
Doyle	Knoblauch	Priebe	Welden
Drake	Knoke	Rex	Wells
Dunton	Kreamer	Rodgers	Willits
Edelen	Kruse	Roorda	Winkelman
Egenes	Larson	Sargisson	Wyckoff
Ellsworth	Lawson	Schmeiser	Mr. Speaker
Ewell	Lipsky	Schroeder	(Millen)
Fischer, H. O.	Logemann		

The nays were, 1:

Uban

Absent or not voting, 10:

Franklin	Mayberry	Siglin	Varley
Hamilton	Pelton	Stromer	Wirtz
Kinley	Radl		

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

#### ADOPTION OF CONFERENCE COMMITTEE REPORT

(Senate File 544)

Lipsky of Linn, District 46, called up for consideration **Senate File 544**, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, as follows:

#### REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 544

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 544, a bill for an act making an appropriation from the general fund of the state to the commission on alcoholism, respectfully submit the following recommendations:

1. That the House of Representatives recede from its amendment.
2. That Senate File 544, as amended and passed by the Senate, be amended, page 2, line 25, by striking the word "ten" and inserting in lieu thereof the word "fifteen".

On the part of the Senate:

QUENTIN V. ANDERSON, Chairman  
GEORGE F. MILLIGAN  
TOM RILEY  
C. JOSEPH COLEMAN

On the part of the House:

JOAN LIPSKY, Chairman  
ELMER H. DEN HERDER  
ELIZABETH SHAW  
ED SKINNER

Lipsky of Linn, District 46, moved the adoption of the conference committee report and all amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Lipsky of Linn, District 46, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 544)

## The ayes were, 83:

Alt	Fischer, H. O.	Mendenhall	Schwieger
Andersen	Fisher, C. R.	Menefee	Scott
Bennett	Freeman	Middleswart	Shaw
Bergman	Gluba	Miller	Siglin
Blouin	Goode	Moffitt	Skinner
Bray	Grassley	Mollett	Sorg
Camp	Hansen	Monroe	Stanley
Campbell	Harbor	Nielsen	Stokes
Christensen	Holden	Norpel	Strand
Clark	Husak	Nystrom	Strothman
Cochran	Kehe	Patton	Taylor
Curtis	Kelly	Pellett	Tieden
Den Herder	Knoblauch	Pierson	Trowbridge
Dougherty	Knoke	Priebe	Waugh
Doyle	Kruse	Rex	Welden
Drake	Lawson	Rodgers	Wells
Dunton	Lipsky	Roorda	Willits
Edelen	Logemann	Sargisson	Winkelman
Egenes	Mayberry	Schmeiser	Wyckoff
Ellsworth	McCormick	Schroeder	Mr. Speaker
Ewell	McElroy	Schwartz	(Millen)

## The nays were, 9:

Anania	Johnston	Kreamer	Small
Hill	Kennedy	Radl	Uban
Jesse			

## Absent or not voting, 8:

Franklin	Kinley	Pelton	Varley
Hamilton	Larson	Stromer	Wirtz

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

## UNFINISHED BUSINESS

The House resumed consideration of **Senate File 576**, a bill for an act making an appropriation from the general fund of the State of Iowa to various state departments and their divisions, and transferring and appropriating from certain departmental funds.

Fisher of Greene, District 56, offered the following amendment from the floor, filed by him and Lawson of Cerro Gordo, District 17, and Camp of Clinton, District 73, and moved its adoption:

Amend Senate File 576 as follows:

1. Page 13, by inserting after line 1 the following new section:

"Sec. 2. Chapter nineteen A (19A), Code 1971, is amended by adding the following new section:

'No state employee subject to the provisions of this chapter shall be entitled to longevity pay except those employees granted longevity pay pursuant to section ten (10) of Senate File five hundred seventy-three (573), Acts of the Sixty-fourth General Assembly, First Session.'"

2. Renumber the remaining sections.

The amendment was adopted.

Fisher of Greene, District 56, asked and received unanimous consent to withdraw the Fisher-Lawson amendment filed on June 15, 1971, and found on page 2068 of the House Journal.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 576)

The ayes were, 79:

Alt	Freeman	McElroy	Schwartz
Anania	Gluba	Mendenhall	Scott
Andersen	Goode	Menefee	Shaw
Bergman	Grassley	Middleswart	Siglin
Camp	Hansen	Moffitt	Sorg
Campbell	Harbor	Mollett	Stanley
Christensen	Hill	Nielsen	Stokes
Clark	Holden	Norpel	Strand
Curtis	Husak	Nystrom	Stromer
Den Herder	Kehe	Patton	Strothman
Dougherty	Kelly	Pellet	Tieden
Doyle	Kinley	Pelton	Trowbridge
Drake	Knoblauch	Pierson	Waugh
Dunton	Knoke	Priebe	Wells
Edelen	Kreamer	Rex	Willits
Egenes	Kruse	Rodgers	Winkelman
Ellsworth	Lawson	Roorda	Wirtz
Ewell	Lipsky	Sargisson	Wyckoff
Fischer, H. O.	Logemann	Schmeiser	Mr. Speaker
Fisher, C. R.	Mayberry	Schroeder	(Millen)

The nays were, 12:

Blouin	Johnston	McCormick	Small
Bray	Kennedy	Monroe	Taylor
Jesse	Larson	Radl	Uban

Absent or not voting, 9:

Bennett	Hamilton	Schwieger	Varley
Cochran	Miller	Skinner	Welden
Franklin			

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

#### REPORTS OF COMMITTEES

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 581**, a bill for an act to make an appropriation from the general fund of the state to the executive council for a training facility for family practitioners at Broadlawns Polk County Hospital, begs leave to report it

has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

Also:

MR. SPEAKER: Your committee on appropriations, to whom was referred **Senate File 582**, a bill for an act to appropriate from the general fund of the state to the department of public instruction for driver's training aid and providing for administrative expenses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 582, as passed by the Senate, page 2, line 45, by striking the word "Two" and inserting in lieu thereof the words "[Two] Four".

JOHN CAMP, Chairman

Den Herder of Sioux, District 1, from the committee on ways and means, submitted the following reports:

MR. SPEAKER: Your committee on ways and means, to whom was referred **Senate File 514**, a bill for an act to increase the tax on beer, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER DEN HERDER, Chairman

Also:

MR. SPEAKER: Your committee on ways and means, to whom was referred **Senate File 574**, a bill for an act relating to the remittance of sales and use tax receipts to the department of revenue, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ELMER DEN HERDER, Chairman

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended House amendment to, concurred in House amendment as amended, and passed:

Senate File 565, a bill for an act appropriating to the department of social services and divisions thereof.

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

Senate File 584, a bill for an act appropriating funds for capital improvements and purchases of land for institutions under the board of regents.

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

Senate File 585, a bill for an act relating to the costs of auditing the accounts of the area schools.

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

Senate File 586, a bill for an act appropriating to the state board of regents to reimburse state educational institutions.

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

Senate File 587, a bill for an act appropriating to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues.

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

Senate File 588, a bill for an act appropriating to the state board of regents to replace building space.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 709, a bill for an act appropriating to the department of public instruction.

CARROLL A. LANE, Secretary

SENATE AMENDMENT TO THE HOUSE AMENDMENT  
TO SENATE FILE 565

- 1 Amend the House amendment to Senate File 565, by striking  
2 all of Division IV, lines 6 through 19, inclusive.

SENATE AMENDMENT TO HOUSE FILE 709

- 1 Amend House File 709 as follows:  
2 1. Page 3, by striking all of line 4 and inserting in lieu  
3 thereof the following:  
4 "Secondary Schools:                                 \$1,725,000.00     \$1,725,000.00"  
5 2. Page 3, by striking all of line 7 and inserting in lieu thereof  
6 the following:  
7 "tion:                                                 6,900,000.00         6,900,000.00"  
8 3. Page 3, by striking all of line 12 and inserting in lieu thereof  
9 the following:  
10 "laneous purposes:                                 \$1,100,000.00         \$1,100,000.00"  
11 4. Page 3, by adding the following new sections after line 12.  
12 "Sec. .... There is appropriated to the department of  
13 public instruction from the general fund of the state for  
14 the biennium beginning July 1, 1971 and ending June 30, 1973,  
15 the sum of thirty thousand (30,000) dollars, or so much thereof  
16 as may be necessary for the use of the professional teaching  
17 practices commission to carry out the provisions of chapter  
18 two hundred seventy-two A (272A) of the Code.  
19 "Sec. .... Section two hundred sixty point fourteen  
20 (260.14), Code 1971, is amended as follows:  
21 260.14 FEES FOR RENEWAL. The fee for the issuance  
22 or the [term] renewal of any certificate shall be [two]  
23 fifteen dollars. [The fee for life renewal shall be five  
24 dollars.]"  
25 5. By amending the title, page 1, line 2, by inserting before  
26 the period the words "and relating to renewal fees for

27 certificates".

28 6. By renumbering the sections to conform with this amendment.

#### SENATE MESSAGES CONSIDERED

**Senate File 584**, a bill for an act to appropriate funds from the general fund of the state of Iowa for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, land purchases, replacements, or alterations, and providing for joint control of the expenditure thereof by the board of regents, the governor, and the state comptroller.

Read first time and referred to committee on **appropriations**.

**Senate File 585**, a bill for an act relating to the costs of auditing the accounts of the area schools.

Read first time and referred to committee on **appropriations**.

**Senate File 586**, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.

Read first time and referred to committee on **appropriations**.

**Senate File 587**, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.

Read first time and referred to committee on **appropriations**.

**Senate File 588**, a bill for an act to provide an appropriation from the general fund of the state of Iowa to the state board of regents to replace building space and equipment lost through fire at the University of Northern Iowa.

Read first time and referred to committee on **appropriations**.

#### SENATE AMENDMENT CONSIDERED

Wagh of Monona, District 27, asked and received unanimous consent to take up for consideration **House File 386**, a bill for an act relating to travel trailers, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 386, page 4, line 34, by inserting after the word "trailer" the following: "of a gross weight of three thousand pounds or more".

Motion prevailed and the House concurred in the Senate amendment.

Waugh of Monona, District 27, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 386)

The ayes were, 83:

Alt	Fisher, C. R.	Menefee	Shaw
Andersen	Goode	Middleswart	Skinner
Bennett	Hansen	Miller	Sorg
Bergman	Harbor	Moffitt	Stanley
Blouin	Hill	Mollett	Stokes
Bray	Holden	Nielsen	Strand
Camp	Husak	Nystrom	Stromer
Campbell	Jesse	Patton	Strothman
Christensen	Kinley	Pellett	Taylor
Clark	Knoblauch	Pelton	Tieden
Cochran	Knoke	Pierson	Trowbridge
Curtis	Kreamer	Radl	Varley
Dougherty	Kruse	Rex	Waugh
Doyle	Larson	Rodgers	Welden
Drake	Lawson	Roorda	Wells
Dunton	Lipsky	Sargisson	Willits
Edelen	Logemann	Schmeiser	Winkelman
Egenes	Mayberry	Schroeder	Wirtz
Ellsworth	McCormick	Schwartz	Wyckoff
Ewell	McElroy	Schwieger	Mr. Speaker
Fischer, H. O.	Mendenhall	Scott	(Millen)

The nays were, 5:

Gluba	Kennedy	Small	Uban
Johnston			

Absent or not voting, 12:

Anania	Freeman	Kehe	Norpel
Den Herder	Grassley	Kelly	Priebe
Franklin	Hamilton	Monroe	Siglin

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

#### APPROPRIATIONS CALENDAR

Schroeder of Pottawattamie, District 54, asked and received unanimous consent to take up for consideration **Senate File 572**, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation.



Schroeder of Pottawattamie, District 54, offered the following amendment filed by the committee on appropriations:

Amend Senate File 572, as passed by the Senate and reprinted, as follows:

1. Page 2, by inserting after line 9 the following:

"Funds appropriated to the budget and financial control committee shall be administered by the budget and financial control committee and allocations from the fund may be made only for the following:

1. Compensation and expenses of the members of the budget and financial control committee authorized by section two point forty-five (2.45) of the Code.

2. Payment of obligations incurred under the provisions of subsection six (6) of section two point forty-four (2.44) and section two point forty-six (2.46) of the Code.

3. Salaries for additional employees or staff for state agencies, departments, boards, and commissions upon a showing of the need for additional employees or staff to carry out currently funded programs. Request for funds under this subsection shall be reviewed by the legislative fiscal director who shall report his recommendations and findings to the budget and financial control committee.

2. Page 2, line 21, by inserting after the word "council" the following: "*and the budget and financial control committee*".

3. Page 2, line 26, by inserting after the word "council" the following: "*and the budget and financial control committee*".

4. Page 2, line 29, by striking the words "the general fund of the state" and inserting in lieu thereof the words "[the general fund of the state] *a special trust fund to be held in such fund for the department of social services until the general assembly appropriates such funds*".

5. Page 2, by inserting after line 35 the following new sections:

"Sec. 4. CAPITAL IMPROVEMENTS. Before expending any funds for the construction of new buildings, repairs, improvements, replacements, or alterations, or any other capital expenditures, the contracts, plans and specifications, or plan of operation for improvements, shall be submitted to the budget and financial control committee. If the budget and financial control committee does not approve of the expenditure as being in the best interests of the state, the funds shall not be expended. Change orders need not be submitted for approval unless the change order would increase the total cost of the project.

Sec. 5. Section two hundred sixty-two point nine (262.9), subsection five (5), Code 1971, is amended as follows:

5. With the approval of the executive council, acquire real estate for the proper uses of said institu-

tions, and dispose of real estate belonging to said institutions when not necessary for their purposes. A disposal of such real estate shall be made upon such terms, conditions and consideration as the board may recommend and subject to the approval of the executive council and the budget and financial control committee. [If real estate subject to sale hereunder has been purchased or acquired from appropriated funds, the] *The* proceeds of such sale shall be deposited with the treasurer of state and credited to [the general fund of the state] *a special trust fund to be held in such fund for the board of regents until the general assembly appropriates such funds.* [There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of regents which, with the prior approval of the executive council, may be used to purchase other real estate and buildings, and for the construction and alteration of buildings, and other capital improvements.] All transfers shall be by state patent in the manner provided by law."

Ewell of Black Hawk, District 39, offered the following amendment to the committee amendment:

Amend the committee amendment to Senate File 572 as follows:

- (1) By striking line 16 through line 23.
- (2) By striking line 24 through line 29.
- (3) By striking line 38 through line 48.
- (4) By striking from line 59 and line 60 the words "and the budget and financial control committee."

Ewell of Black Hawk, District 39, asked and received unanimous consent to withdraw amendment 1 of his amendment.

Ewell of Black Hawk, District 39, moved the adoption of amendments 2, 3 and 4 of his amendment.

Roll call was requested by Ewell of Black Hawk, District 39, and Uban of Black Hawk, District 38.

On the question "Shall amendments 2, 3 and 4 be adopted?"

The ayes were, 37:

Blouin	Hill	McCormick	Schwartz
Bray	Husak	Norpel	Scott
Christensen	Jesse	Patton	Siglin
Cochran	Johnston	Pelton	Skinner
Dougherty	Kennedy	Pierson	Small
Doyle	Kinley	Priebe	Stokes
Egenes	Larson	Rodgers	Uban
Ewell	Lipsky	Sargisson	Wells
Gluba	Mayberry	Schmeiser	Willits
Goode			

The nays were, 51:

Alt	Grassley	Miller	Strand
Andersen	Harbor	Moffitt	Stromer
Bergman	Holden	Mollett	Strothman
Camp	Kehe	Nielsen	Taylor
Campbell	Knoblauch	Nystrom	Tieden
Curtis	Knoke	Pellett	Trowbridge
Den Herder	Kreamer	Radl	Waugh
Drake	Kruse	Rex	Welden
Dunton	Lawson	Roorda	Winkelman
Edelen	Logemann	Schroeder	Wirtz
Ellsworth	McElroy	Shaw	Wyckoff
Fischer, H. O.	Mendenhall	Sorg	Mr. Speaker
Fisher, C. R.	Menefee	Stanley	(Millen)

Absent or not voting, 12:

Anania	Franklin	Hansen	Monroe
Bennett	Freeman	Kelly	Schwieger
Clark	Hamilton	Middleswart	Varley

The amendments 2, 3 and 4 lost.

Schroeder of Pottawattamie, District 54, moved the adoption of the committee amendment.

The committee amendment was adopted.

Hansen of Black Hawk, District 37, offered the following amendment filed by him and moved its adoption:

Amend Senate File 572, as amended, passed, and reprinted by the Senate, as follows:

1. Page 3, by inserting after line 12 the following new section:

"Sec. 5. Section two point forty-seven (2.47), Code 1971, is amended by adding the following new subsection:

'Prepare and submit to each member of the general assembly, not later than the fifteenth day of each month, a detailed report of the current status of state revenue income and departmental expenditures. The report shall contain a comparison of the revenue income and departmental expenditures for the same period during each of the two preceding fiscal bienniums. The budget and financial control committee shall approve the style and format of the report.'"

2. Amend the title, page 1, line 1, by inserting after the word "powers" the words "and duties".

Roll call was requested by Hansen of Black Hawk, District 37, and Waugh of Monona, District 27.

On the question "Shall the amendment be adopted?"

The ayes were, 70:

Alt	Christensen	Dougherty	Egenes
Andersen	Clark	Doyle	Ellsworth
Blouin	Cochran	Dunton	Ewell
Bray	Curtis	Edelen	Fischer, H. O.

Goode	Lawson	Rex	Stromer
Grassley	Lipsky	Rodgers	Taylor
Hansen	Logemann	Sargisson	Tieden
Harbor	McCormick	Schmeiser	Trowbridge
Hill	Middleswart	Schroeder	Uban
Husak	Mollett	Schwartz	Waugh
Jesse	Norpel	Schwieger	Welden
Johnston	Nystrom	Scott	Wells
Kelly	Patton	Shaw	Willits
Kennedy	Pellett	Siglin	Winkelman
Kinley	Pelton	Skinner	Wyckoff
Knoblauch	Pierson	Small	Mr. Speaker
Knoke	Priebe	Stanley	(Millen)
Kreamer	Radl	Stokes	

## The nays were, 20:

Bergman	Fisher, C. R.	Mendenhall	Roorda
Camp	Kruse	Menefee	Sorg
Campbell	Larson	Miller	Strand
Den Herder	Mayberry	Moffitt	Strothman
Drake	McElroy	Nielsen	Varley

## Absent or not voting, 10:

Anania	Freeman	Holden	Monroe
Bennett	Gluba	Kehe	Wirtz
Franklin	Hamilton		

The amendment was adopted.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 572)

## The ayes were, 80:

Alt	Goode	Middleswart	Shaw
Andersen	Grassley	Miller	Siglin
Bergman	Hansen	Moffitt	Sorg
Blouin	Harbor	Mollett	Stanley
Camp	Hill	Norpel	Stokes
Campbell	Holden	Nystrom	Strand
Christensen	Husak	Pellett	Stromer
Clark	Kinley	Pelton	Strothman
Cochran	Knoblauch	Pierson	Taylor
Curtis	Knoke	Priebe	Tieden
Den Herder	Kreamer	Radl	Trowbridge
Dougherty	Kruse	Rex	Varley
Doyle	Lawson	Rodgers	Waugh
Drake	Lipsky	Roorda	Welden
Dunton	Logemann	Sargisson	Wells
Edelen	Mayberry	Schmeiser	Willits
Egenes	McCormick	Schroeder	Winkelman
Ellsworth	McElroy	Schwartz	Wyckoff
Fischer, H. O.	Mendenhall	Schwieger	Mr. Speaker
Fisher, C. R.	Menefee	Scott	(Millen)
Freeman			

## The nays were, 9:

Ewell	Johnston	Larson	Small
Gluba	Kennedy	Skinner	Uban
Jesse			

Absent or not voting, 11:

Anania	Franklin	Kelly	Patton
Bennett	Hamilton	Monroe	Wirtz
Bray	Kehe	Nielsen	

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

#### SENATE AMENDMENT CONSIDERED

#### HOUSE REFUSES TO CONCUR (House File 182)

Holden of Scott, District 75, called up for consideration **House File 182**, a bill for an act providing a relocation advisory assistance program and relocation payments to persons displaced by highway projects, amended by the Senate, and moved that the House refuse to concur in the following Senate amendment:

- 1 Amend House File 182, as amended, passed and reprinted by the
- 2 House, as follows:
- 3 1. Page 5, by striking in lines 10 and 11 the words "the
- 4 commission is satisfied that".
- 5 2. Page 5, by striking in line 23 the words "as the commission
- 6 determines to be" and inserting in lieu thereof the following:
- 7 "which is".

Motion prevailed and the House refused to concur in the Senate amendment.

#### SENATE AMENDMENT CONSIDERED

Waugh of Monona, District 27, asked and received unanimous consent to take up for consideration **House File 503**, a bill for an act relating to levee and drainage districts, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 503 as follows:

1. Page 2, line 20, by striking the words "*the lands may be annexed in the following*" and inserting in lieu thereof the words "*as an alternative procedure to that established by the foregoing provisions of this section, the lands may be annexed in either of the following*".
2. Page 2, line 21, by striking the word "*manner*" and inserting in lieu thereof the word "*methods*".
3. Page 2, line 26, by striking the figure "*2*".
4. Page 2, line 29, by striking the period and inserting in lieu thereof "*; or*".
5. Page 2, line 30, by striking the figure "*3*" and inserting in lieu thereof the figure "*2*".
6. Page 3, line 1, by striking "*4. Thereafter*" and inserting in lieu thereof "*3. If either method of annexation provided for in subsections one (1) and two (2) of this section is completed*".

Motion prevailed and the House concurred in the Senate amendment.

Wagh of Monona, District 27, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 503)

The ayes were, 80:

Alt	Hill	Moffitt	Small
Andersen	Holden	Mollett	Sorg
Bennett	Husak	Nielsen	Stanley
Bergman	Jesse	Patton	Stokes
Blouin	Johnston	Pellett	Strand
Camp	Kehe	Pierson	Stromer
Campbell	Kennedy	Priebe	Strothman
Clark	Kinley	Radl	Taylor
Cochran	Kreamer	Rex	Tieden
Curtis	Kruse	Rodgers	Trowbridge
Dougherty	Lawson	Roorda	Uban
Doyle	Lipsky	Sargisson	Wagh
Edelen	Logemann	Schmeiser	Welden
Ellsworth	Mayberry	Schroeder	Wells
Ewell	McCormick	Schwartz	Willits
Fisher, C. R.	McElroy	Schwieger	Winkelman
Gluba	Mendenhall	Scott	Wirtz
Goode	Menefee	Shaw	Wyckoff
Grassley	Middleswart	Siglin	Mr. Speaker
Hansen	Miller	Skinner	(Millen)
Harbor			

The nays were, none.

Absent or not voting, 20:

Anania	Dunton	Hamilton	Monroe
Bray	Egenes	Kelly	Norpel
Christensen	Fischer, H. O.	Knoblauch	Nystrom
Den Herder	Franklin	Knoke	Pelton
Drake	Freeman	Larson	Varley

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

#### APPROPRIATIONS CALENDAR

Grassley of Butler, District 10, asked and received unanimous consent to take up for consideration **Senate File 577**, a bill for an act to make an appropriation to the department of public instruction for reimbursements to school districts and county boards of education, with report of committee recommending passage, was taken up for consideration.

Kennedy of Chickasaw, District 11, offered the following amendment filed by him and moved its adoption:

- 1 Amend Senate File 577, page 2, line 21, by
- 2 striking the figures "\$3,700,000" and "\$3,700,000",
- 3 and inserting in lieu thereof "\$6,000,000" and
- 4 "\$6,000,000".

Roll call was requested by Kennedy of Chickasaw, District 11, and Ewell of Black Hawk, District 39.

On the question "Shall the amendment be adopted?"

The ayes were, 26:

Blouin	Johnston	Norpel	Schwartz
Doyle	Kennedy	Patton	Scott
Dunton	Kinley	Priebe	Skinner
Ewell	Knoblauch	Rodgers	Small
Gluba	Larson	Sargisson	Uban
Husak	McCormick	Schmeiser	Willits
Jesse	Middleswart		

The nays were, 56:

Alt	Harbor	Moffitt	Stokes
Andersen	Hill	Mollett	Strand
Bergman	Holden	Nielsen	Stromer
Camp	Kehe	Nystrom	Strothman
Campbell	Knoke	Pellett	Tieden
Clark	Kreamer	Pelton	Trowbridge
Dougherty	Kruse	Radl	Varley
Drake	Lawson	Rex	Welden
Edelen	Lipsky	Roorda	Wells
Egenes	Logemann	Schroeder	Winkelman
Ellsworth	McElroy	Schwieger	Wirtz
Fischer, H. O.	Mendenhall	Shaw	Wyckoff
Fisher, C. R.	Menefee	Sorg	Mr. Speaker
Goode	Miller	Stanley	(Millen)
Grassley			

Absent or not voting, 18:

Anania	Curtis	Hansen	Pierson
Bennett	Den Herder	Kelly	Siglin
Bray	Franklin	Mayberry	Taylor
Christensen	Freeman	Monroe	Waugh
Cochran	Hamilton		

The amendment lost.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 577)

The ayes were, 82:

Alt	Camp	Dougherty	Ewell
Andersen	Campbell	Drake	Fisher, C. R.
Bennett	Clark	Dunton	Gluba
Bergman	Cochran	Edelen	Goode
Blouin	Curtis	Egenes	Grassley
Bray	Doyle	Ellsworth	Hansen

Harbor	McElroy	Rex	Strothman
Hill	Mendenhall	Rodgers	Taylor
Holden	Menefee	Roorda	Tieden
Johnston	Middleswart	Schmeiser	Trowbridge
Kehe	Miller	Schroeder	Varley
Kinley	Moffitt	Schwartz	Waugh
Knoblauch	Mollett	Schwieger	Welden
Knoke	Nielsen	Scott	Wells
Kreamer	Norpel	Shaw	Willits
Kruse	Nystrom	Siglin	Winkelman
Larson	Patton	Small	Wirtz
Lawson	Pellett	Stanley	Wyckoff
Lipsky	Pelton	Stokes	Mr. Speaker
Mayberry	Pierson	Strand	(Millen)
McCormick	Priebe	Stromer	

The nays were, 7:

Husak	Kennedy	Skinner	Uban
Jesse	Radl	Sorg	

Absent or not voting, 11:

Anania	Fischer, H. O.	Hamilton	Monroe
Christensen	Franklin	Kelly	Sargisson
Den Herder	Freeman	Logemann	

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

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to take up **Senate File 579**, a bill for an act making an appropriation to the supreme court and district courts, with report of committee recommending passage, was taken up for consideration.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 579)

The ayes were, 89:

Alt	Ewell	Kruse	Pelton
Andersen	Fischer, H. O.	Larson	Pierson
Bennett	Fisher, C. R.	Lawson	Priebe
Bergman	Gluba	Lipsky	Radl
Blouin	Goode	Mayberry	Rex
Bray	Grassley	McCormick	Rodgers
Camp	Hansen	McElroy	Roorda
Campbell	Hill	Mendenhall	Sargisson
Clark	Holden	Menefee	Schmeiser
Cochran	Husak	Middleswart	Schroeder
Curtis	Jesse	Miller	Schwartz
Dougherty	Johnston	Moffitt	Schwieger
Doyle	Kehe	Mollett	Scott
Drake	Kennedy	Nielsen	Shaw
Dunton	Kinley	Norpel	Siglin
Edelen	Knoblauch	Nystrom	Skinner
Egenes	Knoke	Patton	Small
Ellsworth	Kreamer	Pellett	Sorg



Stanley	Taylor	Welden	Wirtz
Stokes	Tieden	Wells	Wyckoff
Strand	Trowbridge	Willits	Mr. Speaker
Stromer	Varley	Winkelman	(Millen)
Strothman	Waugh		

The nays were, 1:

Uban

Absent or not voting, 10:

Anania	Franklin	Harbor	Logemann
Christensen	Freeman	Kelly	Monroe
Den Herder	Hamilton		

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

Grassley of Butler, District 10, asked and received unanimous consent to take up for consideration **Senate File 581**, a bill for an act to make an appropriation from the general fund of the state to the executive council for a training facility for family practitioners at Broadlawns Polk County Hospital, with report of committee recommending passage, was taken up for consideration.

Grassley of Butler, District 10, moved that the bill be read a last now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 581)

The ayes were, 88:

Alt	Hansen	Miller	Siglin
Andersen	Harbor	Moffitt	Skinner
Bergman	Hill	Mollett	Small
Blouin	Holden	Nielsen	Sorg
Bray	Husak	Norpel	Stanley
Camp	Jesse	Nystrom	Stokes
Campbell	Johnston	Patton	Strand
Clark	Kehe	Pellett	Stromer
Cochran	Kennedy	Pelton	Strothman
Curtis	Knoblauch	Pierson	Taylor
Den Herder	Knoke	Priebe	Tieden
Dougherty	Kreamer	Radl	Trowbridge
Doyle	Kruse	Rex	Varley
Drake	Larson	Rodgers	Waugh
Dunton	Lawson	Roorda	Welden
Edelen	Lipsky	Sargisson	Wells
Egenes	Logemann	Schmeiser	Willits
Ellsworth	Mayberry	Schroeder	Winkelman
Fischer, H. O.	McElroy	Schwartz	Wirtz
Fisher, C. R.	Mendenhall	Schwieger	Wyckoff
Gluba	Menefee	Scott	Mr. Speaker
Goode	Middleswart	Shaw	(Millen)
Grassley			

The nays were, 1:

Uban

Absent or not voting, 11:

Anania	Ewell	Hamilton	McCormick
Bennett	Franklin	Kelly	Monroe
Christensen	Freeman	Kinley	

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

#### SENATE AMENDMENT CONSIDERED

Lipsky of Linn, District 46, asked and received unanimous consent to take up for consideration **Senate File 565**, a bill for an act making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof, amended by the House, further amended by the Senate and concurred in by the Senate, and moved that House concur in the Senate amendment to the House amendment, as follows:

- 1 Amend the House amendment to Senate File 565, by striking
- 2 all of Division IV, lines 6 through 19, inclusive.

Roll call was requested by Lipsky of Linn, District 46, and Shaw of Scott, District 78.

Rule 70 was invoked.

On the question "Shall the House concur in the Senate amendment to the House amendment?"

The ayes were, 51:

Alt	Hansen	McElroy	Shaw
Bergman	Harbor	Mendenhall	Siglin
Camp	Hill	Menefee	Sorg
Campbell	Holden	Miller	Stanley
Clark	Kehe	Moffitt	Strand
Curtis	Kelly	Nystrom	Strothman
Den Herder	Knoke	Pellett	Taylor
Drake	Kreamer	Pelton	Tieden
Egenes	Kruse	Pierson	Varley
Ellsworth	Lawson	Rex	Welden
Fischer, H. O.	Lipsky	Roorda	Wirtz
Fisher, C. R.	Logemann	Schroeder	Mr. Speaker
Grassley	Mayberry	Schwieger	(Millen)

The nays were, 37:

Andersen	Husak	Patton	Small
Blouin	Jesse	Priebe	Stokes
Bray	Johnston	Radl	Trowbridge
Cochran	Kennedy	Rodgers	Uban
Dougherty	Knoblauch	Sargisson	Waugh
Doyle	Larson	Schmeiser	Wells
Dunton	Middleswart	Schwartz	Willits
Edelen	Nielsen	Scott	Winkelman
Gluba	Norpel	Skinner	Wyckoff
Goode			

## Absent or not voting, 12:

Anania	Ewell	Hamilton	Mollett
Bennett	Franklin	Kinley	Monroe
Christensen	Freeman	McCormick	Stromer

Motion prevailed and the House concurred in the Senate amendment to the House amendment.

Lipsky of Linn, District 46, moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (S.F. 565)

## The ayes were, 78:

Alt	Goode	Menefee	Shaw
Andersen	Grassley	Middleswart	Siglin
Bergman	Hansen	Miller	Small
Blouin	Harbor	Moffitt	Sorg
Camp	Hill	Nielsen	Stanley
Campbell	Holden	Norpel	Stokes
Clark	Husak	Nystrom	Strand
Cochran	Kehe	Patton	Strothman
Curtis	Kelly	Pellett	Tieden
Den Herder	Knoblauch	Pelton	Varley
Dougherty	Knoke	Pierson	Waugh
Doyle	Kreamer	Priebe	Weiden
Drake	Kruse	Rex	Wells
Dunton	Larson	Rodgers	Willits
Edelen	Lawson	Roorda	Winkelman
Egenes	Lipsky	Sargisson	Wirtz
Ellsworth	Logemann	Schmeiser	Wyckoff
Fischer, H. O.	Mayberry	Schroeder	Mr. Speaker
Fisher, C. R.	McElroy	Schwieger	(Millen)
Gluba	Mendenhall	Scott	

## The nays were, 10:

Bray	Kennedy	Skinner	Trowbridge
Jesse	Radl	Taylor	Uban
Johnston	Schwartz		

## Absent or not voting, 12:

Anania	Ewell	Hamilton	Mollett
Bennett	Franklin	Kinley	Monroe
Christensen	Freeman	McCormick	Stromer

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

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

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

Senate File 589, a bill for an act to make appropriations to members of the committee on child labor for per diem and expense claims for services rendered.

CARROLL A. LANE, Secretary

#### SENATE MESSAGE CONSIDERED

**Senate File 589**, a bill for an act to make appropriations to members of the committee on child labor for per diem and expense claims for services rendered.

Read first time and referred to committee on **appropriations**.

#### REPORTS OF COMMITTEES

Camp of Clinton, District 73, from the committee on appropriations, submitted the following reports:

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate File 555**, a bill for an act to provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

**MR. SPEAKER:** Your committee on appropriations, to whom was referred **Senate File 583**, a bill for an act to establish the salary rate for the superintendent of the department of public instruction, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### HOUSE CONCURRENT RESOLUTION 47

By Grassley, Radl and Tieden

*Whereas*, chapter two hundred sixty-two A (262A) of the Code provides that the state board of regents after authorization by a constitutional majority of each house of the General Assembly and approved by the Governor may undertake and carry out at the institutions of higher learning under the jurisdiction of said board any project as defined in chapter two hundred sixty-two A (262A) of the Code; and

*Whereas*, chapter two hundred sixty-two A (262A) of the Code authorizes the state board of regents to borrow money and to issue and sell negotiable revenue bonds to pay all or any part of the costs of carrying out such projects at any institution payable solely from and secured by an irrevocable pledge of a sufficient portion of the student fees and charges and institutional income received by the particular institution; and

*Whereas*, by Senate Concurrent Resolutions 44 and 45, the Sixty-third General Assembly of the State of Iowa authorized the state board of regents to undertake and carry out certain projects during the biennium commencing July 1, 1969, and ending June 30, 1971, and to finance the cost thereof by borrowing money and issuing negotiable bonds in a total amount not to

exceed sixteen million one hundred fourteen thousand dollars (\$16,114,000); and

*Whereas*, twelve million four hundred fifteen thousand dollars (\$12,415,000) of the total amount authorized by the Sixty-third General Assembly will be issued during the biennium ending June 30, 1971, and it is contemplated that three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount authorized will be issued during the biennium ending June 30, 1973, so that fifteen million eight hundred fifty thousand dollars (\$15,850,000) of the total borrowing authorized by chapter two hundred sixty-two A (262A) of the Code will be utilized; *Now Therefore*,

*Be It Resolved by the House, the Senate Concurring*, That the state board of regents be and is hereby authorized to complete the carrying out of the projects heretofore approved by the Sixty-third General Assembly, and during the biennium which commences July 1, 1971, and which ends June 30, 1973, to issue bonds in the amount of three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount heretofore approved by the Sixty-third General Assembly but not issued prior to the conclusion of the biennium ending June 30, 1971, for veterinary medicine utility extensions construction and equipment.

Laid over under Rule 25.

#### HOUSE CONCURRENT RESOLUTION 48

By Norpel

*Whereas*, over two hundred seventy-seven million dollars have been appropriated for the next fiscal year as the state's share of payments for the categorical assistance programs, including aid to dependent children, aid to the blind, aid to the disabled, and old age assistance, and the moneys appropriated for the first three programs must be matched by the counties of the state; and

*Whereas*, there appears to be some misuse of the categorical assistance programs by the recipients; and

*Whereas*, it appears desirable that state laws and rules be revised to improve the methods and procedures for determining eligibility for receipt of categorical assistance payments and for more efficient utilization of the programs, *Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the legislative council be authorized to create a study committee consisting of legislative members from both political parties and both houses of the General Assembly for the purpose of studying the present laws and regulations, including procedures for determining eligibility of recipients of categorical assistance payments and the administration of the categorical assistance programs, and recommending such changes as may be necessary, within the limitations of federal laws and regulations regarding the programs; and

*Be It Further Resolved*, That the study committee make periodic reports to the legislative council and shall submit a final report, including necessary bill drafts to implement its recommendations, to the legislative council. Copies of the report approved by the legislative council shall be submitted to the General Assembly meeting in the year 1972.

Laid over under Rule 25.

## COMMUNICATION FROM THE SPEAKER

## HOUSE OF REPRESENTATIVES

State of Iowa

Sixty-fourth General Assembly

State House

Des Moines, Iowa 50319

June 10, 1971

William Harbor  
 Speaker of the House  
 State House  
 Dear Mr. Harbor:

I am writing this letter to tender my resignation on the Bicentennial Commission. I feel that I do not have the time to do justice to this very important body.

A. GORDON STOKES  
 State Representative  
 District 2  
 LeMars, Iowa

## WAYS AND MEANS CALENDAR

Fisher of Greene, District 56, asked and received unanimous consent to take up for consideration **Senate File 574**, a bill for an act relating to the remittance of sales and use tax receipts to the department of revenue.

Larson of Story, District 34, moved that action on Senate File 574 be deferred.

The motion lost.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 574)

The ayes were, 71:

Alt	Goode	Miller	Small
Anania	Grassley	Moffitt	Sorg
Andersen	Holden	Nielsen	Stanley
Bergman	Jesse	Norpel	Stokes
Blouin	Kehe	Nystrom	Strand
Camp	Kelly	Pellett	Stromer
Campbell	Kinley	Pierson	Strothman
Christensen	Knoke	Priebe	Taylor
Curtis	Kreamer	Radl	Tieden
Den Herder	Kruse	Rex	Varley
Doyle	Lawson	Roorda	Waugh
Drake	Logemann	Sargisson	Welden
Edelen	Mayberry	Schroeder	Willits
Ellsworth	McCormick	Schwartz	Winkelman
Ewell	McElroy	Schwierger	Wirtz
Fischer, H. O.	Mendenhall	Scott	Wyckoff
Fisher, C. R.	Menefee	Shaw	Mr. Speaker
Freeman	Middleswart	Siglin	(Millen)

## The nays were, 22:

Bray	Gluba	Larson	Schmeiser
Clark	Hill	Lipsky	Skinner
Cochran	Husak	Patton	Trowbridge
Dougherty	Johnston	Pelton	Uban
Dunton	Kennedy	Rodgers	Wells
Egenes	Knoblauch		

## Absent or not voting, 7:

Bennett	Hamilton	Harbor	Monroe
Franklin	Hansen	Mollett	

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

Roorda of Jasper, District 67, asked and received unanimous consent to take up for consideration **Senate File 514**, a bill for an act to increase the tax on beer.

Fischer of Grundy, District 35, moved the previous question on Senate File 514 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 55, nays 24.

The motion having received a three-fifths majority prevailed.

Roorda of Jasper, District 67, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 514)

## The ayes were, 54:

Alt	Freeman	Menefee	Stanley
Andersen	Goode	Miller	Stokes
Bergman	Hansen	Moffitt	Strand
Camp	Hill	Nielsen	Stromer
Campbell	Holden	Nystrom	Strothman
Christensen	Kelly	Pellett	Tieden
Clark	Knoke	Pelton	Trowbridge
Curtis	Kreamer	Pierson	Varley
Den Herder	Kruse	Rex	Waugh
Drake	Lawson	Roorda	Welden
Edelen	Logemann	Schroeder	Wirtz
Egenes	Mayberry	Scott	Mr. Speaker
Fischer, H. O.	McElroy	Siglin	(Millen)
Fisher, C. R.	Mendenhall	Sorg	

## The nays were, 34:

Anania	Dunton	Knoblauch	Patton
Blouin	Gluba	Larson	Priebe
Bray	Husak	McCormick	Radl
Cochran	Jesse	Middleswart	Rodgers
Dougherty	Johnston	Monroe	Sargisson
Doyle	Kennedy	Norpel	Schmeiser

Schwartz  
Schwieger  
Skinner

Small  
Taylor  
Uban

Wells  
Willits

Winkelman  
Wyckoff

Absent or not voting, 12:

Bennet  
Ellsworth  
Ewell

Franklin  
Grassley  
Hamilton

Harbor  
Kehe  
Kinley

Lipsky  
Mollett  
Shaw

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

#### BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 16, 1971, he approved and transmitted to the Secretary of State the following bill:

House File 172, an act relating to a reorganization of the Iowa liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; creating a division of beer and liquor law enforcement in the department of public safety.

#### EXPLANATION OF VOTE

I have voted "no" on most of the appropriations bills because I believe that the legislature cannot, at this time, make a valid judgment on appropriations for the fiscal year of 1972-73.

CHARLES J. UBAN

#### REPORT OF COMMITTEE

Camp of Clinton, District 73, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations, to whom was referred Senate File 589, a bill for an act to make appropriations to members of the committee on child labor for per diem and expense claims for services rendered, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

JOHN CAMP, Chairman

#### AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 69 by strik-
- 2 ing lines 2 through 19 and inserting in lieu thereof the
- 3 following:
- 4 "1. Page one by adding after line five the following:
- 5 "Sec. 2. There is created in the state treasury an
- 6 error and omission fund which shall be used exclusively
- 7 to pay any judgment or settlement obtained against a
- 8 county for an error or omission committed by a county
- 9 officer or employee in the performance of his official



10 duties and to pay any loss sustained by a county as the  
 11 result of an embezzlement by a county officer or employee  
 12 occurring subsequent to the effective date of this Act.  
 13 The fund shall not be used to pay premiums on fidelity  
 14 bonds, liability and property damage insurance, or errors  
 15 and omissions insurance.

16 Sec. 3. The board of supervisors of each county shall  
 17 levy annually for two consecutive years commencing July 1,  
 18 1971, a per capita tax, as determined by the latest fed-  
 19 eral decennial census, against the assessed value of the  
 20 taxable property in the county. The amount of the per  
 21 capita tax shall be computed in accordance with the fol-  
 22 lowing table:

23 If the population	The per capita
24 of the county is:	tax shall be:
25 0 to 30,000	\$ .10
26 30,001 to 40,000	.09
27 40,001 to 60,000	.08
28 60,001 to 80,000	.07
29 80,001 to 100,000	.06
30 100,001 to 150,000	.05
31 150,001 and over	.04

32 Thereafter, the tax shall be levied annually only if  
 33 the treasurer of state certifies to each county that the  
 34 balance of the error and omission fund has been reduced  
 35 below three hundred thousand dollars.

36 The tax shall be levied and collected in each county  
 37 at the same time and in the same manner as other property  
 38 taxes.

39 Sec. 4. Not later than the fifteenth of March or the  
 40 fifteenth day of September of each year in which the tax  
 41 is collected, the county auditor shall transmit the  
 42 amount of the tax levied, by warrant, to the treasurer  
 43 of state who shall credit it to the error and omission  
 44 fund. The treasurer of state shall invest any moneys in  
 45 the fund in the same manner as other public funds and  
 46 shall credit any interest received from that investment  
 47 to the error and omission fund.

48 Sec. 5. When a judgment or settlement is obtained  
 49 against the county for an error or omission committed by  
 50 a county officer or employee, or a loss is sustained by  
 51 county as the result of an embezzlement by a county  
 52 officer or employee occurring subsequent to the effective  
 53 date of this Act, the county attorney, with the approval  
 54 of the district court of that county, shall submit a  
 55 claim to the state comptroller against the error and  
 56 omission fund. The state comptroller shall promptly  
 57 issue a warrant for the claim and the treasurer of state  
 58 shall pay it."

SCHROEDER of Pottawattamie, District 54

1 Amend the Senate amendment to House File 709, page  
 2 1, by inserting after line 18 the following section:

3 Sec. .... Chapter two hundred fifty-eight (258),  
 4 Code 1971, is amended by adding the following new  
 5 section:

6 1. There is created within the office of the  
7 treasurer of state a vocational youth organization  
8 fund. Moneys deposited in the fund shall be used to  
9 develop leadership in the youth of Iowa who are en-  
10 rolled in vocational and occupational education  
11 programs and to encourage the youth of Iowa to pursue  
12 vocational and occupational education.

13 2. The board for vocational education is author-  
14 ized to award grants from the vocational youth organ-  
15 ization fund to any vocational organization which is  
16 an integral part of the instructional program in  
17 occupational-vocational areas which includes, but is  
18 not limited to, agriculture, business and office  
19 occupations, distributive education, home economics,  
20 and trade and industrial education. No moneys shall  
21 be used for salaries and travel of state or local  
22 advisors of vocational educational organizations. No  
23 vocational organization shall receive more than one-  
24 fifth of the moneys appropriated to the vocational  
25 youth organization fund in any year.

26 3. There is allocated from subsection 3 of  
27 section 1 of this Act the sum of ten thousand (10,000)  
28 dollars, or so much thereof as may be necessary, for  
29 each year of the biennium beginning July 1, 1971, and  
30 ending June 30, 1973, which shall be deposited in the  
31 vocational youth organization fund and used to carry  
32 out the purposes of this section.

KREAMER of Polk, District 63

1 Amend the Senate amendment to House File 724 by  
2 inserting after line 59 the following paragraph:

3 "If at least eighty percent of the applicants for  
4 admission to the medical school at the state univer-  
5 sity of Iowa are residents of Iowa and meet all  
6 qualifications for admission to the medical school,  
7 then not less than eighty percent of the total number  
8 of applicants accepted for admission to the medical  
9 school shall be residents of Iowa. In any event  
10 preference shall be given to residents of Iowa for  
11 admission to the medical school at the state univer-  
12 sity of Iowa over non-resident applicants."

TIEDEN of Clayton, District 14

1 Amend Senate File 77 by adding thereto the follow-  
2 ing section:

3 Sec. 3. The low-rent housing agency shall not  
4 undertake any low-cost housing project until such  
5 time as a public hearing has been called, at which  
6 time the agency shall advise the public of the name  
7 of the proposed project, its location, the number of  
8 living units proposed and their approximate cost.  
9 Notice of the public hearing on the proposed project  
10 shall be published at least once in a newspaper of  
11 general circulation within the municipality, at least  
12 fifteen days prior to the date set for the hearing.

13 If, within thirty days after the public hearing,  
 14 there is filed with the clerk of the municipality a  
 15 petition asking that the proposition be placed before  
 16 the voters of the municipality, signed by at least  
 17 two percent of the electorate of the municipality  
 18 voting for governor at the last preceding general  
 19 election, then the agency shall not proceed until the  
 20 proposal has been approved by the electorate of the  
 21 municipality voting on the proposition at any regular  
 22 primary or general election or at a special election  
 23 called by the governing body of the municipality.  
 24 Notice of the time and place of such election  
 25 shall be given by publication once each week for three  
 26 consecutive weeks prior thereto in some newspaper of  
 27 general circulation in such municipality.

MILLEN of Van Buren, District 99  
 FREEMAN of Buena Vista, District 58  
 SCHROEDER of Pottawattamie, District 54  
 ELLSWORTH of Dubuque, District 50  
 FISCHER of Grundy, District 35  
 MOLLETT of Pottawattamie, District 80

1 Amend Senate File 85, as passed by the Senate and  
 2 reprinted, as follows:  
 3 1. Page 3A, by striking from lines 19 and 20 the  
 4 words "the chemical technology commission,"  
 5 2. Page 4, by striking all of lines 1 through 12.  
 6 3. By striking all of sections 91 through 104 as  
 7 found on pages 45 to 62 inclusive.

WAUGH of Monona, District 27  
 PIERSON of Mahaska, District 87

1 Amend Senate File 583, as passed by the Senate,  
 2 as follows:  
 3 1. Page 1, line 8, by striking the words and  
 4 figures "twenty-six thousand (26,000)" and inserting  
 5 in lieu thereof the words and figures "twenty-three  
 6 thousand (23,000)".  
 7 2. Page 1, line 9, by striking the words and  
 8 figures "twenty-six thousand (26,000)" and inserting  
 9 in lieu thereof the words and figures "twenty-three  
 10 thousand (23,000)".

GRASSLEY of Butler, District 10

1 Amend the amendment to Senate File 583, filed by  
 2 Monroe, Taylor, et al., June 16, 1971, by inserting  
 3 after line 4 the following:  
 4 "No member of the department of public instruction  
 5 may receive more than seventy percent of the salary  
 6 of the superintendent of public instruction."

PRIEBE of Kossuth, District 6  
 KENNEDY of Chickasaw, District 11  
 SKINNER of Polk, District 60  
 TIEDEN of Clayton, District 14  
 SCHROEDER of Pottawattamie, District 54

1 Amend Senate Concurrent Resolution 38 by adding  
 2 another paragraph as follows:  
 3 "Be it further resolved that the provisions of  
 4 House File 57 as introduced in the House of Represent-  
 5 atives in the Sixty-fourth General Assembly shall be in full  
 6 force and effect during the 1972 session of the Sixty-fourth  
 7 General Assembly and that the adjournment of the 1972  
 8 session shall be had under the procedures set forth in  
 9 said House File 57."

WELDEN of Hardin, District 32  
 HANSEN of Black Hawk, District 37  
 KEHE of Bremer, District 12  
 KRUSE of O'Brien, District 4  
 PIERSON of Mahaska, District 87  
 FREEMAN of Buena Vista, District 15  
 RADL of Linn, District 43  
 RODGERS of Dallas, District 85  
 DOYLE of Woodbury, District 21  
 FISCHER of Grundy, District 35  
 MAYBERRY of Webster, District 30  
 TAYLOR of Dubuque, District 51  
 HOLDEN of Scott, District 75  
 TROWBRIDGE of Floyd, District 9  
 KNOBLAUCH of Carroll, District 28  
 SCHWARTZ of Wapello, District 97  
 MENEFEE of Fayette, District 19  
 NYSTROM of Boone, District 55  
 STANLEY of Linn, District 45  
 MOLLETT of Pottawattamie, District 80  
 LAWSON of Cerro Gordo, District 17  
 PELLETT of Cass, District 83  
 REX of Hamilton, District 31  
 ELLSWORTH of Dubuque, District 50  
 WAUGH of Monona, District 27  
 EDELEN of Emmet, District 5  
 EWELL of Black Hawk, District 39  
 STROMER of Hancock, District 8  
 WILLITS of Polk, District 57  
 KENNEDY of Chickasaw, District 11  
 DOUGHERTY of Monroe, District 94  
 STRAND of Poweshiek, District 68  
 LOGEMANN of Worth, District 7  
 CHRISTENSEN of Union, District 95  
 PRIEBE of Kossuth, District 6  
 BERGMAN of Osceola, District 3  
 MENDENHALL of Allamakee, District 13  
 ANANIA of Polk, District 65  
 DUNTON of Keokuk, District 88  
 CLARK of Lee, District 100  
 UBAN of Black Hawk, District 38  
 EGENES of Story, District 33  
 McCORMICK of Delaware, District 48  
 JOHNSTON of Johnson, District 70  
 WYCKOFF of Benton, District 42

KREAMER of Polk, District 63  
TIEDEN of Clayton, District 14  
BENNETT of Polk, District 59  
SCHWIEGER of Black Hawk, District 40  
CAMPBELL of Washington, District 89  
WIRTZ of Palo Alto, District 16  
SCOTT of Cerro Gordo, District 18

On motion by Varley of Adair, District 84, the House adjourned until 9:00 a.m., Friday, June 18, 1971.

# JOURNAL OF THE HOUSE

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One Hundred Fifty-ninth Calendar Day—One Hundred Seventh Session Day

HALL OF THE HOUSE OF REPRESENTATIVES  
DES MOINES, IOWA, FRIDAY, JUNE 18, 1971

The House met pursuant to adjournment, Speaker Harbor in the chair.

Prayer was offered by the Reverend John R. Kremer, Principal, Don Bosco High School, Gilbertville, Iowa.

The Journal of Thursday, June 17, 1971, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Franklin of Polk, District 64, on request of Schwartz of Wapello, District 97; Tieden of Clayton, District 14, on request of Fischer of Grundy, District 35.

## PRESENTATION OF VISITORS

Kinley of Polk, District 66, presented to the House the Honorable Thomas A. Renda, former member of the House in the Sixty-first, Sixty-second and Sixty-third General Assemblies representing Polk County.

The Speaker announced that the following visitors were present in the House chamber:

Thirty-nine students from Lincoln High School, Des Moines, Iowa, accompanied by their teacher, Mr. Farrow. By Anania of Polk, District 65.

## GOVERNOR'S ITEM VETO MESSAGE

June 16, 1971

The Honorable Roger W. Jepsen:  
Lieutenant Governor of Iowa  
State Capitol  
Local

Dear Governor Jepsen:

I have on this date signed and transmitted to the Secretary of State's Office Senate File 543, an appropriation bill, with the exception of item 2, designated as section 2 of the said bill which I disapprove.

Pursuant to Amendment 4 of the 1968 Amendments to the Constitution of the State of Iowa, I hereby return to the Senate item 2, designated as

section 2 of Senate File 543, being an item of this appropriation bill.

This said item that I am unable to approve reads as follows:

"Sec. 2. Plans and specifications for improvements for which funds are appropriated by this Act or previous Acts of the general assembly shall be submitted by the department of social services to the budget and financial control committee for approval, except that items commonly known as change orders need not be submitted to the budget and financial control committee unless such change orders increase the total cost of that particular project."

I have disapproved this section because it violates the constitutional separation of the legislative and the executive branches of government. If the budget and financial control committee performed its duties under this section and exercised the powers given to it, the committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

We have been operating under a system whereby the executive council approves plans and specifications for improvements for which funds are appropriated by the General Assembly. This is a reasonable and working arrangement with the responsibility resting not only with the departments affected by the appropriation, but also with elected officials in the executive branch of government. These are people whose positions are fulltime and who provide interim safeguards for the system of state government.

Therefore, I am returning this item of Senate File 543 to the Senate where this appropriation bill originated pursuant to Amendment 4 of the 1968 Amendments to the Constitution of the State of Iowa.

Very truly yours,

ROBERT D. RAY  
Governor

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in House amendment to and passed:

Senate File 556, a bill for an act appropriating to the executive council general contingent fund.

Also: That the Senate has concurred in House amendment to and passed:

Senate File 573, a bill for an act appropriating from the primary road fund to the state highway commission.

Also: That the Senate has concurred in House amendment to and passed:

Senate File 576, a bill for an act appropriating to various state departments.

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

Senate File 592, a bill for an act appropriating to the higher education facilities commission.

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

Senate File 590, a bill for an act relating to a renal disease program and to provide an appropriation.

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

Senate File 591, a bill for an act appropriating to the Iowa American Revolution Bicentennial Commission.

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

Senate Concurrent Resolution 32, pertaining to the bonding of the state board of regents' proposed ten-year building program.

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

Senate Concurrent Resolution 33, authorizing the board of regents to carry out certain projects approved by the Sixty-third General Assembly.

CARROLL A. LANE, Secretary

### SENATE CONCURRENT RESOLUTION 32

By Committee on Higher Education

*Whereas*, section two hundred sixty-two A point three (262A.3) of the Code provides that the state board of regents shall prepare and submit to the General Assembly for approval no later than seven days after the convening of each regular annual session of the General Assembly a proposed ten-year building program for each institution of higher learning under the jurisdiction of said board, said program to contain a list of the buildings and facilities which the board deems necessary to further the educational objectives of the institutions, with an estimate of the cost of each of the buildings and facilities referred to therein and an estimate of the maximum amount of bonds which the board expects to issue under chapter two hundred sixty-two A (262A) of the Code during each year of the ensuing biennium; and

*Whereas*, the state board of regents prepared and, within seven days after the convening of the Sixty-fourth General Assembly of the State of Iowa, First Session, submitted to the Sixty-fourth General Assembly, First Session, for approval such a proposed ten-year building program for each institution containing a list of the buildings and facilities which the board deems necessary to further the educational objectives of the institutions, together with an estimate of the cost of each of the buildings and facilities referred to therein and the amount of bonds to be issued as authorized during the biennium ending June 30, 1971, along with an estimate of the maximum amount of bonds which the board expects to issue under the provisions of chapter two hundred sixty-two A (262A) of the Code for each year of the biennium beginning July 1, 1971 and ending June 30, 1973; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That the proposed ten-year building program submitted by the state board of regents for each institution of higher learning under its jurisdiction, including the amount of bonds issued and to be issued during the biennium ending June 30, 1971 and the estimate of the maximum amount of bonds which the



board expects to issue under the provisions of chapter two hundred sixty-two A (262A) of the Code for each year of the biennium ending June 30, 1973, be and is hereby approved as submitted, to wit:

STATE BOARD OF REGENTS PROPOSED TEN-YEAR  
BUILDING PROGRAM 1971-81  
STATE UNIVERSITY OF IOWA

Project	Estimated Total Cost
Recurring projects (including utilities, remodeling, advance planning, campus improvements) .....	\$ 2,947,000
Steam main extensions .....	271,000
Turbine generator .....	2,100,000
MacLean hall remodeling .....	900,000
Eastside elevated water tank .....	474,000
Music building (old) remodeling .....	430,000
Dentistry building (old) remodeling .....	600,000
College of education building and equipment .....	8,053,000
Animal house addition .....	220,000
Hydraulics laboratory addition .....	920,000
Preschool laboratory .....	678,000
Engineering building remodeling .....	726,000
Social sciences building .....	7,986,000
Chemistry-botany addition and remodeling .....	4,543,000
Medical laboratories remodeling .....	2,197,000
Water plant expansion .....	1,050,000
University hospital remodeling—Phase I and II .....	5,905,000
Total State University of Iowa .....	<u>\$40,000,000</u>

IOWA STATE UNIVERSITY

Project	Estimated Total Costs
Recurring projects (including utilities, remodeling, advance planning, campus improvements) .....	\$ 3,525,000
Veterinary medicine facilities construction and equipment .....	16,447,706
Deferred equipment (physical education—women, class- room and office building 3) .....	350,000
Fire protection improvements .....	300,000
Steam generation equipment .....	2,300,000
Physical plant shops and stores .....	1,997,000
Education building .....	3,262,000
Industrial education building .....	2,416,000
Music building—Phase I .....	2,230,000
Design center .....	5,790,000
Meats laboratory .....	1,464,000
Veterinary quadrangle (old) remodeling .....	275,000
Total Iowa State University .....	<u>\$40,356,706</u>

UNIVERSITY OF NORTHERN IOWA

Project	Estimated Total Costs
Recurring projects (including utilities, remodeling, advance planning) .....	\$ 1,293,294

Library—Phase II and III .....	6,000,000
Industrial arts and technology building .....	1,220,000
Art building—Phase I .....	1,500,000
Speech building—Phase I .....	1,300,000
Physical education building—Phase II .....	3,330,000
Total University of Northern Iowa .....	\$14,643,294
TOTAL REGENTS TEN-YEAR PROGRAM 1971-1981 .....	\$95,000,000

By Senate Concurrent Resolutions No. 44 and No. 45, the Sixty-third General Assembly of the State of Iowa, First Session, authorized the state board of regents to issue bonds in the amount of sixteen million one hundred fourteen thousand (16,114,000) dollars. Of this maximum amount of bonds authorized, the board of regents will issue during the biennium which commenced July 1, 1969 and which ends June 30, 1971, under the provisions of chapter two hundred sixty-two A (262A) of the Code of Iowa 1971, twelve million four hundred fifteen thousand (12,415,000) dollars. During the biennium which commences July 1, 1971 and which ends June 30, 1973, the maximum amount of bonds which the state board of regents expects to issue is three million four hundred thirty-five thousand (3,435,000) dollars of the bond authority granted by the Sixty-third General Assembly, First Session, and eighteen million nine hundred thirty-three thousand (18,933,000) dollars of the bond authority granted by the Sixty-fourth General Assembly, First Session, with ten million eight hundred thirty-five thousand (10,835,000) dollars of the total biennial issue of twenty-two million three hundred sixty-eight thousand (22,368,000) dollars to be issued during the fiscal year ending June 30, 1972 and the remaining eleven million five hundred thirty-three thousand (11,533,000) dollars to be issued during the fiscal year ending June 30, 1973, and this plan of financing is hereby approved.

#### EXPLANATION OF SCR 32

The General Assembly is presented annually a new ten-year program, as required by Chapter 262A, 1971 Code. SCR 32, as amended, sets forth the Ten-Year Building Program for 1971-81 for the Board of Regents (universities) of \$95,000,000. Of this \$95 million, \$79 million is from state funds (direct appropriations and bonding) and \$16 million is projected from federal funding. This ten-year program is consistent with the program previously approved by the Sixty-third General Assembly under SCR 44 of \$93.2 million for the period 1968-1979.

Laid over under Rule 25.

#### SENATE CONCURRENT RESOLUTION 33

By Committee on Higher Education

Whereas, chapter two hundred sixty-two A (262A) of the Code provides that the state board of regents after authorization by a constitutional majority of each house of the general assembly and approved by the governor may undertake and carry out at the institutions of higher learning under the jurisdiction of said board any project as defined in

chapter two hundred sixty-two A (262A) of the Code; and

*Whereas*, chapter two hundred sixty-two A (262A) of the Code authorizes the state board of regents to borrow money and to issue and sell negotiable revenue bonds to pay all or any part of the cost of carrying out such projects at any institution payable solely from and secured by an irrevocable pledge of a sufficient portion of the student fees and charges and institutional income received by the particular institution; and

*Whereas*, by Senate Concurrent Resolutions No. 44 and No. 45, the Sixty-third General Assembly of the State of Iowa authorized the state board of regents to undertake and carry out certain projects during the biennium commencing July 1, 1969 and ending June 30, 1971 and to finance the cost thereof by borrowing money and issuing negotiable bonds in a total amount not to exceed sixteen million one hundred fourteen thousand dollars (\$16,114,000); and

*Whereas*, twelve million four hundred fifteen thousand dollars (\$12,415,000) of the total amount authorized by the Sixty-third General Assembly will be issued during the biennium ending June 30, 1971, and it is contemplated that three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount authorized will be issued during the biennium ending June 30, 1973, so that fifteen million eight hundred fifty thousand dollars (\$15,850,000) of the total borrowing authorized by chapter two hundred sixty-two A (262A) of the Code will be utilized; and

*Whereas*, pursuant to the provisions of section two hundred sixty-two A point three (262A.3) of the Code the state board of regents prepared and submitted to the Sixty-fourth General Assembly, First Session, for approval a proposed ten-year building program for each institution of higher education under the board, with an estimate of the maximum amount of bonds which the board expects to issue under the provisions of said Act during each year of the biennium commencing July 1, 1971 and ending June 30, 1973; and

*Whereas*, said ten-year building program was approved pursuant to the provisions of Concurrent Resolution No. ...., adopted by each house of the Sixty-fourth General Assembly; and

*Whereas*, the projects contained in said building program are deemed necessary for the proper performance of the instructional, research and service function of the institutions; and

*Whereas*, to further the educational objectives of the institutions the state board of regents requests authorization to undertake and carry out certain of said projects at this time and to finance the cost thereof by borrowing money and issuing additional negotiable bonds under the provisions of chapter two hundred sixty-two A (262A) of the Code, in a total amount not to exceed eighteen million nine hundred thirty-three thousand dollars (\$18,933,000), the remaining cost of said projects to be financed by capital appropriations or by federal or other funds lawfully available therefor; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring, That the state board of regents be and is hereby authorized to complete the carrying out of the projects heretofore approved by the Sixty-third General Assembly, and during the biennium which commences July 1, 1971 and which ends June 30, 1973, to issue bonds in the amount of three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount heretofore approved by the Sixty-third General Assembly but not issued prior to the conclusion of the biennium ending June 30, 1971.*

That the state board of regents be and is hereby authorized to undertake and carry out the following additional projects and to pay all or any part of the cost of carrying out such projects by borrowing additional money and issuing additional negotiable revenue bonds under the provisions of chapter two hundred sixty-two A (262A) of the Code, in a total amount of new authorization not to exceed eighteen million nine hundred thirty-three thousand dollars (\$18,933,000):

#### STATE UNIVERSITY OF IOWA

General utilities, general remodeling, campus improvements  
 Steam main extensions—construction and equipment  
 MacLean Hall Remodeling  
 Turbine generator—equipment and installation

#### IOWA STATE UNIVERSITY

General utilities, general remodeling, campus improvements  
 Deferred equipment, Physical Education building (women)  
 Deferred equipment, Classroom and Office building No. 3  
 Steam generation equipment and installation  
 Fire protection improvements  
 Physical plant shops and stores building construction and equipment  
 Veterinary medicine facilities construction and equipment

#### UNIVERSITY OF NORTHERN IOWA

Library building addition construction and equipment  
 General utilities, general remodeling

Laid over under Rule 25.

Speaker pro tempore Millen in the chair at 9:30 a.m.

#### SENATE MESSAGES CONSIDERED

**Senate File 590**, a bill for an act relating to a renal disease program and to provide an appropriation therefor.

Read first time and referred to committee on appropriations.

**Senate File 591**, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission.

Read first time and referred to committee on appropriations.

**Senate File 592**, a bill for an act to appropriate from the general fund of the state of Iowa to the higher education facilities commission for the tuition grant program.

Read first time and referred to committee on appropriations.

CONSIDERATION OF BILLS  
APPROPRIATIONS CALENDAR

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 583**, a bill for an act to establish the salary rate for the superintendent of the department of public instruction.

Schroeder of Pottawattamie, District 54, called up for consideration the following Grassley amendment:

Amend Senate File 583, as passed by the Senate, as follows:

1. Page 1, line 8, by striking the words and figures "twenty-six thousand (26,000)" and inserting in lieu thereof the words and figures "twenty-three thousand (23,000)".

2. Page 1, line 9, by striking the words and figures "twenty-six thousand (26,000)" and inserting in lieu thereof the words and figures "twenty-three thousand (23,000)".

Varley of Adair, District 84, moved the previous question on Senate File 583 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 49, nays 31.

The motion having received a three-fifths majority prevailed.

Schroeder of Pottawattamie, District 54, moved the adoption of the Grassley amendment.

Roll call was requested by Grassley of Butler, District 10, and Schroeder of Pottawattamie, District 54.

On the question "Shall the amendment be adopted?"

The ayes were, 32:

Anania	Knoblauch	Rex	Stokes
Blouin	Larson	Rodgers	Strand
Christensen	Mayberry	Sargisson	Stromer
Doyle	Mendenhall	Schmeiser	Strothman
Husak	Monroe	Schroeder	Taylor
Jesse	Norpel	Scott	Waugh
Kehe	Pierson	Skinner	Winkelman
Kelly	Radl	Sorg	Wyckoff

The nays were, 60:

Alt	Curtis	Egenes	Gluba
Andersen	Den Herder	Ellsworth	Goode
Bergman	Dougherty	Ewell	Hansen
Bray	Drake	Fischer, H. O.	Harbor
Camp	Dunton	Fisher, C. R.	Hill
Cochran	Edelen	Freeman	Holden

Johnston	McElroy	Pellett	Trowbridge
Kennedy	Menefee	Priebe	Uban
Kinley	Middleswart	Roorda	Varley
Knoke	Miller	Schwartz	Welden
Kreamer	Moffitt	Schwieger	Wells
Kruse	Mollett	Shaw	Willits
Lawson	Nielsen	Siglin	Wirtz
Lipsky	Nystrom	Small	Mr. Speaker
Logemann	Patton	Stanley	(Millen)
McCormick			

Absent or not voting, 8:

Bennett	Clark	Grassley	Pelton
Campbell	Franklin	Hamilton	Tieden

The amendment lost.

Monroe of Des Moines, District 92, offered the following Monroe, et al., amendment:

Amend Senate File 583, as amended and passed by the Senate, as follows:

1. By inserting after line 10 the following new section:

"The salary of any superintendent of schools of any school district and the salary of any county superintendent of schools shall not exceed the salary set by law for the superintendent of public instruction. However, the provisions of this section shall not apply to employment contracts executed pursuant to section two hundred seventy-nine point fourteen (279.14) of the Code prior to the effective date of this Act."

2. Amend the title, line 2, by inserting after the word "instruction" the words "and to limit the salaries of superintendents of schools of school districts and county superintendents of schools".

Ewell of Black Hawk, District 39, rose on a point of order that the amendment was not germane.

The Speaker ruled the point well taken.

Priebe of Kossuth, District 6, moved that the previous question be lifted.

A non-record roll call was requested.

The ayes were 38, nays 48.

The motion lost.

Priebe of Kossuth, District 6, asked and received unanimous consent to withdraw his amendment filed June 17, 1971, and found on page 2147 of the House Journal.

Camp of Clinton, District 73, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 583)

The ayes were, 60:

Alt	Freeman	Menefee	Small
Anania	Gluba	Middleswart	Stanley
Andersen	Harbor	Miller	Stokes
Bergman	Hill	Moffitt	Strand
Camp	Holden	Mollett	Stromer
Cochran	Johnston	Nielsen	Strothman
Curtis	Kehe	Nystrom	Taylor
Den Herder	Kinley	Pellett	Trowbridge
Dougherty	Knoke	Pelton	Uban
Doyle	Kruse	Roorda	Varley
Drake	Lipsky	Sargisson	Waugh
Dunton	Logemann	Schroeder	Welden
Egenes	McCormick	Schwieger	Wells
Ellsworth	McElroy	Shaw	Mr. Speaker
Ewell	Mendenhall	Sigliin	(Millen)
Fisher, C. R.			

The nays were, 30:

Blouin	Jesse	Pierson	Scott
Bray	Kelly	Priebe	Skinner
Christensen	Kennedy	Radl	Sorg
Edelen	Knoblauch	Rex	Willits
Fischer, H. O.	Kreamer	Rodgers	Winkelman
Goode	Mayberry	Schmeiser	Wirtz
Hansen	Norpel	Schwartz	Wyckoff
Husak	Patton		

Absent or not voting, 10:

Bennett	Franklin	Larson	Monroe
Campbell	Grassley	Lawson	Tieden
Clark	Hamilton		

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

Camp of Clinton moved that the vote by which Senate File 583 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 59, nays 22.

The motion prevailed.

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 589**, a bill for an act to make appropriations to members of the committee on child labor for per diem and expense claims for services rendered.

Camp of Clinton, District 73, moved that the bill be read a last

time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 589)

The ayes were, 90:

Alt	Goode	Mendenhall	Scott
Anania	Hansen	Menefee	Shaw
Andersen	Harbor	Middleswart	Siglin
Bergman	Hill	Miller	Skinner
Blouin	Holden	Moffitt	Small
Bray	Husak	Mollett	Sorg
Camp	Jesse	Monroe	Stanley
Christensen	Johnston	Nielsen	Stokes
Cochran	Kehe	Norpel	Strand
Curtis	Kelly	Nystrom	Strothman
Den Herder	Kennedy	Patton	Taylor
Dougherty	Kinley	Pellet	Trowbridge
Doyle	Knoblauch	Pelton	Uban
Drake	Knoke	Pierson	Varley
Dunton	Kreamer	Priebe	Waugh
Edelen	Kruse	Rex	Wells
Egenes	Larson	Rodgers	Willits
Ellsworth	Lawson	Roorda	Winkelman
Ewell	Lipsky	Sargisnon	Wirtz
Fischer, H. O.	Logemann	Schmeiser	Wyckoff
Fisher, C. R.	Mayberry	Schroeder	Mr. Speaker
Freeman	McCormick	Schwartz	(Millen)
Gluba	McElroy	Schwieger	

The nays were, 1:

Radl

Absent or not voting, 9:

Bennett	Franklin	Hamilton	Tieden
Campbell	Grassley	Stromer	Welden
Clark			

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

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to take up for consideration **Senate File 550**, a bill for an act relating to the judicial retirement system.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 550)

The ayes were, 81:

Alt	Cochran	Edelen	Goode
Anania	Curtis	Egenes	Hansen
Andersen	Den Herder	Ellsworth	Harbor
Bennett	Dougherty	Ewell	Hill
Bergman	Doyle	Fischer, H. O.	Husak
Blouin	Drake	Fisher, C. R.	Jesse
Bray	Dunton	Freeman	Johnston



Kehe	McElroy	Rodgers	Strothman
Kelly	Mendenhall	Roorda	Taylor
Kennedy	Menefee	Sargisson	Trowbridge
Kinley	Middleswart	Schroeder	Uban
Knoblauch	Miller	Schwartz	Waugh
Knoke	Moffitt	Schwieger	Welden
Kreamer	Mollett	Scott	Wells
Kruse	Nielsen	Shaw	Willits
Larson	Norpel	Siglin	Winkelman
Lawson	Nystrom	Stanley	Wirtz
Lipsky	Patton	Stokes	Wyckoff
Logemann	Pelton	Strand	Mr. Speaker
Mayberry	Pierson	Stromer	(Millen)
McCormick	Priebe		

The nays were, 7:

Gluba	Radl	Schmeiser	Sorg
Monroe	Rex	Small	

Absent or not voting, 12:

Camp	Clark	Hamilton	Skinner
Campbell	Franklin	Holden	Tieden
Christensen	Grassley	Pellett	Varley

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

#### SENATE FILE 555 PENDING

Lawson of Cerro Gordo, District 17, asked and received unanimous consent to take up for consideration **Senate File 555**, a bill for an act to provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy.

Ewell of Black Hawk, District 39, offered the following amendment from the floor and moved its adoption:

Amend Senate File 555, page 2, by striking section 2.

A non-record roll call was requested.

The ayes were 36, nays 46.

The amendment lost.

Priebe of Kossuth, District 6, moved that Senate File 555 be deferred.

(Senate File 555 pending.)

Speaker Harbor in the chair at 10:15 a.m.

#### SENATE FILE 574 RECONSIDERED

Schroeder of Pottawattamie, District 54, moved to reconsider the vote by which **Senate File 574**, a bill for an act relating to the remittance of sales and use tax receipts to the department of revenue passed the House on June 17, 1971.

A non-record roll call was requested.

The ayes were 69, nays 2.

The motion prevailed.

Schroeder of Pottawattamie, District 54, moved that the vote by which Senate File 574 was placed on its last reading be reconsidered.

The motion prevailed.

Hill of Polk, District 62, offered the following Hill, et al., amendment from the floor and moved its adoption:

Amend Senate File 574 as follows:

1. Page 2, line 3, by inserting after the word "dollars", the following: "*and not more than five hundred dollars*".

The amendment was adopted.

Fisher of Greene, District 56, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 574)

Monroe of Des Moines, District 92, refrained from voting under the provisions of Rule 71.

The ayes were, 62:

Alt	Grassley	Millen	Siglin
Andersen	Hansen	Miller	Sorg
Bergman	Hill	Moffitt	Stanley
Camp	Holden	Mollett	Stokes
Clark	Kehe	Nielsen	Strand
Cochran	Kelly	Nystrom	Stromer
Curtis	Kinley	Pellet	Strothman
Den Herder	Knoke	Pelton	Taylor
Drake	Kreamer	Pierson	Trowbridge
Dunton	Kruse	Priebe	Varley
Edelen	Lawson	Rex	Waugh
Egenes	Mayberry	Roorda	Welden
Ellsworth	McCormick	Schroeder	Winkelman
Fischer, H. O.	McElroy	Schwartz	Wirtz
Fisher, C. R.	Mendenhall	Schwieger	Mr. Speaker
Goode	Menefee		

The nays were, 22:

Anania	Jesse	Radl	Skinner
Blouin	Johnston	Rodgers	Small
Dougherty	Knoblauch	Sargisson	Wells
Doyle	Larson	Schmeiser	Willits
Gluba	Norpel	Scott	Wyckoff
Husak	Patton		

Absent or not voting, 16:

Bennett	Ewell	Kennedy	Monroe
Bray	Franklin	Lipsky	Shaw
Campbell	Freeman	Logemann	Tieden
Christensen	Hamilton	Middleswart	Uban

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

Fisher of Greene, District 54, moved that the vote by which Senate File 574 passed the House be reconsidered and the motion to reconsider be tabled.

The motion prevailed.

#### SENATE AMENDMENT CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 724**, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, amended by the Senate, as follows:

Amend House File 724, as amended, passed and reprinted by the House, as follows:

1. Page 2, line 17, by striking the figures "136,000.00" and "140,000.00" and inserting in lieu thereof the figures "136,610.00" and "143,320.00".
2. Page 2, line 24, by striking the figures "34,410,000.00" and "36,073,000.00" and inserting in lieu thereof the figures "35,919,000.00" and "37,774,000.00".
3. Page 2, line 33, by striking the figures "8,738,000.00" and "8,738,000.00" and inserting in lieu thereof the figures "8,535,000.00" and "8,033,000.00".
4. Page 3, line 6, by striking the figures "2,117,000.00" and "2,201,000.00" and inserting in lieu thereof the figures "2,201,000.00" and "2,304,000.00".
5. Page 3, line 11, by striking the figures "755,000.00" and "784,000.00" and inserting in lieu thereof the figures "793,000.00" and "837,000.00".
6. Page 3, line 15, by striking the figures "1,405,000.00" and "1,454,000.00" and inserting in lieu thereof the figures "1,453,000.00" and "1,509,000.00".
7. Page 3, line 20, by striking the figures "1,629,000.00" and "1,702,000.00" and inserting in lieu thereof the figures "1,705,000.00" and "1,800,000.00".
8. Page 3, line 28, by striking the figures "27,108,000.00" and "28,419,000.00" and inserting in lieu thereof the figures "28,869,900.00" and "29,964,900.00".
9. Page 3, line 33, by striking the figures "3,980,000.00" and "4,140,000.00" and inserting in lieu thereof the figures "3,992,000.00" and "4,171,000.00".
10. Page 4A, line 4, by striking the figures "3,097,000.00" and "3,271,000.00" and inserting in lieu thereof the figures "3,373,000.00" and "3,549,000.00".
11. Page 4A, line 11, by striking the figures "10,616,000.00" and "11,129,000.00" and inserting in lieu thereof the figures

"11,306,900.00" and "12,233,200.00".

12. Page 4A, line 16, by striking the figures "893,000.00" and "945,000.00" and inserting in lieu thereof the figures "900,890.00" and "947,150.00".

13. Page 4A, line 21, by striking the figures "1,616,000.00" and "1,703,000.00" and inserting in lieu thereof the figures "1,624,900.00" and "1,710,600.00".

14. Page 4A, by striking lines 27 through 34, inclusive.

15. Page 4A, by striking line 35, and page 4B by striking lines 36 through 43, inclusive.

16. Page 5A, by striking lines 1, 2 and 3.

17. Page 5A, by striking lines 4 through 16, inclusive, and inserting in lieu thereof the following:

"There is appropriated from the general fund of the state to the University of Iowa, university hospitals, the sum of five hundred thousand (500,000) dollars for each fiscal year of the biennium, which amounts shall be in addition to any other amounts appropriated by this Act."

18. Page 5B, line 43, by striking the words "fees and".

19. Page 5, by adding the following new section after line 50:

"The board of regents may reallocate funds appropriated by this Act among the institutions under its jurisdiction as long as the reallocation does not exceed the grand total figure appropriated to the board of regents by this Act."

20. By changing the totals accordingly.

21. By numbering the sections and subsections to conform with this amendment.

Grassley of Butler, District 10, offered the following amendment to the amendment from the floor:

Amend the Senate amendment to House File 724, as amended, passed and reprinted by the House, by striking lines 3 through 62 and inserting in lieu thereof the following:

1. "1. Page 5B, by adding after line 50 the following new section:

Sec. 8. There is appropriated from the general fund of the state of Iowa to the higher education facilities commission for the biennium beginning July 1, 1971, and ending June 30, 1973, the following amounts, or so much thereof as may be necessary, to be used for the following purpose:

1971-72	1972-73
<u>Fiscal Year</u>	<u>Fiscal Year</u>

#### TUITION GRANT PROGRAM

To finance tuition

grants to full-time resident students attending accredited private institutions of higher education in Iowa under sections two hundred sixty-one point nine (261.9) to two hundred sixty-one point sixteen

(261.16), inclusive, of

the Code: \$3,000,000.00 \$3,000,000.00"

2. "2. Amend the title, page 1, line 3, by inserting after the word 'board' the words 'and to the higher education facilities commission for the tuition grant program'."

Blouin of Dubuque, District 49, rose on a point of order that the amendment was not germane.

The Speaker propounded the question to the House "In the judgment of the House is the amendment before the House germane?"

Roll call was requested by Blouin of Dubuque, District 49, and Cochran of Webster, District 29.

The ayes were, 56:

Alt	Goode	Millen	Siglin
Andersen	Grassley	Miller	Sorg
Bergman	Hill	Moffitt	Stanley
Camp	Holden	Mollett	Stokes
Christensen	Kehe	Nielsen	Strand
Clark	Kelly	Nystrom	Stromer
Curtis	Knoke	Pellett	Strothman
Den Herder	Kreamer	Pelton	Taylor
Drake	Kruse	Pierson	Trowbridge
Edelen	Lawson	Radl	Varley
Ellsworth	Logemann	Rex	Waugh
Fischer, H. O.	McElroy	Roorda	Welden
Fisher, C. R.	Mendenhall	Schroeder	Winkelman
Freeman	Menefee	Schwieger	Wyckoff

The nays were, 34:

Anania	Husak	Middleswart	Schwartz
Blouin	Jesse	Monroe	Scott
Bray	Johnston	Norpel	Skinner
Cochran	Kennedy	Patton	Small
Dougherty	Kinley	Priebe	Uban
Egenes	Knoblauch	Rodgers	Wells
Doyle	Larson	Sargisson	Willits
Ewell	Mayberry	Schmeiser	Wirtz
Gluba	McCormick		

Absent or not voting, 10:

Bennett	Franklin	Lipsky	Tieden
Campbell	Hamilton	Shaw	Mr. Speaker
Dunton	Hansen		

The motion prevailed.

The House was recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Harbor in the chair.

Fischer of Grundy, District 35, asked and received unanimous consent to withdraw the Tieden amendment filed on June 17, 1971, and found on page 2146 of the House Journal.

## SENATE AMENDMENT CONSIDERED

The House resumed consideration of **House File 724**.

Blouin of Dubuque, District 49, moved that the following amendment be substituted for the Grassley amendment:

Amend the Senate amendment to House File 724, as amended, passed and reprinted by the House, by adding the following new section:

"There is appropriated from the general fund of the state of Iowa to the higher education facilities commission for the biennium beginning July 1, 1971, and ending June 30, 1973, the following amounts, or so much thereof as may be necessary, to be used for the following purpose:

	<u>1971-72</u> Fiscal Year	<u>1972-73</u> Fiscal Year
<b>TUITION GRANT PROGRAM</b>		
To finance tuition grants to full-time resident students attending accredited private institutions of higher education in Iowa under sections two hundred sixty-one point nine (261.9) to two hundred sixty-one point sixteen (261.16), inclusive, of the Code:	\$4,000,000.00	\$4,000,000.00"

2. "2. Amend the title, page 1, line 3, by inserting after the word 'board' the words 'and to the higher education facilities commission for the tuition grant program'".

Roll call was requested by Blouin of Dubuque, District 49, and Gluba of Scott, District 76.

Rule 70 was invoked.

On the question "Shall the Blouin amendment be substituted for the Grassley amendment?"

The ayes were, 42:

Anania	Ewell	McCormick	Schwartz
Andersen	Gluba	Middleswart	Scott
Bennett	Hansen	Monroe	Skinner
Blouin	Husak	Norpel	Small
Bray	Jesse	Patton	Trowbridge
Cochran	Johnston	Priebe	Uban
Dougherty	Kinley	Radl	Wells
Doyle	Knoblauch	Rodgers	Willits
Dunton	Larson	Sargisson	Wirtz
Egenes	Logemann	Schmeiser	Wyckoff
Ellsworth	Mayberry		

The nays were, 52:

Alt	Christensen	Den Herder	Fischer, H. O.
Bergman	Clark	Drake	Fisher, C. R.
Camp	Curtis	Edelen	Freeman

Goode	McElroy	Pelton	Stokes
Grassley	Mendenhall	Pierson	Strand
Hill	Menefee	Rex	Stromer
Holden	Millen	Roorda	Strothman
Kehe	Miller	Schroeder	Taylor
Kelly	Moffitt	Schwieger	Varley
Knoke	Mollett	Shaw	Waugh
Kreamer	Nielsen	Siglin	Welden
Kruse	Nystrom	Sorg	Winkelman
Lipsky	Pellett	Stanley	Mr. Speaker

## Absent or not voting, 6:

Campbell	Hamilton	Lawson	Tieden
Franklin	Kennedy		

The motion lost.

Grassley of Butler, District 10, moved the adoption of his amendment.

Roll call was requested by Blouin of Dubuque, District 49, and Skinner of Polk, District 60.

On the question "Shall the amendment be adopted?"

The ayes were, 53:

Alt	Kehe	Mollett	Stanley
Andersen	Kelly	Nielsen	Stokes
Bergman	Knoke	Nystrom	Strand
Camp	Kreamer	Pellett	Strothman
Curtis	Kruse	Pelton	Stromer
Den Herder	Lawson	Pierson	Taylor
Drake	Lipsky	Radl	Trowbridge
Edelen	McElroy	Rex	Varley
Fischer, H. O.	Mendenhall	Roorda	Waugh
Fisher, C. R.	Menefee	Schroeder	Welden
Freeman	Millen	Schwieger	Winkelman
Goode	Miller	Siglin	Wyckoff
Grassley	Moffitt	Sorg	Mr. Speaker
Holden			

The nays were, 39:

Anania	Ellsworth	Larson	Schmeiser
Blouin	Gluba	Logemann	Schwartz
Bray	Hansen	McCormick	Scott
Christensen	Hill	Middleswart	Skinner
Clark	Husak	Monroe	Small
Cochran	Jesse	Norpel	Uban
Dougherty	Johnston	Patton	Wells
Doyle	Kennedy	Priebe	Willits
Dunton	Kinley	Rodgers	Wirtz
Egenes	Knoblauch	Sargisson	

Absent or not voting, 8:

Bennett	Ewell	Hamilton	Shaw
Campbell	Franklin	Mayberry	Tieden

The amendment was adopted.

Grassley of Butler, District 10, moved that the House concur in the Senate amendment as amended.

Roll call was requested by Skinner of Polk, District 60, and Blouin of Dubuque, District 49.

On the question "Shall the House concur in the Senate amendment as amended by the House?"

The ayes were, 54:

Alt	Holden	Mollett	Stanley
Andersen	Kehe	Nielsen	Stokes
Bergman	Kelly	Nystrom	Strand
Camp	Knoke	Pellett	Stromer
Clark	Kreamer	Pelton	Strothman
Curtis	Kruse	Pierson	Taylor
Den Herder	Lawson	Radl	Trowbridge
Drake	Lipsky	Rex	Varley
Edelen	McElroy	Roorda	Waugh
Fischer, H. O.	Mendenhall	Schroeder	Welden
Fisher, C. R.	Menefee	Schwieger	Winkelman
Freeman	Millen	Siglin	Wyckoff
Goode	Miller	Sorg	Mr. Speaker
Grassley	Moffitt		

The nays were, 38:

Anania	Gluba	McCormick	Schwartz
Blouin	Hill	Middleswart	Scott
Bray	Husak	Monroe	Shaw
Christensen	Jesse	Norpel	Skinner
Cochran	Johnston	Patton	Small
Dougherty	Kinley	Priebe	Uban
Doyle	Knoblauch	Rodgers	Wells
Dunton	Larson	Sargisson	Willits
Egenes	Logemann	Schmeiser	Wirtz
Ellsworth	Mayberry		

Absent or not voting, 8:

Bennett	Ewell	Hamilton	Kennedy
Campbell	Franklin	Hansen	Tieden

The motion prevailed and the House concurred in the Senate amendment as amended by the House.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 724)

The ayes were, 55:

Alt	Den Herder	Grassley	Lawson
Andersen	Drake	Holden	Lipsky
Bergman	Edelen	Kehe	McElroy
Camp	Fischer, H. O.	Kelly	Mendenhall
Christensen	Fisher, C. R.	Knoke	Menefee
Clark	Freeman	Kreamer	Millen
Curtis	Goode	Kruse	Miller



Moffitt	Radl	Stanley	Varley
Mollett	Rex	Stokes	Waugh
Nielsen	Roorda	Strand	Welden
Nystrom	Schroeder	Stromer	Winkelman
Pellett	Schwieger	Strothman	Wyckoff
Pelton	Siglin	Taylor	Mr. Speaker
Pierson	Sorg	Trowbridge	

The nays were, 37:

Anania	Hansen	Logemann	Schmeiser
Blouin	Hill	McCormick	Schwartz
Bray	Husak	Middleswart	Scott
Cochran	Jesse	Monroe	Skinner
Dougherty	Johnston	Norpel	Small
Doyle	Kennedy	Patton	Uban
Dunton	Kinley	Priebe	Wells
Egenes	Knoblauch	Rodgers	Willits
Ellsworth	Larson	Sargisson	Wirtz
Gluba			

Absent or not voting, 8:

Bennett	Ewell	Hamilton	Shaw
Campbell	Franklin	Mayberry	Tieden

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

Objection to the title was raised by Skinner of Polk, District 60.

#### SENATE AMENDMENT CONSIDERED

#### HOUSE CONCURS IN PART AND

#### REFUSES TO CONCUR IN PART

(House File 709)

Grassley of Butler, District 10, called up for consideration **House File 709**, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction, amended by the Senate, as follows:

Amend House File 709 as follows:

- Page 3, by striking all of line 4 and inserting in lieu thereof the following:  
 "Secondary Schools: \$1,725,000.00 \$1,725,000.00"
- Page 3, by striking all of line 7 and inserting in lieu thereof the following:  
 "tion: 6,900,000.00 6,900,000.00"
- Page 3, by striking all of line 12 and inserting in lieu thereof the following:  
 "aneous purposes: \$1,100,000.00 \$1,100,000.00"
- Page 3, by adding the following new sections after line 12:  
 "Sec. .... There is appropriated to the department of public instruction from the general fund of the state for the biennium beginning July 1, 1971, and ending June 30, 1973, the sum of thirty thousand (30,000) dollars, or so much thereof as may be necessary for the use of the professional teaching

practices commission to carry out the provisions of chapter two hundred seventy-two A (272A) of the Code.

"Sec. .... Section two hundred sixty point fourteen (260.14), Code 1971, is amended as follows:

260.14 FEES FOR RENEWAL. The fee for the issuance or the [term] renewal of any certificate shall be [two] fifteen dollars. [The fee for life renewal shall be five dollars.]"

5. By amending the title, page 1, line 2, by inserting before the period the words "and relating to renewal fees for certificates".

6. By renumbering the sections to conform with this amendment.

Kreamer of Polk, District 63, offered the following amendment to the Senate amendment and moved its adoption:

Amend the Senate amendment to House File 709, page 1, by inserting after line 18 the following section:

Sec. .... Chapter two hundred fifty-eight (258), Code 1971, is amended by adding the following new section:

1. There is created within the office of the treasurer of state a vocational youth organization fund. Moneys deposited in the fund shall be used to develop leadership in the youth of Iowa who are enrolled in vocational and occupational education programs and to encourage the youth of Iowa to pursue vocational and occupational education.

2. The board for vocational education is authorized to award grants from the vocational youth organization fund to any vocational organization which is an integral part of the instructional program in occupational-vocational areas which includes, but is not limited to, agriculture, business and office occupations, distributive education, home economics, and trade and industrial education. No moneys shall be used for salaries and travel of state or local advisors of vocational educational organizations. No vocational organization shall receive more than one-fifth of the moneys appropriated to the vocational youth organization fund in any year.

3. There is allocated from subsection 3 of section 1 of this Act the sum of ten thousand (10,000) dollars, or so much thereof as may be necessary, for each year of the biennium beginning July 1, 1971, and ending June 30, 1973, which shall be deposited in the vocational youth organization fund and used to carry out the purposes of this section.

The amendment to the Senate amendment was adopted.

Grassley of Butler, District 10, moved that the House concur in amendments 1, 2, 5, 6 and amendment 4 as amended by the House.

The amendments were adopted.

Grassley of Butler, District 10, moved that the House refuse to concur in amendment 3 of the Senate amendment.

Skinner of Polk, District 60, moved that the House concur in amendment 3 of the Senate amendment.

A non-record roll call was requested.

The ayes were 30, nays 54.

The motion lost and the House refused to concur in amendment 3 of the Senate amendment.

Speaker pro tempore Millen in the chair at 3:45 p.m.

#### APPROPRIATIONS CALENDAR

The House resumed consideration of **Senate File 555**, a bill for an act to provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy.

Priebe of Kossuth, District 6, offered the following Priebe-Lawson amendment from the floor and moved its adoption:

Amend Senate File 555, as passed by the Senate, page 2, line 6, by inserting after the word "for" the words "planning and".

The amendment was adopted.

Lawson of Cerro Gordo, District 17, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 555)

The ayes were, 58:

Alt	Fischer, H. O.	Moffitt	Siglin
Anania	Fisher, C. R.	Mollett	Skinner
Andersen	Goode	Monroe	Stanley
Bergman	Harbor	Nielsen	Strand
Camp	Hill	Norpel	Stromer
Christensen	Husak	Nystrom	Strothman
Clark	Kinley	Pelton	Taylor
Cochran	Knoke	Priebe	Varley
Curtis	Kreamer	Rex	Waugh
Den Herder	Lawson	Rodgers	Winkelman
Dougherty	McElroy	Roorda	Wirtz
Doyle	Mendenhall	Schmeiser	Wyckoff
Drake	Menefee	Schroeder	Mr. Speaker
Dunton	Middleswart	Scott	(Millen)
Ellsworth	Miller	Shaw	

The nays were, 30:

Blouin	Gluba	Holden	Kehe
Bray	Grassley	Jesse	Kelly
Egenes	Hansen	Johnston	Kruse

Larson	Pellett	Schwieger	Trowbridge
Lipsky	Pierson	Small	Uban
Logemann	Radl	Sorg	Wells
McCormick	Sargisson	Stokes	Willits
Patton	Schwartz		

Absent or not voting, 12:

Bennett	Ewell	Hamilton	Mayberry
Campbell	Franklin	Kennedy	Tieden
Edelen	Freeman	Knoblauch	Welden

The bill having received a constitutional majority was declared to have repassed the House and the title was agreed to.

Lawson of Cerro Gordo, District 17, moved that the vote by which Senate File 555 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 48, nays 38.

The motion prevailed.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 736, a bill for an act appropriating to the Iowa liquor control commission for capital improvements.

Also: That the Senate has receded from its amendment to and passed:

House File 182, a bill for an act relating to compensation for refinancing costs where property is acquired.

Also: That the Senate has receded from its amendment to and passed:

House File 236, a bill for an act relating to the establishment of rest areas.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 738, a bill for an act appropriating to the educational radio and television facility board.

Also: That the Senate has amended House amendment to and passed:

Senate File 572, a bill for an act relating to control and use of state funds, powers of budget and financial control committee.

Also: That the Senate has concurred in House amendment to and passed:

Senate File 574, a bill for an act relating to the remittance of sales and use tax receipts to the department of revenue.

Also: that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 741, a bill for an act relating to payment of general school aid to merged areas.

CARROLL A. LANE, Secretary

SENATE AMENDMENT CONSIDERED  
HOUSE REFUSES TO CONCUR  
(Senate File 572)

Camp of Clinton, District 73, called up for consideration **Senate File 572**, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation, amended by the Senate, as follows:

Amend the House amendment to Senate File 572, as follows:

1. Page 1, by striking lines 15 through 25, inclusive.
2. Page 2, by striking lines 1 through 25, inclusive.
3. Page 3, by striking lines 1 through 21, inclusive.
4. Page 3, by striking lines 22 through 25, and page 4, by striking lines 1 through 7, and inserting in lieu thereof the following:

“(3) Section two point forty-seven (2.47), Code 1971, is amended by adding the following new subsection:  
‘Prepare quarterly and submit to each member of the General Assembly a report of the current status of major state funds, a comparison of income with estimates used by the General Assembly during the first session of each General Assembly, and other revenue and expenditure information which the budget and financial control committee determines will be informative for members of the general assembly. The state comptroller shall cooperate with the legislative fiscal director in the development of the report and the budget and financial control committee shall approve the style and format of the report.’ ”

Camp of Clinton, District 73, moved that the House refuse to concur in the Senate amendment.

Uban of Black Hawk, District 38, moved that the House concur in the Senate amendment.

A non-record roll call was requested.

The ayes were 17, nays 59.

The motion lost and the House refused to concur in the Senate amendment.

APPROPRIATIONS CALENDAR

Grassley of Butler, District 10, asked and received unanimous consent to take up for consideration **Senate File 582**, a bill for an act to appropriate from the general fund of the state to the depart-

ment of public instruction for driver's training aid and providing for administrative expenses.

Grassley of Butler, District 10, offered the following amendment filed by the committee on appropriations and moved its adoption:

Amend Senate File 582, as passed by the Senate, page 2, line 45, by striking the word "Two" and inserting in lieu thereof the words "[Two] Four".

The amendment was adopted.

Taylor of Dubuque, District 51, offered the following amendment filed by him and Kelly of Woodbury, District 22, and moved its adoption:

Amend Senate File 582, as passed by the Senate, page 2, by inserting after the word "education." in line 30 the following:

*"Said courses may be offered at sites other than at the public school, including non-public school facilities within the public school districts. The public school district offering said course in a non-public school within the public school district shall be eligible for the thirty dollar state reimbursement for each student in the course regardless of the public school district in which the student happens to reside."*

The amendment was adopted.

Grassley of Butler, District 10, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 582)

The ayes were, 82:

Alt	Freeman	McElroy	Schroeder
Anania	Gluba	Mendenhall	Schwieger
Andersen	Goode	Menefee	Scott
Bergman	Grassley	Middleswart	Shaw
Blouin	Hansen	Miller	Siglin
Camp	Harbor	Moffitt	Stanley
Christensen	Hill	Mollett	Stokes
Clark	Holden	Monroe	Strand
Cochran	Husak	Nielsen	Stromer
Curtis	Kelly	Norpel	Strothman
Den Herder	Kinley	Nystrom	Taylor
Dougherty	Knoblauch	Patton	Trowbridge
Doyle	Knoke	Pellett	Waugh
Drake	Kreamer	Pelton	Wells
Dunton	Kruse	Pierson	Willits
Edelen	Larson	Priebe	Winkelman
Egenes	Lawson	Rex	Wirtz
Ellsworth	Lipsky	Rodgers	Wyckoff
Ewell	Logemann	Roorda	Mr. Speaker
Fischer, H. O.	Mayberry	Sargisson	(Millen)
Fisher, C. R.	McCormick	Schmeiser	

The nays were, 8:

Jesse	Radl	Skinner	Uban
Kehe	Schwartz	Small	Welden

Absent or not voting, 10:

Bennett	Franklin	Kennedy	Tieden
Bray	Hamilton	Sorg	Varley
Campbell	Johnston		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has refused to concur in the House amendment to the Senate amendment to House File 724, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board.

CARROLL A. LANE, Secretary

#### HOUSE INSISTS

(House File 724)

Grassley of Butler, District 10, called up for consideration **House File 724**, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, and moved that the House insist on the House amendment to the Senate amendment.

A non-record roll call was requested.

The ayes were 54, nays 33.

The motion prevailed and the House insists on the House amendment to the Senate amendment.

#### CONFERENCE COMMITTEE APPOINTED

(House File 724)

The Speaker announced the appointment of Grassley of Butler, District 10, chairman; Hansen of Black Hawk, District 37; Fischer of Grundy, District 35, and Radl of Linn, District 43, on the part of the House, as conferees concerning House File 724.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the conference committee on House File 724, a bill for an act to appropriate to the state board

of regents, on the part of the Senate: the Senator from Carroll, Mr. Neu, chairman; the Senator from Tama, Mr. Balloun; the Senator from Clinton, Mr. Shaff; and the Senator from Mahaska, Mr. Van Gilst.

CARROLL A. LANE, Secretary

### SENATE AMENDMENT CONSIDERED

Camp of Clinton, District 73, called up for consideration **House File 741**, a bill for an act relating to payment of general school aid to merged areas, and providing an appropriation, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 741, page 3, line 7, by striking "1971-72" and inserting in lieu thereof "1972-73".

Motion prevailed and the House concurred in the Senate amendment.

Camp of Clinton, District 73, moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 741)

The ayes were, 83:

Alt	Goode	Menefee	Shaw
Anania	Harbor	Middleswart	Siglin
Andersen	Hill	Miller	Skinner
Bergman	Holden	Moffitt	Small
Blouin	Husak	Nielsen	Stanley
Bray	Jesse	Norpel	Stokes
Camp	Johnston	Nystrom	Strand
Christensen	Kehe	Patton	Stromer
Clark	Kelly	Pellet	Strothman
Cochran	Kinley	Pelton	Taylor
Curtis	Knoblauch	Pierson	Trowbridge
Den Herder	Knoke	Priebe	Varley
Dougherty	Kreamer	Rex	Waugh
Doyle	Kruse	Rodgers	Welden
Drake	Larson	Roorda	Wells
Dunton	Lawson	Sargisson	Willits
Edelen	Lipsky	Schmeiser	Winkelman
Egenes	Logemann	Schroeder	Wirtz
Ellsworth	McCormick	Schwartz	Wyckoff
Fisher, C. R.	McElroy	Schwieger	Mr. Speaker
Gluba	Mendenhall	Scott	(Millen)

The nays were, 1:

Uban

Absent or not voting, 16:

Bennett	Franklin	Hansen	Monroe
Campbell	Freeman	Kennedy	Radl
Ewell	Grassley	Mayberry	Sorg
Fischer, H. O.	Hamilton	Mollett	Tieden



The bill having received a constitutional majority was declared to have repassed the House and the title was agreed to.

### CONSIDERATION OF BILL

#### SIFTING COMMITTEE CALENDAR

Nystrom of Boone, District 55, asked and received unanimous consent to take up for consideration **Senate File 571**, a bill for an act relating to the effective date of the act regulating motor vehicle odometers.

Nystrom of Boone, District 55, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 571)

The ayes were, 79:

Alt	Harbor	Middleswart	Skinner
Anania	Hill	Miller	Small
Andersen	Holden	Moffitt	Sorg
Bergman	Husak	Nielsen	Stanley
Blouin	Jesse	Norpel	Stokes
Bray	Johnston	Nystrom	Strand
Camp	Kehe	Patton	Stromer
Clark	Kelly	Pellet	Strothman
Cochran	Kinley	Pelton	Taylor
Curtis	Knoblauch	Pierson	Uban
Den Herder	Knoke	Priebe	Varley
Dougherty	Kreamer	Rex	Waugh
Doyle	Kruse	Rodgers	Welden
Drake	Larson	Sargisson	Wells
Dunton	Lipsky	Schmeiser	Willits
Edelen	Logemann	Schroeder	Winkelman
Ellsworth	McCormick	Schwartz	Wirtz
Fisher, C. R.	McElroy	Schwieger	Wyckoff
Gluba	Mendenhall	Scott	Mr. Speaker
Goode	Menefee	Shaw	(Millen)

The nays were, 1:

Siglin

Absent or not voting, 20:

Bennett	Fischer, H. O.	Hansen	Monroe
Campbell	Franklin	Kennedy	Radl
Christensen	Freeman	Lawson	Roorda
Egenes	Grassley	Mayberry	Tieden
Ewell	Hamilton	Mollett	Trowbridge

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has concurred in House amendment to and passed:

Senate File 555, a bill for an act appropriating to the Iowa law enforcement academy.

Also: That the Senate has concurred in House amendment to and passed: Senate File 582, a bill for an act making an appropriation to the department of public instruction for driver's training aid.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 739, a bill for an act setting the salary rate for state officials.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 742, a bill for an act authorizing and directing the issuance of a patent to certain real estate by the governor and secretary of state to the United States of America.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 744, a bill for an act making an appropriation to merged area I.

Also: That the Senate insists on its amendment to the House amendment to Senate File 572, a bill for an act relating to the budget and financial control committee and requests a conference committee, and that the President of the Senate has appointed as members of the conference committee on the part of the Senate: the Senator from Hardin, Mr. Potgeter, chairman; the Senator from Ringgold, Mr. Anderson; the Senator from Sioux, Mr. DeKoster; and the Senator from Polk, Mr. Gaudineer.

CARROLL A. LANE, Secretary

#### CONFERENCE COMMITTEE APPOINTED (Senate File 572)

The Speaker announced the appointment of Den Herder of Sioux, District 1, chairman; Fisher of Greene, District 56, Drake of Muscatine, District 71, and Dunton of Keokuk, District 88, on the part of the House, as conferees concerning Senate File 572.

#### CONSIDERATION OF BILLS SIFTING COMMITTEE CALENDAR

**Senate File 503**, a bill for an act relating to the salaries of county officers, with report of committee recommending passage, was taken up for consideration.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him:

Amend Senate File 503 by striking all of lines 3 through 20 and the word "office." in line 21.

Knoke of Pottawattamie, District 79, asked for unanimous consent to withdraw his amendment.

Objection was raised.

Knoke of Pottawattamie, District 79, moved that his amendment be withdrawn.

A non-record roll call was requested.

The ayes were 55, nays 20.

The motion prevailed.

Drake of Muscatine, District 71, offered the following Drake, et al., amendment and moved its adoption:

Amend Senate File 503, as amended and passed by the Senate, as follows:

By striking section 2 and inserting in lieu thereof the following:

Sec. 2. Section three hundred forty point nine (340.9), Code 1971, is amended by striking subsections one (1) through twelve (12), inclusive, and inserting in lieu thereof the following:

1. Less than ten thousand population, nine thousand dollars.

2. Ten thousand and less than twelve thousand population, nine thousand seven hundred fifty dollars.

3. Twelve thousand and less than seventeen thousand population, ten thousand four hundred dollars.

4. Seventeen thousand and less than twenty thousand population, eleven thousand fifty dollars.

5. Twenty thousand and less than twenty-five thousand population, eleven thousand seven hundred dollars.

6. Twenty-five thousand and less than thirty thousand population, twelve thousand three hundred fifty dollars.

7. Thirty thousand and less than thirty-five thousand population, thirteen thousand six hundred fifty dollars.

8. Thirty-five thousand and less than fifty thousand population, fourteen thousand three hundred dollars.

9. Fifty thousand and less than seventy-five thousand population, fifteen thousand six hundred dollars.

10. Seventy-five thousand and less than one hundred twenty-five thousand population, sixteen thousand nine hundred dollars.

11. One hundred twenty-five thousand and less than two hundred thousand population, nineteen thousand five hundred dollars.

12. Over two hundred thousand population, twenty-two thousand one hundred dollars.

Roll call was requested by Skinner of Polk, District 60, and Knoke of Pottawattamie, District 79.

On the question "Shall the amendment be adopted?"

The ayes were, 44:

Anania	Freeman	McCormick	Schroeder
Andersen	Hansen	McElroy	Schwartz
Bergman	Jesse	Middleswart	Schwieger
Blouin	Johnston	Mollett	Shaw
Bray	Kelly	Monroe	Skinner
Clark	Kinley	Norpel	Trowbridge
Doyle	Knoke	Patton	Uban
Drake	Larson	Pelton	Varley
Dunton	Lawson	Priebe	Wells
Edelen	Lipsky	Rex	Willits
Egenes	Mayberry	Sargisson	Wirtz

The nays were, 44:

Camp	Hill	Moffitt	Sorg
Cochran	Holden	Nielsen	Stanley
Curtis	Husak	Nystrom	Stokes
Den Herder	Kehe	Pellett	Strand
Dougherty	Knoblauch	Pierson	Stromer
Ellsworth	Kreamer	Radl	Strothman
Fischer, H. O.	Kruse	Rodgers	Waugh
Fisher, C. R.	Logemann	Roorda	Winkelman
Gluba	Mendenhall	Schmeiser	Wyckoff
Goode	Menefee	Scott	Mr. Speaker
Grassley	Miller	Siglin	(Millen)
Harbor			

Absent or not voting, 12:

Alt	Christensen	Hamilton	Taylor
Bennett	Ewell	Kennedy	Tieden
Campbell	Franklin	Small	Welden

The amendment lost.

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw the amendment filed by him on June 15, 1971, and found on page 2067 of the House Journal.

Knoke of Pottawattamie, District 79, offered the following amendment filed by him:

Amend Senate File 503 by adding the following new section:

"Sec. 3. Section three hundred forty point nine (340.9), Code 1971, is amended by adding the following new paragraph:

"The board of supervisors of any county may supplement the salaries of the county attorney and the assistant county attorneys from private grants and federal funds notwithstanding the salary limitations set forth in this section and section three hundred forty point ten (340.10) of the Code."

Knoke of Pottawattamie, District 79, offered the following amendment to his amendment from the floor and moved its adoption:

Amend the Knoke amendment filed June 16, 1971, as follows:

1. By striking lines 1 and 2 and inserting in lieu thereof the following: "Amend Senate File 503 by striking section 2 and inserting in lieu thereof the following:"
2. Line 3, by striking the numeral "3" and inserting in lieu thereof the numeral "2".

Knoke of Pottawattamie, District 79, asked and received unanimous consent to withdraw his amendment to his amendment.

Jesse of Polk, District 58, offered the following amendment to the Knoke amendment from the floor and moved its adoption:

Amend the Knoke amendment to Senate File 503 filed June 16, 1971, line 6, by inserting after the word "may" the words "pay or".

The amendment to the amendment was adopted.

Small of Johnson, District 69, offered the following amendment to the Knoke amendment, from the floor, and moved its adoption:

Amend the Knoke amendment to Senate File 503, filed June 16, 1971, by striking from lines 8 and 9 the words "private grants and".

The amendment to the amendment was adopted.

Knoke of Pottawattamie, District 79, moved the adoption of his amendment as amended.

The amendment as amended was adopted.

Skinner of Polk, District 60, offered the following Skinner-Alt amendment from the floor and moved its adoption:

Amend Senate File 503, by adding the following new section:

Section 3. Section three hundred forty point eight (340.8), the last unnumbered paragraph, Code 1971, is amended as follows:

In counties over two hundred fifty thousand population where more than two deputies are required, said deputies may be paid an amount not to exceed [seventy] *seventy-five* percent of the annual salary of his or her principal. Upon certification to the board of supervisors by the elected official concerned, the amount of the annual salary for each deputy as above provided, the board of supervisors [shall] *may* certify to the county auditor of any such county the annual salary certified by the elected officials, but in no event shall said board of supervisors be required to certify to the auditor of any such county an amount in excess of the amounts authorized above.

The board of supervisors shall fix all compensation for extra help and clerks.

The amendment was adopted.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 503)

The ayes were, 67:

Alt	Grassley	Middleswart	Schwartz
Anania	Hansen	Miller	Scott
Andersen	Harbor	Monroe	Shaw
Bennett	Holden	Nielsen	Skinner
Bergman	Jesse	Norpel	Strand
Blouin	Johnston	Nystrom	Stromer
Bray	Kelly	Patton	Strothman
Christensen	Kinley	Pellett	Taylor
Clark	Knoke	Pelton	Trowbridge
Cochran	Kreamer	Pierson	Uban
Curtis	Kruse	Priebe	Varley
Dougherty	Logemann	Radi	Waugh
Doyle	Mayberry	Rex	Willits
Egenes	McCormick	Rodgers	Winkelman
Ellsworth	McElroy	Sargisson	Wirtz
Fischer, H. O.	Mendenhall	Schmeiser	Wyckoff
Goode	Menefee	Schroeder	

The nays were, 18:

Edelen	Larson	Schwieger	Weiden
Gluba	Lawson	Small	Wells
Hill	Lipsky	Sorg	Mr. Speaker
Husak	Moffitt	Stanley	(Millen)
Knoblauch	Roord	Stokes	

Absent or not voting, 15:

Camp	Dunton	Freeman	Mollett
Campbell	Ewell	Hamilton	Siglin
Den Herder	Fisher, C. R.	Kehe	Tieden
Drake	Franklin	Kennedy	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 724

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 House File 724, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, report that the conference committee has refused to

reach agreement and recommends that a second conference committee be appointed.

On the part of the Senate:

ARTHUR A. NEU, Chairman  
ROGER J. SHAFF  
CHARLES F. BALLOUN  
BASS VAN GILST

On the part of the House:

CHARLES E. GRASSLEY, Chairman  
HAROLD O. FISCHER  
WILLARD HANSEN  
RICHARD M. RADL

## SECOND CONFERENCE COMMITTEE APPOINTED

(House File 724)

The Speaker announced the appointment of Camp of Clinton, District 73, chairman; Freeman of Buena Vista, District 15, Kreamer of Polk, District 63, and Bennett of Polk, District 59, on the part of the House, as conferees on the second conference committee concerning House File 724.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the second conference committee on House File 724, a bill for an act appropriating to the state board of regents, on the part of the Senate: the Senator from Linn, Mr. Riley, chairman; the Senator from Polk, Mr. Milligan; the Senator from Dubuque, Mr. Kennedy; and the Senator from Story, Mr. Van Drie.

CARROLL A. LANE, Secretary

## SENATE AMENDMENTS CONSIDERED

### HOUSE CONCURS IN PART, REFUSES TO CONCUR IN PART

(House File 739)

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **House File 739**, a bill for an act setting the salary rate for state officials and designated employees of the state, amended by the Senate, as follows:

Amend House File 739 as follows:

1. Page 2, by striking lines 14 through 18, inclusive.
2. Page 2, by striking lines 30 through 33, inclusive.
3. Page 3, by striking lines 15 through 18, inclusive.
4. Page 3, line 29, by striking the figures "22,500 22,500" and insert in lieu thereof the following: "24,000 24,000".
5. Page 4, by striking lines 3 through 5, inclusive.
6. Page 4, by striking lines 14 through 21, inclusive.
7. Page 4, by striking lines 34 and 35.
8. Page 5, by striking line 1.
9. Page 5, by striking lines 6 through 9, inclusive.
10. Page 6, by striking lines 2 through 5, inclusive.

11. Page 7, by striking lines 7 through 10, inclusive.
12. Page 8, by striking lines 16 through 18, inclusive.
13. Page 9, by striking lines 20 through 24, inclusive.
14. By renumbering the remaining items in accordance with this amendment.

**Lawson of Cerro Gordo, District 17, moved that the House refuse to concur in amendments 1, 2, 3 and amendments 5 through 14 of the Senate amendment.**

Uban of Black Hawk, District 38, moved that the House concur in amendments 1, 2, 3 and amendments 5 through 14 of the Senate amendment.

A non-record roll call was requested.

The ayes were 8, nays 68.

The motion lost and the House refused to concur.

Lawson of Cerro Gordo, District 17, moved that the House concur in amendment 4 of the Senate amendment.

Roll call was requested by Husak of Tama, District 41, and Priebe of Kossuth, District 6.

On the question "Shall the House concur in amendment 4 of the Senate amendment?"

The ayes were, 56:

Alt	Hill	Menefee	Stanley
Andersen	Holden	Miller	Stokes
Clark	Kehe	Moffitt	Strand
Curtis	Kelly	Nielsen	Taylor
Dougherty	Knoke	Nystrom	Trowbridge
Drake	Kreamer	Pellett	Uban
Dunton	Kruse	Pelton	Varley
Egenes	Larson	Pierson	Waugh
Ellsworth	Lawson	Roorda	Welden
Fischer, H. O.	Lipsky	Schroeder	Winkelman
Fisher, C. R.	Logemann	Schwartz	Wirtz
Freeman	Mayberry	Schwieger	Wyckoff
Goode	McElroy	Shaw	Mr. Speaker
Hansen	Mendenhall	Siglin	(Millen)
Harbor			

The nays were, 34:

Anania	Gluba	Monroe	Schmeiser
Bennett	Grassley	Norpel	Scott
Bergman	Husak	Patton	Skinner
Blouin	Jesse	Priebe	Small
Bray	Johnston	Radl	Sorg
Christensen	Kinley	Rex	Strothman
Cochran	Knoblauch	Rodgers	Wells
Doyle	McCormick	Sargisson	Willits
Edelen	Middleswart		



Absent or not voting, 10:

Camp	Ewell	Kennedy	Stromer
Campbell	Franklin	Mollett	Tieden
Den Herder	Hamilton		

Motion prevailed and the House concurred in amendment 4 of the Senate amendment.

### CONSIDERATION OF BILLS

#### WAYS AND MEANS CALENDAR

The House resumed consideration of **Senate File 37**, a bill for an act to permit counties to become associated with the Iowa state association of counties, with report of committee recommending passage, was taken up for consideration.

Fischer of Grundy moved that Senate File 37 be deferred and be made a special order of business for Tuesday, January 25, 1972.

Roll call was requested by Fischer of Grundy, District 35, and Blouin of Dubuque, District 49.

On the question "Shall Senate File 37 be deferred?"

The ayes were, 34:

Andersen	Jesse	Patton	Stanley
Blouin	Johnston	Pelton	Stokes
Clark	Kelly	Priebe	Strand
Cochran	Knoblauch	Rodgers	Trowbridge
Edelen	Knoke	Sargisson	Uban
Fischer, H. O.	Lipsky	Scott	Welden
Goode	McCormick	Shaw	Willits
Hill	Moffitt	Small	Wyckoff
Husak	Norpel		

The nays were, 48:

Anania	Freeman	Miller	Skinner
Bennett	Gluba	Monroe	Sorg
Bergman	Grassley	Nielsen	Stromer
Christensen	Holden	Nystrom	Strothman
Curtis	Kehe	Pellett	Taylor
Den Herder	Kruse	Pierson	Varley
Dougherty	Logemann	Rex	Waugh
Doyle	Mayberry	Roorda	Wells
Drake	McElroy	Schmeiser	Winkelman
Dunton	Mendenhall	Schroeder	Wirtz
Egenes	Menefee	Schwieger	Mr. Speaker
Ellsworth	Middleswart	Siglin	(Millen)
Fisher, C. R.			

Absent or not voting, 18:

Alt	Franklin	Kinley	Mollett
Bray	Hamilton	Kreamer	Radl
Camp	Hansen	Larson	Schwartz
Campbell	Harbor	Lawson	Tieden
Ewell	Kennedy		

The motion lost.

Pelton of Clinton, District 74, offered the following amendment from the floor:

Amend Senate File 37 by adding thereto the following new section:

No county funds may be expended for membership fees or for attendance expenses for any county officers association other than the Iowa State Association of Counties.

Camp of Clinton, District 73, moved that the amendment be withdrawn.

A non-record roll call was requested.

The ayes were 40, nays 41.

The motion lost.

Pelton of Clinton, District 74, moved the adoption of his amendment.

The ayes were 45, nays 39.

The amendment was adopted.

Willits of Polk, District 57, offered the following amendment from the floor:

Amend Senate File 37 by adding thereto the following new section:

"Representation in the Iowa state association of counties shall be on a basis proportionate to the population of the county."

Fischer of Grundy, District 35, moved that the amendment be tabled.

A non-record roll call was requested.

The ayes were 28, nays 50.

The motion lost.

Willits of Polk, District 57, moved the adoption of his amendment.

Roll call was requested by Willits of Polk, District 57, and Gluba of Scott, District 76.

On the question "Shall the amendment be adopted?"

## The ayes were, 38:

Alt	Hansen	McElroy	Schwartz
Anania	Hill	Mollett	Schwieger
Andersen	Husak	Monroe	Skinner
Blouin	Jesse	Norpel	Small
Bray	Johnston	Patton	Sorg
Cochran	Kelly	Pelton	Stanley
Doyle	Kinley	Pierson	Uban
Dunton	Knoke	Priebe	Wells
Egenes	Larson	Sargisson	Willits
Gluba	Lipsky		

## The nays were, 44:

Bergman	Kehe	Nielsen	Stromer
Christensen	Knoblauch	Nystrom	Strothman
Clark	Kruse	Pellett	Taylor
Curtis	Lawson	Rex	Trowbridge
Den Herder	Logemann	Rodgers	Waugh
Dougherty	McCormick	Roorda	Welden
Drake	Mendenhall	Schroeder	Winkelman
Edelen	Menefee	Scott	Wirtz
Ellsworth	Middleswart	Siglin	Wyckoff
Fisher, C. R.	Miller	Stokes	Mr. Speaker
Goode	Moffitt	Strand	(Millen)
Holden			

## Absent or not voting, 18:

Bennett	Franklin	Kennedy	Schmeiser
Camp	Freeman	Kreamer	Shaw
Campbell	Grassley	Mayberry	Tieden
Ewell	Hamilton	Radl	Varley
Fischer, H. O.	Harbor		

## The amendment lost.

Rex of Hamilton, District 31, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?" (S.F. 37)

## The ayes were, 64:

Alt	Johnston	Mollett	Siglin
Anania	Kehe	Monroe	Skinner
Bergman	Kinley	Nielsen	Small
Blouin	Knoblauch	Norpel	Strand
Bray	Kruse	Pellett	Stromer
Christensen	Larson	Pierson	Taylor
Cochran	Lawson	Priebe	Trowbridge
Curtis	Lipsky	Radl	Uban
Den Herder	Logemann	Rex	Varley
Dougherty	McCormick	Rodgers	Waugh
Drake	McElroy	Roorda	Wells
Dunton	Mendenhall	Schmeiser	Winkelman
Edelen	Menefee	Schroeder	Wirtz
Ellsworth	Middleswart	Schwartz	Wyckoff
Fisher, C. R.	Miller	Schwieger	Mr. Speaker
Harbor	Moffitt	Scott	(Millen)
Holden			

The nays were, 22:

Andersen	Hansen	Patton	Stanley
Clark	Hill	Pelton	Stokes
Doyle	Husak	Sargisson	Strothman
Egenes	Kelly	Shaw	Welden
Gluba	Knoke	Sorg	Willits
Goode	Nystrom		

Absent or not voting, 14:

Bennett	Fischer, H. O.	Hamilton	Kreamer
Camp	Franklin	Jesse	Mayberry
Campbell	Freeman	Kennedy	Tieden
Ewell	Grassley		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### SPECIAL ORDER

(Senate File 77)

Schwieger of Black Hawk, District 40, moved that Senate File 77 be made a special order of business for Tuesday, January 25, 1972.

A non-record roll call was requested.

The ayes were 59, nays 17.

The motion having received a three-fifths majority prevailed.

#### ADOPTION OF REPORT OF THE CONFERENCE COMMITTEE

(Senate File 572)

Den Herder of Sioux, District 1, called up for consideration the report of the conference committee on **Senate File 572**, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation, as follows:

#### REPORT OF THE CONFERENCE COMMITTEE

##### ON SENATE FILE 572

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 572, a bill for an act relating to the control and use of state funds, powers of the budget and financial control committee and providing an appropriation, respectfully submit the following recommendations:

1. That the Senate recede from its amendment to the House amendment.
2. That the House amendment to Senate File 572, received from the House on June 17, 1971, be amended as follows:
  - a. Page 1, line 9, by inserting after the word "commit-

tee" the words "and its staff".

b. Page 1, by striking lines 15 through 22, inclusive.

c. Page 1, line 24, by inserting after the first word "and" the words "after receiving the recommendation of".

d. Page 2, line 2, by inserting after the first word "and" the words "after receiving the recommendation of".

e. Page 2, line 17, by inserting after the word "committee" the words "for its recommendation".

f. Page 2, line 17, by striking the words "If the budget".

g. Page 2, by striking lines 18 through 22, inclusive.

h. Page 3, line 6, by inserting after the first word "and" the words "after receiving the recommendation of".

i. Page 3, by striking lines 24 and 25.

j. Page 4, by striking lines 1 through 7, inclusive, and inserting in lieu thereof the following:

"Prepare quarterly and submit to each member of the general assembly a report of the current status of major state funds, a comparison of income with estimates used by the general assembly during the first session of each general assembly, and other revenue and expenditure information which the budget and financial control committee determines will be informative for members of the general assembly. The state comptroller shall cooperate with the legislative fiscal director in the development of the report and the budget and financial control committee shall approve the style and format of the report."

On the part of the Senate:

JAMES A. POTGETER, Chairman  
QUENTIN V. ANDERSON  
LUCAS J. DeKOSTER  
LEE H. GAUDINEER, JR.

On the part of the House:

ELMER H. DEN HERDER, Chairman  
RICHARD F. DRAKE  
KEITH H. DUNTON  
C. RAYMOND FISHER

Den Herder of Sioux, District 1, moved the adoption of the conference committee report and the amendments contained therein.

Motion prevailed and the report was adopted.

Den Herder of Sioux, District 1, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 572)

The ayes were, 82:

Alt	Dougherty	Harbor	Kruse
Anania	Doyle	Hill	Lawson
Andersen	Drake	Holden	Lipsky
Bergman	Dunton	Husak	Logemann
Blouin	Edelen	Jesse	McCormick
Bray	Egenes	Johnston	McElroy
Christensen	Ellsworth	Kehe	Mendenhall
Clark	Fisher, C. R.	Kelly	Menefee
Cochran	Gluba	Kinley	Middleswart
Curtis	Goode	Knoblauch	Miller
Den Herder	Hansen	Knoke	Moffitt

Monroe	Roorda	Small	Waugh
Nielsen	Sargisson	Sorg	Welden
Norpel	Schmeiser	Stanley	Wells
Nystrom	Schroeder	Stokes	Willits
Patton	Schwartz	Strand	Winkelman
Pelton	Schwieger	Stromer	Wirtz
Pierson	Scott	Strothman	Wyckoff
Priebe	Shaw	Taylor	Mr. Speaker
Radl	Siglin	Trowbridge	(Millen)
Rodgers	Skinner	Varley	

The nays were, 2:

Larson                      Uban

Absent or not voting, 16:

Bennett	Fischer, H. O.	Hamilton	Mollett
Camp	Franklin	Kennedy	Pellett
Campbell	Freeman	Kreamer	Rex
Ewell	Grassley	Mayberry	Tieden

The bill having received a constitutional majority was declared to have repassed the House and the title was agreed to.

Speaker Harbor in the chair at 11:00 p.m.

#### CONSIDERATION OF BILL SIFTING COMMITTEE CALENDAR

**Senate File 199**, a bill for an act relating to prohibited advertising practices by chiropractors and providing a penalty therefor, was taken up for consideration.

Clark of Lee offered the following amendment from the floor and moved its adoption:

Amend Senate File 199 by striking from lines eight (8) and nine (9) the words: "of improper, false, fraudulent, or misleading".

A non-record roll call was requested.

The ayes were 16, nays 57.

The amendment lost.

Schroeder of Pottawattamie, District 54, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 199)

The ayes were, 74:

Anania	Cochran	Drake	Goode
Andersen	Curtis	Edelen	Hansen
Bergman	Den Herder	Ellsworth	Holden
Blouin	Dougherty	Ewell	Husak
Bray	Doyle	Fischer, H. O.	Johnston
Christensen	Dunton	Gluba	Kehe

Kelly	Miller	Roorda	Strand
Kinley	Moffitt	Sargisson	Strothman
Knoblauch	Monroe	Schmeiser	Taylor
Knoke	Norpel	Schroeder	Trowbridge
Kruse	Nystrom	Schwartz	Uban
Lipsky	Patton	Schwieger	Varley
Logemann	Pellett	Scott	Waugh
McCormick	Pelton	Shaw	Wells
McElroy	Pierson	Siglin	Willits
Mendenhall	Priebe	Skinner	Winkelman
Menefee	Radl	Stanley	Wyckoff
Middleswart	Rex	Stokes	Mr. Speaker
Millen	Rodgers		

The nays were, 10:

Alt	Jesse	Sorg	Welden
Clark	Larson	Stromer	Wirtz
Hill	Lawson		

Absent or not voting, 16:

Bennett	Fisher, C. R.	Hamilton	Mollett
Camp	Franklin	Kennedy	Nielsen
Campbell	Freeman	Kreamer	Small
Egenes	Grassley	Mayberry	Tieden

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in House amendment to and passed:

Senate File 503, a bill for an act relating to the salaries of county officers.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 593, a bill for an act to make an appropriation to the executive council for the construction and equipping of a medical school in counties of over two hundred thousand (200,000) population.

Also: That the Senate has concurred in the House amendment to Senate amendment 4 and receded from Senate amendment 3 to and passed:

House File 709, a bill for an act making an appropriation to the department of public instruction.

SENATE MESSAGE CONSIDERED

**Senate File 593**, a bill for an act to make an appropriation to the executive council for the construction and equipping of a medical school in counties of over two hundred thousand (200,000) population.

Read first time and referred to committee on appropriations.

## FURTHER CONSIDERATION OF BILL

Varley of Adair, District 84, called up for further consideration **House File 709**, a bill for an act making an appropriation from the general fund of the state of Iowa to the department of public instruction, in which the Senate concurred in the House amendment and receded from the Senate amendment.

Varley of Adair, District 84, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 709)

The ayes were, 82:

Alt	Hill	Miller	Siglin
Anania	Holden	Moffitt	Skinner
Andersen	Husak	Monroe	Small
Bergman	Jesse	Norpel	Sorg
Blouin	Johnston	Nystrom	Stanley
Bray	Kehe	Patton	Stokes
Christensen	Kelly	Pellett	Strand
Clark	Kinley	Pelton	Stromer
Cochran	Knoblauch	Pierson	Strothman
Curtis	Knoke	Priebe	Taylor
Den Herder	Kruse	Radl	Trowbridge
Dougherty	Larson	Rodgers	Varley
Doyle	Lawson	Roorda	Waugh
Drake	Lipsky	Sargisson	Welden
Dunton	Logemann	Schmeiser	Wells
Edelen	McCormick	Schroeder	Willits
Ellsworth	McElroy	Schwartz	Winkelman
Ewell	Mendenhall	Schwieger	Wirtz
Gluba	Menefee	Scott	Wyckoff
Goode	Middleswart	Shaw	Mr. Speaker
Hansen	Millen		

The nays were, none.

Absent or not voting, 18:

Bennett	Fisher, C. R.	Kennedy	Nielsen
Camp	Franklin	Kreamer	Rex
Campbell	Freeman	Mayberry	Tieden
Egenes	Grassley	Mollett	Uban
Fischer, H. O.	Hamilton		

The bill having received a constitutional majority was declared to have been repassed by the House and the title was agreed to.

## SIFTING COMMITTEE CALENDAR

**House File 30**, a bill for an act relating to the inspection of pipeline construction over private property, with report of committee recommending passage, was taken up for consideration.

Goode of Davis, District 98, moved that House File 30 be deferred.

Goode of Davis, District 98, asked and received unanimous consent to withdraw his motion.



Gluba of Scott, District 76, moved the previous question on House File 30 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 26, nays 45.

The motion, having failed to receive a three-fifths majority, lost.

Holden of Scott, District 75, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 30)

The ayes were, 64:

Alt	Egenes	Miller	Scott
Anania	Gluba	Mollett	Siglin
Andersen	Goode	Monroe	Skinner
Bennett	Holden	Norpel	Small
Blouin	Husak	Nystrom	Stokes
Bray	Jesse	Patton	Strand
Christensen	Johnston	Pellett	Stromer
Clark	Knoblauch	Pierson	Strothman
Cochran	Kruse	Priebe	Taylor
Curtis	Larson	Radl	Trowbridge
Den Herder	Logemann	Rodgers	Waugh
Dougherty	McCormick	Roorda	Wells
Doyle	Mendenhall	Sargisson	Willits
Drake	Menefee	Schmeiser	Winkelman
Dunton	Middleswart	Schroeder	Wirtz
Edelen	Millen	Schwartz	Wyckoff

The nays were, 16:

Ellsworth	Kehe	McElroy	Shaw
Fischer, H. O.	Kelly	Moffitt	Stanley
Fisher, C. R.	Kinley	Nielson	Welden
Hansen	Knoke	Schwieger	Mr. Speaker

Absent or not voting, 20:

Bergman	Freeman	Kreamer	Rex
Camp	Grassley	Lawson	Sorg
Campbell	Hamilton	Lipsky	Tieden
Ewell	Hill	Mayberry	Uban
Franklin	Kennedy	Pelton	Varley

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Holden of Scott, District 75, moved that the vote by which House File 30 passed the House be reconsidered and the motion to reconsider be tabled.

A non-record roll call was requested.

The ayes were 57, nays 15.

The motion prevailed.

## HOUSE CONCURRENT RESOLUTION 49

By Welden

*Whereas*, the members of the general assembly believe that all state employees should be entitled to receive uniform treatment in the establishment of pay scales and fringe benefits; and

*Whereas*, it appears that some groups of state employees have in the past and may in the immediate future receive salaries and fringe benefits that may exceed the benefits received by other groups of state employees; and

*Whereas*, because of the limited time available to the general assembly it does not appear possible to develop plans for salary scales and fringe benefits that will be uniform and equitable for every group of state employees,  
*Now Therefore*,

*Be It Resolved by the House of Representatives, the Senate Concurring*, That the Iowa merit employment commission and the director of the Iowa merit employment department are directed to develop a proposed plan that will provide a uniform system of pay scales and fringe benefits for all state employees. The inclusion of additional salary payments for extended length of service shall be considered and included in the report.

*Be It Further Resolved*, That the Iowa merit employment commission and the director of the employment department shall submit periodic reports of their progress and any problems they may encounter to the legislative council during the interim between the first and second sessions of the Sixty-fourth General Assembly and a final report of a proposed plan to the committees on appropriations not later than February 1, 1972.

Laid over under Rule 25.

## HOUSE RESOLUTION 10

By Camp, Skinner, Kinley and Bennett

*Whereas*, roof mounted signals for automobiles known as "life lites" have been developed by a resident of Des Moines and may presently be purchased; and

*Whereas*, automobiles equipped with life lites possess greater flashing illumination than automobiles without such signals; and

*Whereas*, it appears that the use by automobiles of life lites will help to improve Iowa's safety record and reduce the accident rate; *Now Therefore*, *Be It Resolved by the House of Representatives*, That the department of public safety is hereby encouraged to conduct a study to determine the extent of the usefulness and safety aspects of the life lite and the feasibility of the installation of the life lite on all automobiles.

*Be It Further Resolved*, That the department of public safety is hereby encouraged to apply for federal funds in cooperation with the manufacturer of life lite to finance the study.

Laid over under Rule 25.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 46, 164, 317,

393, 466, 565, 625, 654, 692, 693, 696, 700, 701, 703, 705, 708, 710, 716, 719, 720, 721, 722, 723, 728, 731 and Senate Files 563, 578, and 580.

ELIZABETH R. MILLER  
Chairman, House Committee  
JOHN C. RHODES  
Chairman, Senate Committee

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 46, 164, 317, 393, 466, 565, 625, 654, 692, 693, 696, 700, 701, 703, 705, 708, 710, 716, 719, 720, 721, 722, 723, 728 and 731 and Senate Files 563, 578 and 580.

#### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of June, 1971, sent to the Governor for his approval: House Files 46, 164, 317, 393, 466, 565, 625, 654, 692, 693, 696, 700, 701, 703, 705, 708, 710, 716, 719, 720, 721, 722, 723, 728 and 731.

ELIZABETH R. MILLER, Chairman

Report adopted.

#### CONSIDERATION OF BILLS

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 584**, a bill for an act to appropriate funds from the general fund of the state of Iowa for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, land purchases, replacements, or alterations, and providing for joint control of the expenditure thereof by the board of regents, the governor, and the state comptroller.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 584)

The ayes were, 84:

Alt	Camp	Dougherty	Fisher, C. R.
Anania	Christensen	Doyle	Gluba
Bennett	Clark	Drake	Goode
Bergman	Cochran	Dunton	Grassley
Blouin	Curtis	Edelen	Hansen
Bray	Den Herder	Ellsworth	Hill

Holden	Mendenhall	Rex	Strand
Jesse	Menefee	Rodgers	Stromer
Johnston	Middleswart	Roorda	Strothman
Kehe	Millen	Sargisson	Taylor
Kelly	Miller	Schmeiser	Trowbridge
Knoblauch	Moffitt	Schroeder	Uban
Knoke	Mollett	Schwartz	Varley
Kreamer	Nielsen	Schwieger	Waugh
Kruse	Norpel	Scott	Welden
Larson	Nystrom	Shaw	Wells
Lawson	Patton	Siglin	Willits
Lipsky	Pellett	Skinner	Winkelman
Logemann	Pelton	Small	Wirtz
McCormick	Pierson	Stanley	Wyckoff
McElroy	Priebe	Stokes	Mr. Speaker

The nays were, 5:

Andersen	Freeman	Husak	Radl
Fischer, H. O.			

Absent or not voting, 11:

Campbell	Franklin	Kinley	Sorg
Egenes	Hamilton	Mayberry	Tieden
Ewell	Kennedy	Monroe	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Camp of Clinton, District 73, asked for unanimous consent to take up for consideration **Senate File 588**, a bill for an act to provide an appropriation from the general fund of the state of Iowa to the state board of regents to replace building space and equipment lost through fire at the University of Northern Iowa.

Objection was raised.

Fisher of Grundy moved that the rules be suspended for the consideration of Senate File 588.

A non-record roll call was requested.

The ayes were 55, nays 30.

The motion having received a three-fifths majority prevailed.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 588)

The ayes were, 82:

Anania	Christensen	Doyle	Gluba
Bennett	Clark	Drake	Goode
Bergman	Cochran	Dunton	Grassley
Blouin	Curtis	Edelen	Hansen
Bray	Den Herder	Ellsworth	Hill
Camp	Dougherty	Fisher, C. R.	Holden

Husak	Middleswart	Rodgers	Stromer
Jesse	Millen	Roorda	Strothman
Johnston	Miller	Sargisson	Taylor
Kehe	Moffitt	Schmeiser	Trowbridge
Knoblauch	Mollett	Schwartz	Uban
Knoke	Nielsen	Schwieger	Varley
Kreamer	Norpel	Scott	Waugh
Larson	Nystrom	Shaw	Welden
Lawson	Patton	Siglin	Wells
Lipsky	Pellett	Skinner	Willits
Logemann	Pelton	Small	Winkelman
McCormick	Pierson	Stanley	Wirtz
McElroy	Priebe	Stokes	Wyckoff
Mendenhall	Radl	Strand	Mr. Speaker
Menefee	Rex		

The nays were 6:

Andersen	Freeman	Kruse	Schroeder
Fischer, H. O.	Kelly		

Absent or not voting, 12:

Alt	Ellwell	Kennedy	Monroe
Campbell	Franklin	Kinley	Sorg
Egenes	Hamilton	Mayberry	Tieden

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 591**, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission.

Alt of Polk, District 61, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 591)

The ayes were, 65:

Alt	Ellsworth	Middleswart	Shaw
Andersen	Fisher, C. R.	Millen	Siglin
Anania	Goode	Miller	Skinner
Bennett	Grassley	Moffitt	Stanley
Bergman	Hill	Mollett	Stokes
Bray	Husak	Nielsen	Stromer
Camp	Knoblauch	Nystrom	Strothman
Clark	Kreamer	Patton	Taylor
Cochran	Kruse	Pellett	Trowbridge
Curtis	Lawson	Pelton	Varley
Den Herder	Lipsky	Pierson	Wells
Dougherty	Logemann	Priebe	Willits
Doyle	McCormick	Rodgers	Winkelman
Drake	McElroy	Roorda	Wirtz
Dunton	Mendenhall	Sargisson	Wyckoff
Edelen	Menefee	Schmeiser	Mr. Speaker
Egenes			

The nays were, 24:

Blouin	Holden	Larson	Schwieger
Christensen	Jesse	Monroe	Scott
Fischer, H. O.	Johnston	Norpel	Small
Freeman	Kehe	Radl	Strand
Gluba	Kelly	Rex	Uban
Hansen	Knoke	Schwartz	Waugh

Absent or not voting, 11:

Campbell	Hamilton	Mayberry	Tieden
Ewell	Kennedy	Schroeder	Welden
Franklin	Kinley	Sorg	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 32

Grassley of Butler, District 10, moved that **Senate Concurrent Resolution 32** be taken up for consideration.

Goode of Davis, District 98, moved that the motion to consider Senate Concurrent Resolution 32 be deferred.

A non-record roll call was requested.

The ayes were 36, nays 47.

The motion lost.

On the Grassley motion, the motion prevailed.

Grassley of Butler, District 10, moved the adoption of the following Senate Concurrent Resolution 32:

#### SENATE CONCURRENT RESOLUTION 32

By Committee on Higher Education

*Whereas*, section two hundred sixty-two A point three (262A.3) of the Code provides that the state board of regents shall prepare and submit to the general assembly for approval no later than seven days after the convening of each regular annual session of the General Assembly a proposed ten-year building program for each institution of higher learning under the jurisdiction of said board, said program to contain a list of the buildings and facilities which the board deems necessary to further the educational objectives of the institutions, with an estimate of the cost of each of the buildings and facilities referred to therein and an estimate of the maximum amount of bonds which the board expects to issue under chapter two hundred sixty-two A (262A) of the Code during each year of the ensuing biennium; and

*Whereas*, the state board of regents prepared and, within seven days after the convening of the Sixty-fourth General Assembly of the State of Iowa, First Session, submitted to the Sixty-fourth General Assembly, First Session, for approval such a proposed ten-year building program

for each institution containing a list of the buildings and facilities which the board deems necessary to further the educational objectives of the institutions, together with an estimate of the cost of each of the buildings and facilities referred to therein and the amount of bonds to be issued as authorized during the biennium ending June 30, 1971, along with an estimate of the maximum amount of bonds which the board expects to issue under the provisions of chapter two hundred sixty-two A (262A) of the Code for each year of the biennium beginning July 1, 1971 and ending June 30, 1973; *Now Therefore,*

*Be It Resolved by the Senate, the House Concurring,* That the proposed ten-year building program submitted by the state board of regents for each institution of higher learning under its jurisdiction, including the amount of bonds issued and to be issued during the biennium ending June 30, 1971, and the estimate of the maximum amount of bonds which the board expects to issue under the provisions of chapter two hundred sixty-two A (262A) of the Code for each year of the biennium ending June 30, 1973, be and is hereby approved as submitted, to wit:

**STATE BOARD OF REGENTS PROPOSED TEN-YEAR  
BUILDING PROGRAM 1971-81**

**STATE UNIVERSITY OF IOWA**

Project	Estimated Total Cost
Recurring projects (including utilities, remodeling, advance planning, campus improvements), .....	\$ 2,947,000
Steam main extensions .....	271,000
Turbine generator .....	2,100,000
MacLean hall remodeling .....	900,000
Eastside elevated water tank .....	474,000
Music building (old) remodeling .....	430,000
Dentistry building (old) remodeling .....	600,000
College of education building and equipment .....	8,053,000
Animal house addition .....	220,000
Hydraulics laboratory addition .....	920,000
Preschool laboratory .....	678,000
Engineering building remodeling .....	726,000
Social sciences building .....	7,986,000
Chemistry-botany addition and remodeling .....	4,543,000
Medical laboratories remodeling .....	2,197,000
Water plant expansion .....	1,050,000
University hospital remodeling—Phase I and II .....	5,905,000
<b>Total State University of Iowa .....</b>	<b>\$40,000,000</b>

**IOWA STATE UNIVERSITY**

Project	Estimated Total Costs
Recurring projects (including utilities, remodeling, advance planning, campus improvements) .....	\$ 3,525,000
Veterinary medicine facilities construction and equipment .....	16,447,706
Deferred equipment (physical education—women, class- room and office building 3) .....	350,000

Fire protection improvements .....	300,000
Steam generation equipment .....	2,300,000
Physical plant shops and stores .....	1,997,000
Education building .....	3,262,000
Industrial education building .....	2,416,000
Music building—Phase I .....	2,230,000
Design center .....	5,790,000
Meats laboratory .....	1,464,000
Veterinary quadrangle (old) remodeling .....	275,000
<b>Total Iowa State University .....</b>	<b>\$40,356,706</b>

## UNIVERSITY OF NORTHERN IOWA

Project	Estimated Total Costs
Recurring projects (including utilities, remodeling, advance planning) .....	\$ 1,293,294
Library—Phase II and III .....	6,000,000
Industrial arts and technology building .....	1,220,000
Art building—Phase I .....	1,500,000
Speech building—Phase I .....	1,300,000
Physical education building—Phase II .....	3,330,000
<b>Total University of Northern Iowa .....</b>	<b>\$14,643,294</b>
<b>TOTAL REGENTS TEN-YEAR PROGRAM 1971-1981 .....</b>	<b>\$95,000,000</b>

By Senate Concurrent Resolution No. 44 and No. 45, the Sixty-third General Assembly of the State of Iowa, First Session, authorized the state board of regents to issue bonds in the amount of sixteen million one hundred fourteen thousand (16,114,000) dollars. Of this maximum amount of bonds authorized, the board of regents will issue during the biennium which commenced July 1, 1969 and which ends June 30, 1971, under the provisions of chapter two hundred sixty-two A (262A) of the Code of Iowa 1971, twelve million four hundred fifteen thousand (12,415,000) dollars. During the biennium which commences July 1, 1971 and which ends June 30, 1973, the maximum amount of bonds which the state

board of regents expects to issue in three million four hundred thirty-five thousand (3,435,000) dollars of the bond authority granted by the Sixty-third General Assembly, First Session, and eighteen million nine hundred thirty-three thousand (18,933,000) dollars of the bond authority granted by the Sixty-fourth General Assembly, First Session, with ten million eight hundred thirty-five thousand (10,835,000) dollars of the total biennial issue of twenty-two million three hundred sixty-eight thousand (22,368,000) dollars to be issued during the fiscal year ending June 30, 1972 and the remaining eleven million five hundred thirty-three thousand (11,533,000) dollars to be issued during the fiscal year ending June 30, 1973, and this plan of financing is hereby approved.

Roll call was requested by Priebe of Kossuth, District 6, and Grassley of Butler, District 10.

On the question "Shall the resolution be adopted?"



The ayes were, 51:

Alt	Edelen	Lipsky	Siglin
Anania	Egenes	Logemann	Small
Bennett	Ellsworth	McCormick	Stromer
Blouin	Gluba	McElroy	Strothman
Bray	Grassley	Middleswart	Taylor
Christensen	Hansen	Millen	Trowbridge
Clark	Hill	Miller	Varley
Cochran	Johnston	Moffitt	Wells
Curtis	Kelly	Pelton	Willits
Dougherty	Kinley	Rodgers	Winkelman
Doyle	Kreamer	Sargisson	Wirtz
Drake	Larson	Schroeder	Mr. Speaker
Dunton	Lawson	Shaw	

The nays were, 39:

Andersen	Kehe	Nystrom	Scott
Bergman	Knoblauch	Patton	Skinner
Den Herder	Knoke	Pellett	Stanley
Fischer, H. O.	Kruse	Pierson	Stokes
Fisher, C. R.	Mendenhall	Priebe	Strand
Freeman	Menefee	Radl	Uban
Goode	Mollett	Rex	Waugh
Holden	Monroe	Roorda	Welden
Husak	Nielsen	Schmeiser	Wyckoff
Jesse	Norpel	Schwartz	

Absent or not voting, 10:

Camp	Franklin	Mayberry	Sorg
Campbell	Hamilton	Schwieger	Tieden
Ewell	Kennedy		

The resolution was adopted.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 33

Grassley of Butler, District 10, asked and received unanimous consent to take up the following **Senate Concurrent Resolution 33**:

#### SENATE CONCURRENT RESOLUTION 33

By Committee on Higher Education

*Whereas*, chapter two hundred sixty-two A (262A) of the Code provides that the state board of regents after authorization by a constitutional majority of each house of the general assembly and approved by the governor may undertake and carry out at the institutions of higher learning under the jurisdiction of said board any project as defined in chapter two hundred sixty-two A (262A) of the Code; and

*Whereas*, chapter two hundred sixty-two A (262A) of the Code authorizes the state board of regents to borrow money and to issue and sell negotiable revenue bonds to pay all or any part of the cost of carrying out such projects at any institution payable solely from and secured by an irrevocable pledge of a sufficient portion of the student fees and charges and institutional income received by the particular institution; and

*Whereas*, by Senate Concurrent Resolutions No. 44 and No. 45, the Sixty-third General Assembly of the State of Iowa authorized the state board of regents to undertake and carry out certain projects during the biennium commencing July 1, 1969 and ending June 30, 1971 and to finance the cost thereof by borrowing money and issuing negotiable bonds in a total amount not to exceed sixteen million one hundred fourteen thousand dollars (\$16,114,000); and

*Whereas*, twelve million four hundred fifteen thousand dollars (\$12,415,000) of the total amount authorized by the Sixty-third General Assembly will be issued during the biennium ending June 30, 1971, and it is contemplated that three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount authorized will be issued during the biennium ending June 30, 1973, so that fifteen million eight hundred fifty thousand dollars (\$15,850,000) of the total borrowing authorized by chapter two hundred sixty-two A (262A) of the Code will be utilized; and

*Whereas*, pursuant to the provisions of section two hundred sixty-two A point three (262A.3) of the Code the state board of regents prepared and submitted to the Sixty-fourth General Assembly, First Session, for approval a proposed ten-year building program for each institution of higher education under the board, with an estimate of the maximum amount of bonds which the board expects to issue under the provisions of said Act during each year of the biennium commencing July 1, 1971 and ending June 30, 1973; and

*Whereas*, said ten-year building program was approved pursuant to the provisions of Concurrent Resolution No. ...., adopted by each house of the Sixty-fourth General Assembly; and

*Whereas*, the projects contained in said building program are deemed necessary for the proper performance of the instructional, research and service function of the institutions; and

*Whereas*, to further the educational objectives of the institutions the state board of regents requests authorization to undertake and carry out certain of said projects at this time and to finance the cost thereof by borrowing money and issuing additional negotiable bonds under the provisions of chapter two hundred sixty-two A (262A) of the Code, in a total amount not to exceed eighteen million nine hundred thirty-three thousand dollars (\$18,933,000), the remaining cost of said projects to be financed by capital appropriations or by federal or other funds lawfully available therefor; *Now Therefore*,

*Be It Resolved by the Senate, the House Concurring*, That the state board of regents be and is hereby authorized to complete the carrying out of the projects heretofore approved by the Sixty-third General Assembly, and during the biennium which commences July 1, 1971 and which ends June 30, 1973, to issue bonds in the amount of three million four hundred thirty-five thousand dollars (\$3,435,000) of the total amount heretofore approved by the Sixty-third General Assembly but

not issued prior to the conclusion of the biennium ending June 30, 1971.

That the state board of regents be and is hereby authorized to undertake and carry out the following additional projects and to pay all or any part of the cost of carrying out such projects by borrowing additional money and issuing additional negotiable revenue bonds under the provisions of chapter two hundred sixty-two A (262A) of the Code, in a total amount of new authorization not to exceed eighteen million nine hundred thirty-three thousand dollars (\$18,933,000):

**STATE UNIVERSITY OF IOWA**

General utilities, general remodeling, campus improvements  
Steam main extensions—construction and equipment  
MacLean Hall Remodeling  
Turbine generator—equipment and installation

**IOWA STATE UNIVERSITY**

General utilities, general remodeling, campus improvements  
Deferred equipment, Physical Education building (women)  
Deferred equipment, Classroom and Office building 3  
Steam generating equipment and installation  
Fire protection improvements  
Physical plant shops and stores building construction and equipment  
Veterinary medicine facilities construction and equipment

**UNIVERSITY OF NORTHERN IOWA**

Library building addition construction and equipment  
General utilities, general remodeling

Schroeder of Pottawattamie, District 54, offered the following amendment to the resolution and moved its adoption:

Amend Senate Concurrent Resolution 33 by striking the words and figures 18,933,000 on page 2 lines 22 and 23 and page 3, lines 8 and 9 and insert the words and figures \$6,186,000. Page 3, strike lines 10 through 17, 19 through 22 and 24 through 26.

A non-record roll call was requested.

The ayes were 31, nays 56.

The amendment lost.

Grassley of Butler, District 10, moved the adoption of the resolution.

Roll call was requested by Grassley of Butler, District 10, and Schroeder of Pottawattamie, District 54.

On the question "Shall the resolution be adopted?"

The ayes were, 56:

Alt	Blouin	Christensen	Den Herder
Bennett	Bray	Cochran	Dougherty
Bergman	Camp	Curtis	Drake

Dunton	Kinley	Miller	Skinner
Edelen	Knoblauch	Moffitt	Strand
Egenes	Larson	Norpel	Stromer
Ellsworth	Lawson	Nystrom	Strothman
Gluba	Lipsky	Pelton	Uban
Grassley	Logemann	Rodgers	Varley
Hansen	McCormick	Schmeiser	Welden
Hill	McElroy	Schwieger	Wells
Jesse	Menefee	Shaw	Willits
Johnston	Middleswart	Siglin	Wirtz
Kelly	Millen	Small	Mr. Speaker

The nays were, 34:

Anania	Kehe	Pellett	Scott
Andersen	Knoke	Pierson	Stanley
Doyle	Kreamer	Priebe	Stokes
Fischer, H. O.	Kruse	Rex	Taylor
Fisher, C. R.	Mendenhall	Roorda	Trowbridge
Freeman	Mollett	Sargisson	Waugh
Goode	Monroe	Schroeder	Winkelman
Holden	Nielsen	Schwartz	Wyckoff
Husak	Patton		

Absent or not voting, 10:

Campbell	Franklin	Mayberry	Sorg
Clark	Hamilton	Radl	Tieden
Ewell	Kennedy		

The resolution was adopted.

#### SPECIAL ORDER

(House File 57)

Kelly of Woodbury, District 22, asked and received unanimous consent that **House File 57** be made a special order of business for January 18, 1972, at 10:00 a.m.

#### ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

(House File 724)

Camp of Clinton, District 73, called up for consideration the second conference committee report on **House File 724**, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board, as follows:

#### REPORT OF THE SECOND CONFERENCE COMMITTEE ON HOUSE FILE 724

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 724, a bill for an act to appropriate funds from the general fund of the state to the state board of regents and insti-

tutions under the control of the board, report that the conference committee makes the following recommendation:

1. That the House of Representatives recede from its amendments to the Senate amendments, and the Senate recede from its amendments, and that House File 724, as amended, passed, and reprinted, be further amended as follows:

2. Page 2, line 17, by striking the figures "140,000.00" and inserting in lieu thereof the figures "143,000.00".

3. Page 2, line 24, by striking the figures "34,410,000.00" and "36,073,000.00" and inserting in lieu thereof the figures "35,688,000.00" and "37,347,000.00".

4. Page 3, line 6, by striking the figures "2,117,000.00" and "2,201,000.00" and inserting in lieu thereof the figures "2,186,000.00" and "2,278,000.00".

5. Page 3, line 11, by striking the figures "755,000.00" and "784,000.00" and inserting in lieu thereof the figures "787,000.00" and "827,000.00".

6. Page 3, line 15, by striking the figures "1,405,000.00" and "1,454,000.00" and inserting in lieu thereof the figures "1,443,000.00" and "1,492,000.00".

7. Page 3, line 20, by striking the figures "1,629,000.00" and "1,702,000.00" and inserting in lieu thereof the figures "1,694,000.00" and "1,779,000.00".

8. Page 3, line 28, by striking the figures "27,108,000.00" and "28,419,000.00" and inserting in lieu thereof the figures "28,685,000.00" and "29,626,000.00".

9. Page 3, line 33, by striking the figures "3,980,000.00" and "4,140,000.00" and inserting in lieu thereof the figures "3,966,000.00" and "4,123,000.00".

10. Page 4A, line 4, by striking the figures "3,097,000.00" and "3,271,000.00" and inserting in lieu thereof the figures "3,351,000.00" and "3,508,000.00".

11. Page 4A, line 11, by striking the figures "10,616,000.00" and "11,129,000.00" and inserting in lieu thereof the figures "11,234,000.00" and "12,095,000.00".

12. Page 4A, line 16, by striking the figures "893,000.00" and "945,000.00" and inserting in lieu thereof the figures "895,000.00" and "936,000.00".

13. Page 4A, line 21, by striking the figures "1,616,000.00" and "1,703,000.00" and inserting in lieu thereof the figures "1,614,000.00" and "1,691,000.00".

14. Page 4A, by striking lines 27 through 35, inclusive.

15. Page 4B, by striking lines 36 through 43, inclusive.

16. Page 5A, by striking lines 1 through 16, inclusive.

17. Page 5B, lines 43 and 44, by striking the words "fees and tuition of Iowa resident undergraduate students" and inserting in lieu thereof the words "basic undergraduate resident student tuition fee".

18. Page 5B, by adding the following new sections after line 50:

Sec. .... The board of regents may reallocate funds appropriated by paragraph "a" of subsection two (2) of section one (1), paragraph "a" of subsection three (3) of section one (1), and subsection four (4) of section one (1), of this Act among the institutions under its jurisdiction as long as the reallocation does not exceed the grand total figure appropri-

ated to the board of regents by this Act.

Sec. .... There is appropriated from the general fund of the state of Iowa to the higher education facilities commission for the biennium beginning July 1, 1971, and ending June 30, 1973, the following amounts, or so much thereof as may be necessary, to be used for the following purpose:

1971-72	1972-73
<u>Fiscal Year</u>	<u>Fiscal Year</u>

#### TUITION GRANT PROGRAM

To finance tuition grants to full-time resident students attending accredited private institutions of higher education in Iowa under sections two hundred sixty-one point nine (261.9) to two hundred sixty-one point sixteen (261.16), inclusive, of the Code:

\$4,000,000.00	\$4,000,000.00
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19. Correct the totals and subtotals in accordance with this amendment.

20. Amend the title, page 1, line 3, by inserting after the word "board" the words "and to the higher education facilities commission for the tuition grant program".

On the part of the Senate:

TOM RILEY, Chairman  
 GEORGE F. MILLIGAN  
 GENE V. KENNEDY  
 RUDY VAN DRIE

On the part of the House:

JOHN CAMP, Chairman  
 DENNIS L. FREEMAN  
 ROBERT M. KREAMER  
 VERNON N. BENNETT

Camp of Clinton, District 73, moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the report was adopted.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 724)

The ayes were, 76:

Alt	Dunton	Knoblauch	Miller
Anania	Egenes	Knoke	Moffitt
Andersen	Ellsworth	Kreamer	Mollett
Bennett	Fisher, C. R.	Kruse	Nielsen
Bergman	Freeman	Larson	Norpel
Blouin	Gluba	Lawson	Nystrom
Camp	Goode	Lipsky	Pellett
Clark	Grassley	Logemann	Pelton
Cochran	Hansen	McCormick	Priebe
Curtis	Hill	McElroy	Rex
Den Herder	Holden	Mendenhall	Rodgers
Dougherty	Husak	Menefee	Roorda
Doyle	Kelly	Middleswart	Schwieger
Drake	Kinley	Millen	Sargisson

Scott	Sorg	Strothman	Wells
Shaw	Stanley	Taylor	Willits
Siglin	Stokes	Trowbridge	Winkelman
Skinner	Strand	Varley	Wirtz
Small	Stromer	Waugh	Mr. Speaker

The nays were, 11:

Bray	Johnston	Schroeder	Welden
Fischer, H. O.	Kehe	Schwartz	Wyckoff
Jesse	Pierson	Uban	

Absent or not voting, 13:

Campbell	Franklin	Mayberry	Radl
Christensen	Hamilton	Monroe	Schmeiser
Edelen	Kennedy	Patton	Tieden
Ewell			

The bill having received a constitutional majority was declared to have repassed the House and the title was agreed to.

#### CONSIDERATION OF BILL

Camp of Clinton, District 73, asked and received unanimous consent to take up for consideration **Senate File 587**, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.

Camp of Clinton, District 73, moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 587)

The ayes were, 60:

Alt	Ellsworth	Millen	Siglin
Anania	Gluba	Miller	Small
Bennett	Hansen	Moffitt	Sorg
Blouin	Hill	Nystrom	Stanley
Bray	Johnston	Pellett	Strand
Camp	Kehe	Pelton	Stromer
Clark	Kinley	Pierson	Strothman
Cochran	Jarson	Priebe	Trowbridge
Curtis	Lawson	Rex	Varley
Den Herder	Lipsky	Rodgers	Waugh
Dougherty	McCormick	Sargisson	Welden
Doyle	McElroy	Schwartz	Wells
Drake	Mendenhall	Schwieger	Willits
Dunton	Menefee	Scott	Wirtz
Egenes	Middleswart	Shaw	Mr. Speaker

The nays were, 26:

Andersen	Holden	Kruse	Skinner
Bergman	Husak	Logemann	Stokes
Fischer, H. O.	Jesse	Nielsen	Taylor
Fisher, C. R.	Kelly	Norpel	Uban
Freeman	Knoblauch	Roorda	Winkelman
Goode	Knoke	Schroeder	Wyckoff
Grassley	Kreamer		

Absent or not voting, 14:

Campbell	Franklin	Mollett	Radl
Christensen	Hamilton	Monroe	Schmeiser
Edelen	Kennedy	Patton	Tieden
Ewell	Mayberry		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the House amendment to and passed:

Senate File 37, a bill for an act to permit counties to become associated with the Iowa state association of counties.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein and passed:

Senate File 572, a bill for an act relating to the budget and financial control committee.

Also: That the Senate has adopted the second conference committee report and the recommendations contained therein and passed:

House File 724, a bill for an act to make an appropriation to the state board of regents and institutions under the control of the board.

Also: That the Senate has receded from Senate amendments 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 to and passed:

House File 739, a bill for an act setting the salary rate for state officials.

CARROLL A. LANE, Secretary

#### CONSIDERATION OF BILL

Camp of Clinton, District 73, asked and received unanimous consent to take up **Senate File 586**, a bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.

Goode of Davis, District 98, offered the following Goode, et al., amendment:

Amend Senate File 586 by adding the following new section:



"Chapter two hundred sixty-two A (262A), Code 1971, is amended by adding the following new section:

On and after the taking effect of this Act, the board shall issue no more bonds as provided for in this chapter. The state of Iowa shall recognize and assume all obligations to see that bonds which have been issued shall be paid with interest on or before maturity date."

Lipsky of Linn, District 46, rose on a point of order that the amendment was not germane.

The Speaker ruled the point not well taken.

Fischer of Grundy, District 35, moved the previous question on Senate File 586 and all amendments and motions filed thereto.

A non-record roll call was requested.

The ayes were 53, nays 30.

The motion having received a three-fifths majority prevailed.

Goode of Davis, District 98, moved the adoption of the Goode, et al., amendment.

Roll call was requested by Goode of Davis, District 98, and Pelton of Clinton, District 74.

On the question "Shall the amendment be adopted?"

The ayes were, 45:

Andersen	Kehe	Pellett	Sorg
Bergman	Knoblauch	Pierson	Stanley
Camp	Knoke	Priebe	Stokes
Den Herder	Kruse	Rodgers	Strand
Dougherty	Logemann	Roorda	Stromer
Doyle	McCormick	Sargisson	Strothman
Fischer, H. O.	Mendenhall	Schroeder	Taylor
Fisher, C. R.	Menefee	Schwartz	Uban
Freeman	Millen	Scott	Waugh
Goode	Nielsen	Siglin	Winkelman
Grassley	Norpel	Skinner	Wyckoff
Husak			

The nays were, 39:

Alt	Egenes	Kreamer	Rex
Anania	Ellsworth	Larson	Shaw
Blouin	Gluba	Lawson	Small
Bray	Hansen	Lipsky	Varley
Christensen	Hill	McElroy	Welden
Clark	Holden	Middleswart	Wells
Cochran	Jesse	Miller	Willits
Curtis	Johnston	Moffitt	Wirtz
Drake	Kelly	Nystrom	Mr. Speaker
Dunton	Kinley	Pelton	

Absent or not voting, 16:

Bennett	Franklin	Mollett	Schmeiser
Campbell	Hamilton	Monroe	Schwieger
Edelen	Kennedy	Patton	Tieden
Ewell	Mayberry	Radl	Trowbridge

The amendment was adopted.

Camp of Clinton, District 73, moved that the bill be read a last last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 586)

The ayes were, 68:

Alt	Goode	Millen	Skinner
Anania	Grassley	Miller	Sorg
Andersen	Hansen	Nielsen	Stanley
Bergman	Hill	Norpel	Stokes
Blouin	Husak	Nystrom	Strand
Camp	Johnston	Pelton	Stromer
Christensen	Kehe	Pierson	Strothman
Cochran	Kinley	Priebe	Taylor
Curtis	Knoblauch	Rex	Trowbridge
Den Herder	Knoke	Rodgers	Varley
Dougherty	Kreamer	Roorda	Waugh
Doyle	Kruse	Sargisson	Welden
Ellsworth	Logemann	Schroeder	Wells
Fischer, H. O.	McCormick	Schwartz	Willits
Fisher, C. R.	McElroy	Scott	Winkelman
Freeman	Menefee	Shaw	Wirtz
Gluba	Middleswart	Siglin	Mr. Speaker

The nays were, 16:

Bray	Egenes	Larson	Moffitt
Clark	Holden	Lawson	Small
Drake	Jesse	Lipsky	Uban
Dunton	Kelly	Mendenhall	Wyckoff

Absent or not voting, 16:

Bennett	Franklin	Mollett	Radl
Campbell	Hamilton	Monroe	Schmeiser
Edelen	Kennedy	Patton	Schwieger
Ewell	Mayberry	Pellett	Tieden

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### FURTHER CONSIDERATION OF BILL

Camp of Clinton, District 73, called up for consideration **House File 739**, a bill for an act setting the salary rate for state officials and designated employees of the state, and in which the Senate receded from its amendments.

Camp of Clinton, District 73, moved that the bill be read a last last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 739)

## The ayes were, 76:

Alt	Gluba	McElroy	Shaw
Anania	Goode	Mendenhall	Siglin
Andersen	Grassley	Menefee	Skinner
Bergman	Hansen	Middleswart	Sorg
Blouin	Hill	Millen	Stanley
Bray	Holden	Miller	Stokes
Camp	Jesse	Moffitt	Strand
Clark	Johnston	Nielsen	Stromer
Cochran	Kehe	Norpel	Strothman
Curtis	Kelly	Pelton	Taylor
Den Herder	Kinley	Pierson	Trowbridge
Dougherty	Knoblauch	Priebe	Varley
Doyle	Knoke	Rex	Waugh
Drake	Kreamer	Rodgers	Welden
Dunton	Kruse	Roorda	Wells
Egenes	Lawson	Sargisson	Willits
Ellsworth	Lipsky	Schroeder	Wirtz
Fischer, H. O.	Logemann	Schwartz	Wyckoff
Fisher, C. R.	McCormick	Scott	Mr. Speaker

## The nays were, 3:

Husak	Small	Winkelman
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## Absent or not voting, 21:

Bennett	Freeman	Mollett	Radl
Campbell	Hamilton	Monroe	Schmeiser
Christensen	Kennedy	Nystrom	Schwieger
Edelen	Larson	Patton	Tieden
Ewell	Mayberry	Pellett	Uban
Franklin			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 38

Varley of Adair, District 84, called up for consideration **Senate Concurrent Resolution 38**, as follows:

*Be It Resolved by the Senate, the House Concurring:* That when adjournment is had on Friday, May 28, 1971, it be to reconvene on Monday, January 10, 1972, at 10:00 a.m.

Varley of Adair, District 84, offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 38 by striking all after the resolving clause and inserting in lieu thereof the following:

"That when adjournment is had on Saturday, June 19, 1971, it be the final adjournment of the 1971 session of the Sixty-fourth General Assembly."

Motion prevailed and the amendment was adopted.

Varley of Adair, District 84, moved the adoption of the resolution as amended.

The resolution as amended was adopted.

## COMMUNICATION FROM THE CHIEF CLERK

## STATE OF IOWA

## Office for Planning and Programming

Clerk of the House  
House of Representatives  
State Capitol  
Des Moines, Iowa 50319

Dear Sir:

Attached is a copy of our first Report on Federal Grants-in-Aid in Iowa, Fiscal Year 1970, as required by Chapter 7A, Code of Iowa.

This has been a difficult assignment and our first attempt to explain the level of federal funding that comes into Iowa as well as the amounts to state agencies and to each of Iowa's 99 counties. However, your comments and suggestions would be appreciated as we wish to make this information as useful to you as possible.

Our goal is to continue to refine our processes of federal grants review and fund information management as we proceed in July to computerize federal grants-in-aid information.

We hope this report will serve as a valuable tool in the ongoing resource allocation process.

Sincerely,

LEROY H. PETERSEN

## COMMUNICATION FROM THE CHIEF CLERK

There is on file in the office of the Chief Clerk a copy of Amended House Joint Resolution No. 1, relating to revenue sharing, adopted by the General Assembly of Ohio on June 10, 1971.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has failed to pass the following bill in which the concurrence of the Senate was asked:

House File 122, a bill for an act relating to the number of official county newspapers.

Also: That the Senate has amended and failed to pass the following bill in which the concurrence of the Senate was asked:

House File 216, a bill for an act relating to administrative and maintenance facilities for county conservation boards.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 537, a bill for an act relating to age requirement for marriage.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 675, a bill for an act relating to payment of court costs.

Also: That the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 695, a bill for an act appropriating from motor vehicle fuel tax fund to the state comptroller.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 470, a bill for an act relating to deferred compensation for governmental employees.

Also: That the Senate has concurred in House amendment to and passed:

Senate File 586, a bill for an act making an appropriation to the state board of regents.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 22, creating a study committee to study the penal and correctional system in Iowa.

Also: That the Senate has concurred in House amendment to and adopted:

House Concurrent Resolution 38, providing for final adjournment of the First Session of the Sixty-fourth General Assembly.

CARROLL A. LANE, Secretary

#### SENATE AMENDMENT TO HOUSE FILE 695

1 Amend House File 695 as follows:

2 1. Page 2, line 19, by inserting after the word "appropriated." the  
3 following:

4 "The state comptroller may make application to the appropriation  
5 committees for the reappropriation of any funds that revert on  
6 September 30, 1972 and the respective appropriation committees or a  
7 subcommittee thereof shall hold a public hearing upon such application."

#### SENATE AMENDMENT TO HOUSE FILE 216

1 Amend House File 216 as follows:

2 1. Page 2, by striking in line 21 the words "*from the*  
3 *county conservation fund.*" and by striking lines 22, 23  
4 and 24 and inserting in lieu thereof the following:

5 "*obtained by gift or donation.*"

6 2. Page 2, lines 26 and 27, by striking the words "and  
7 under such regulations as the county conservation board  
8 may prescribe" and inserting in lieu thereof the following:  
9 "[and under such regulations as the county conservation  
10 board may prescribe]"

11 3. Page 3, lines 5 and 6, by striking the words "[the same]  
12 *them, including buildings for administrative and maintenance*  
13 *purposes*" and inserting in lieu thereof the words "the same".

### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Miller of Marshall, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

**MR. SPEAKER:** Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 129, 182, 225, 236, 271, 330, 386, 503, 537, 546, 573, 666, 675, 704, 709, 713, 724, 729, 730, 732, 735, 736, 738, 739, 741, 742 and 744; and Senate Files 37, 199, 503, 510, 514, 544, 550, 555, 556, 557, 565, 571, 572, 573, 574, 576, 577, 579, 581, 582, 583, 584, 586, 587, 588, 589, 591; and Senate Concurrent Resolutions 32 and 33.

**ELIZABETH R. MILLER**  
Chairman, House Committee  
**JOHN C. RHODES**  
Chairman, Senate Committee

Report adopted.

### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 129, 182, 225, 236, 271, 330, 386, 503, 537, 546, 573, 666, 675, 704, 709, 713, 724, 729, 730, 732, 735, 736, 738, 739, 741, 742, and 744; and Senate Files 37, 199, 503, 510, 514, 544, 550, 555, 556, 557, 565, 571, 572, 573, 574, 576, 577, 579, 581, 582, 583, 584, 586, 587, 588, 589, 591 and Senate Concurrent Resolutions 32 and 33.

### BILLS SENT TO THE GOVERNOR

Miller of Marshall, from the committee on enrolled bills, submitted the following report:

**MR. SPEAKER:** Your committee on enrolled bills respectfully reports that it has, on this 19th day of June, 1971, sent to the Governor for his approval: House Files 129, 182, 225, 236, 271, 330, 386, 503, 537, 546, 573, 666, 675, 704, 709, 713, 724, 729, 730, 732, 735, 736, 738, 739, 741, 742 and 744.

**ELIZABETH R. MILLER**, Chairman

Report adopted.

### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 19, 1971, he approved and transmitted to the Secretary of State the following bills:

Senate File 297, an act relating to motor vehicle inspection and safety and relating to registration certificates and containers, and providing penalties for violation of the act.

Senate File 528, an act to appropriate funds from the General Fund of the state to the Higher Education Facilities Commission for the state

supported Scholarship and Medical Student Tuition Loan Programs.

Senate File 551, an act to appropriate from the General Fund of the State of Iowa to the Department of Public Safety for radio equipment for the Division of Radio Communication.

Senate File 554, an act to appropriate from the General Fund of the State of Iowa to the Iowa State Fair Board.

Senate File 558, an act making an appropriation from the General Fund of the State to the Iowa State Commerce Commission and its divisions, and providing for the assessment of expenses incurred by the Commission.

Senate File 559, an act to appropriate and authorize expenditures from the car dispatcher revolving fund.

Senate File 560, an act relating to state aid for the mentally ill and mentally retarded.

Senate File 568, an act making an appropriation from the Primary Road Fund to the Industrial Commission for payment of Workmen's Compensation claims of employees of the State Highway Commission.

Senate File 569, an act making an appropriation to the State Highway Commission from the Primary Road Fund for the purpose of making payments for expenses incurred in administering the Merit Employment System.

Senate File 570, an act to appropriate from the General Fund of the State for the Iowa Commission for the Blind.

#### GOVERNOR'S ITEM VETO MESSAGE

(Senate File 561, Item 2, Section 2)

June 19, 1971

Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 561, an act to appropriate from the General Fund of the State to the Iowa State Fair Board for capital improvements.

Senate File 561 is approved June 19, 1971 with the following exception: I am unable to approve Item 2 designated as Section 2 in the Act which reads as follows:

"Plans and specifications for improvements for which funds are appropriated by this Act shall be submitted by the State Fair Board to the budget and financial control committee, except that items commonly known as change orders need not be submitted to such committee unless such change orders increase the total cost of that particular project."

I have disapproved this Section because it violates the constitutional separation of the legislative and the executive branches of government. If the Budget and Financial Control Committee performed its duties under this Section and exercised the powers given to it, the Committee would be acting

in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

I hereby disapprove this Item as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 561 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

### GOVERNOR'S ITEM VETO MESSAGE

(Senate File 545, Item 3, Section 3)

June 19, 1971

Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Des Moines, Iowa

Dear Mr. Synhorst:

I hereby transmit Senate File 545, an act to appropriate from the General Fund of the State for capital improvements for physical plant and facilities and for the discharge of duties by the Superintendent of Public Buildings and Grounds.

Senate File 545 is approved June 19, 1971, with the following exception: I am unable to approve Item 3 designated as Section 3 in the Act which reads as follows:

“Sec. 3. Plans and specifications for improvements for which funds are appropriated by this Act shall be submitted by the superintendent of buildings and grounds to the budget and financial control committee, except that items commonly known as change orders need not be submitted to the budget and financial control committee unless such change orders actually increase the total cost of that particular project.”

I have disapproved this Section because it violates the constitutional separation of the legislative and the executive branches of government. If the Budget and Financial Control Committee performed its duties under this Section and exercised the powers given to it, the Committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

I hereby disapprove this Item as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 545 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

On motion by Varley of Adair, District 84, the House recessed until the fall of gavel.

The House reconvened, Speaker Harbor in the chair.



**SPECIAL COMMITTEES APPOINTED BY THE SPEAKER**

The Speaker announced the following interim appointments:

**LEGISLATIVE COUNCIL**

Dennis L. Freeman, Storm Lake .....(Term Expiring June 30, 1973)  
 Ed Skinner, Des Moines .....(Term Expiring June 30, 1973)  
 Nathan Sorg, Marion .....(Term Expiring June 30, 1973)  
 Delwyn Stromer, Garner .....(Term Expiring June 30, 1973)  
 Michael T. Blouin, Dubuque .....(Term Expiring June 30, 1973)

**BUDGET AND FINANCIAL CONTROL**

Elmer Den Herder, Sioux Center .....(Term Expiring January 31, 1975)  
 Edgar H. Holden, Davenport.....(Term Expiring January 31, 1975)

**ADVISORY INVESTMENT COMMITTEE—IOWA  
 EMPLOYMENT SECURITIES COMMISSION**

Leonard C. Andersen, Sioux City .....(Term Expiring June 30, 1973)

**COMMISSION ON INTERSTATE COOPERATION**

John Camp, Clinton .....(Term Expiring June 30, 1973)  
 Vernon N. Bennett, Des Moines .....(Term Expiring June 30, 1973)  
 Harold O. Fisher, Wellsburg .....(Term Expiring June 30, 1973)  
 Joan Lipsky, Cedar Rapids .....(Term Expiring June 30, 1973)  
 Dale Tieden, Elkader .....(Term Expiring June 30, 1973)

**COMMISSION ON THE AGING**

A. Gordon Stokes, LeMars .....(Term Expiring June 30, 1975)  
 Clair Strand, Grinnell .....(Term Expiring June 30, 1975)

**LAW ENFORCEMENT ACADEMY COUNCIL**

Perry L. Christensen, Kent .....(Term Expiring June 30, 1973)

**MEDICAL ASSISTANCE ADVISORY COUNCIL**

Joan Lipsky, Cedar Rapids .....(Term Expiring June 30, 1973)  
 Hallie Sargisson, Salix .....(Term Expiring June 30, 1973)

**IOWA STATE FAIR AND WORLD FOOD  
 EXPOSITION STUDY COMMITTEE**

Norman G. Rodgers, Adel

**ADVISORY COMMITTEE ON FUNCTIONAL  
 CLASSIFICATION OF HIGHWAYS**

Perry L. Christensen, Kent  
 Theodore R. Ellsworth, Dubuque

**COMMITTEE TO NOTIFY THE SENATE**

Fischer of Grundy, District 35, moved that a committee of seven be appointed to notify the Senate that the House was ready to adjourn.

The motion prevailed and the Speaker appointed as such committee Fischer of Grundy, District 35, Stanley of Linn, District 45, Nystrom of Boone, District 55, Roorda of Jasper, District 67, Anania of Polk, District 65, Knoblauch of Carroll, District 28, and Skinner of Polk, District 60.

#### COMMITTEE TO NOTIFY THE GOVERNOR

Alt of Polk, District 61, moved that a committee of six be appointed to notify the Governor that the House was ready to adjourn.

The motion prevailed and the Speaker appointed as such committee Alt of Polk, District 61, Camp of Clinton, District 73, Sorg of Linn, District 47, Radl of Linn, District 43, Kinley of Polk, District 66, and Uban of Black Hawk, District 38.

#### COMMITTEE FROM THE SENATE

The committee from the Senate appeared and notified the House that the Senate was ready to adjourn.

#### REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

The committee appointed to notify the Senate that the House was ready to adjourn returned and reported that it had performed its duty.

The report was received and the committee discharged.

#### REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

The committee appointed to notify the Governor that the House was ready to adjourn returned and reported that it had performed its duty and that the Governor had sent the following message:

#### OFFICE OF THE GOVERNOR

State Capitol  
Des Moines, Iowa 50319

June 19, 1971

The Honorable William H. Harbor  
Speaker of the House of Representatives  
State Capitol  
Des Moines, Iowa

Honorable Members of the General Assembly:

When I delivered to you my Inaugural Message at the beginning of this Legislative Session, January 14, 1971, I told you that we stood at the crossroads of history and that it is an uncomfortable position because it requires us to make difficult—even hazardous—decisions.

As you wrap up the first session of the Sixty-fourth General Assembly, and as we reflect on the decisions and happenings of this session, it behooves all of us to understand the accomplishments and not just the disappointments and failures.

This Legislature was faced with major problems—the likes of which we have not seen in recent times. But as a result, the legislators were given—as I mentioned in my Inaugural Address—“the thrilling challenge of leadership in making good choices.”

It was my firm opinion then that property taxes in our state were increasing so rapidly that the quality of living for our elderly, low income citizens, farmers, many of our businessmen, and most of our Iowans was being materially and adversely affected. Since approximately 60 percent of property taxes have been for the purpose of financing local schools, it was therefore necessary to face the issue of school spending and the necessity of developing a school aid program that would distribute funds for local education more fairly and more equitably.

I have also continued to oppose the raising of any tax to an extent that was unnecessary.

You, as Legislators, responded to these critical needs. While many advocated raising far more new tax money and while the pressure was on you to impose a local income tax and increase the sales tax as well as take the state income tax to its full rate, I applaud you for resisting the temptation to raise more taxes than were necessary to answer these major and serious problems.

No revenue plan or program could be received with complete satisfaction or approval of any individual, whether he be a legislator, governor, or other citizen. After lengthy and exhaustive debate on the subject of how to distribute aid to our Iowa public schools, the majority of you concluded as I did that the foundation program was superior to the alternatives.

This program not only gives immediate relief to the heavily-burdened property taxpayer, but will continue to be of benefit to them into the future. This distribution plan is designed to do the following:

1. Stop further escalation of already burdensome property taxes paid for school support;
2. Provide reasonable spending restrictions on local schools regardless of the source of the funds;
3. Distribute the aid where the students are, reflecting increases and decreases in student enrollment;
4. Insure equalization of educational opportunity;
5. Eliminate the schools' open-ended access to property tax funds;
6. Establish a school-financing process which recognizes an Iowan's ability to pay;
7. Cease rewarding the inefficient or high-spending school district.

For the first time in our history, the state can guarantee property owners that if the school costs in their districts do not exceed the average in the state, and if any increased rate of spending does not exceed the economic growth of the state, their taxes for local school support will not go beyond what they are now paying. In most school districts, the millage levies for school support will actually drop.

Legislative reapportionment and congressional redistricting are never easy or simple. In this Session you were confronted with both of these problems because it is necessary that our legislators and congressmen represent dis-

tricts that reflect the population shifts in Iowa as revealed by the 1970 census.

I will not attempt in this communication to itemize all the measures that have or will become law or those that disappointingly did not make the grade. I would choose, however, to touch upon a few of your important accomplishments and some unfinished business that I consider part of my program and of prime concern, not only to me, but to the citizens of our state.

You enacted two very vital pieces of legislation that were recommended by the Governor's Economy Committee. I commend you for their passage.

The reorganization of the Iowa Liquor Control Commission will change the structure of this agency allowing it to do a more economical and efficient job and at the same time enable it to respond more adequately to the demands of our citizens.

The creation of the Central Services Administration will mandate centralized purchasing and incorporate business-like procedures that will improve the efficiency of state government.

The members of the Governor's Economy Committee have now been assured that the extensive time and effort they contributed to help their government do a better job have materialized into constructive change. Studies and reports so often have been shelved only to collect dust.

This is not the case with the Governor's Economy Committee Report—there is now concrete evidence that private citizens can make a substantial contribution to their government. For this effort, I again publicly extend my thanks to the many who participated in the Governor's Economy Committee.

Pollution, environment, and ecology are all emotion-packed words. They are as important as they are emotional. One of the milestones in the history of our state in this area is the soil conservancy law which you enacted. Left unfinished was my request for an Environmental Quality Control Agency bill—the passage which would have been beneficial in our fight against pollution. It remains alive and it is my hope that this will clear the House early in the next session.

In the matter of human pollution, you wisely adopted the Uniform Drug Control Act which for the most part will be of benefit in our Drug Abuse Program.

You promptly ratified the Constitutional Amendment lowering the voting age to 18. I have long been an advocate of allowing our young people to participate in the affairs of government and the society in which they live. It is not enough that we merely allow these young citizens to vote; we must welcome them enthusiastically into the governmental and political processes, not reluctantly accept them.

This Legislature wisely corrected a deficiency in control laws for the storage, sale and use of dynamite. Also enacted was a trespassing law that will afford a means of protection to people who own property.

While I do not agree with a number of your appropriations adopted including those for the Board of Regents and higher education, I am pleased that you followed my recommendation for the Iowa Tuition Grant Program. The latter affords hundreds of our young people the opportunity to attend colleges of their choice, thus benefiting our students, their parents, our excellent colleges and universities. At the same time this worthwhile program serves to lessen the load on the taxpayer that would be greater were all of these students attending state-supported schools. The Tuition Grant Program works.

Cities and towns will gain from this session of the Legislature substantially beyond any assistance they have received before from state government even though the amount of aid allocated to them was slightly less than my recommendations.

No session ends without disappointments as well as accomplishments. In that regard this session is no exception.

While it is imperative that the next legislative session be nowhere near as time-consuming as this one, it is important in my judgment that it adopt the Uniform Trial Court System which has passed one house. This measure, one I have long urged, is needed to upgrade our archaic court structure and would go far in restoring much needed respect for law.

The people of this state voted a home rule amendment to our Constitution, a great amount of work has been done by an Interim Committee to develop a home rule bill that would bring the Iowa Code into conformity with that Constitutional Amendment. This bill passed one house and remains to be acted upon by the other. I highly recommend that no more time be allowed to elapse and that this bill receive favorable consideration at the beginning today, the toll on good legislators will be extremely high.

If future legislative sessions are as lengthy as the one you are concluding of the next session.

I am still of the opinion that there is need for a collective bargaining procedure which did not receive attention during this session.

Despite repeated urging from this office to the leadership, this Legislature did not enact the billboard and junkyard bills which are needed if Iowa is to be in compliance with the Highway Safety Act.

These bills have been set as a special order of business for the second session; they deserve immediate attention.

It was disappointing that the bill which would have authorized regional correctional facilities did not receive favorable passage in the Senate in spite of support from both major political party platforms, our Social Services Department, the State Crime Commission, Governor's Economy Committee, and my recommendation.

Also, both major political party platforms called for the modernization of our abortion law and surveys established that the majority of the people favored such change, yet it, too, was defeated.

Help was given for our non-public schools which is indeed commendable. Fortunately, this action appears to be within the framework of the Supreme Court of the United States which other recommendations advanced would not have been based upon the Court's decisions of yesterday.

You have just finished a very grueling session of legislation. You experienced many agonizing moments as you had to face impending decisions that were, as I said in my Inaugural Address, "difficult—even hazardous." As a result, many worthwhile accomplishments have resulted.

The people of this state are entitled to know about them. Where there were disappointments, then it is up to you as legislators, me as Governor, and the people of this state as interested parties, to work between now and the next session to achieve the goals that remain unmet.

Thank you.

Sincerely,

ROBERT D. RAY  
Governor

The report was received and the committee discharged.

#### REMARKS BY SPEAKER HARBOR

As the First Regular Session of the Sixty-fourth General Assembly stands ready to adjourn, I would like to congratulate you on a job "well done."

This session has been long, hot and difficult. I fully realize that many of you served your state at a considerable personal sacrifice and deep frustration. As legislators you have demonstrated the courage to face up to controversial legislation such as—property tax relief and school aid reform. You have shown a conscientious effort to equalize the tax burden among all the people of Iowa and to reapportion the General Assembly, including congressional districts of the state.

Many other significant bills were enacted into law. However, there remains areas of legislation that time did not permit us to offer the people.

We will not be judged by this session alone. The long range accomplishments initiated by you will meet the test of judgment of the people of this state.

I appreciate the many courtesies and cooperation shown to me on "both sides of the aisle." I give you my heartfelt thanks for the honor and privilege of serving you as Speaker.

#### FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 38, duly adopted, on Saturday, June 19, 1971, the Speaker of the House declared the final adjournment of the first regular session (1971) of the Sixty-fourth General Assembly.

## SUPPLEMENT TO THE HOUSE JOURNAL

### BILLS APPROVED SUBSEQUENT TO ADJOURNMENT

The following is a record of the action of the Governor on bills and resolutions passed by the First Regular Session of the Sixty-fourth General Assembly and which action was had subsequent to the date of final adjournment:

- H. F. 46—Relating to slow-moving vehicle warning devices. Approved June 30, 1971.
- H. F. 129—To create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties. Approved July 13, 1971.
- H. F. 164—Relating to the adoption of children. Approved June 30, 1971.
- H. F. 182—Providing a relocation advisory assistance program and relocation payments to persons displaced by highway projects. Approved June 30, 1971.
- H. F. 225—Relating to municipal judges. Approved June 30, 1971.
- H. F. 236—Relating to the establishment of rest areas or rest area buildings on interstate highways. Approved June 30, 1971.
- H. F. 271—Requiring that railway employees be provided adequate sanitation and shelter. Approved June 30, 1971.
- H. F. 317—Relating to supervision of local budget preparation. Approved June 30, 1971.
- H. F. 330—Relating to the right-of-way rules of vessel traffic. Approved June 30, 1971.
- H. F. 386—Relating to travel trailers. Approved July 15, 1971.
- H. F. 393—Relating to waiver of right to jury trial in indictable misdemeanor cases. Approved June 30, 1971.
- H. F. 466—To authorize counties operating county public hospitals to issue revenue bonds. Approved June 30, 1971.
- H. F. 503—Relating to levee and drainage districts. Approved June 30, 1971.
- H. F. 537—Relating to the age requirement for marriage. Approved June 30, 1971.
- H. F. 546—Relating to contempt actions in paternity cases. Approved June 30, 1971.
- H. F. 565—To legalize and validate the proceedings of the City Council of the City of Windsor Heights and the City Council of the City of Clive, in the County of Polk, State of Iowa, in adopting an Intergovernmental Corporation Boundary Agreement and establishing a portion of their common corporation boundary line and in taking action in reliance thereon. Approved June 30, 1971.

- H. F. 573—Relating to fish and game licenses and fees. Approved June 30, 1971.
- H. F. 625—Relating to city and town ordinances. Approved June 30, 1971.
- H. F. 654—Relating to financing of governmental programs by providing state aid to schools, school district property taxes, imposing a school district income tax including administration by the Director of Revenue and adoption of administrative provisions for the state individual income tax including penalties and interest, relating to the state individual and corporate income tax, relating to sales and use tax exemptions, providing property tax relief for the elderly and totally disabled, relating to the taxation of municipal interstate toll bridges, and providing aid to cities, towns, and counties. Approved June 30, 1971.
- H. F. 666—Relating to salaries, vacation, and sick leave for state employees. Approved June 30, 1971.
- H. F. 675—Relating to the payment of court costs. Approved June 30, 1971.
- H. F. 692—To appropriate administration and educational and training aid funds from the general fund of the state to the department of public instruction. Approved June 30, 1971.
- H. F. 693—To appropriate from moneys received by the Iowa aeronautics commission. Approved June 30, 1971.
- H. F. 696—To appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system. Approved June 30, 1971.
- H. F. 700—To appropriate from moneys received by certain commissions, boards and departments. Approved June 30, 1971.
- H. F. 701—To appropriate from the general fund of the state to various state departments and their divisions. Approved June 30, 1971.
- H. F. 703—Making an appropriation from the general fund of the state to the Iowa reciprocity board. Approved June 30, 1971.
- H. F. 704—To extend and improve the federal-state unemployment compensation program. Approved June 30, 1971.
- H. F. 705—To make an appropriation to the department of history and archives. Approved June 30, 1971.
- H. F. 708—Making an appropriation to the commission on aging. Approved June 30, 1971.
- H. F. 709—Making an appropriation from the general fund of the state of Iowa to the department of public instruction and relating to renewal fees for certificates. Approved June 30, 1971.
- H. F. 710—Relating to sewage treatment projects and to appropriate from the general fund of the state for the sewage works construction fund. Approved June 30, 1971.
- H. F. 713—Relating to the election laws. Approved June 30, 1971.



- H. F. 716—To legalize and validate the procedures followed by the Poweshiek County Board of Supervisors in contracting with the Frank Wheeler Construction Company of Montezuma, Iowa, for the repair and remodeling of Poweshiek County jail located at Montezuma, Iowa. Approved June 30, 1971.
- H. F. 719—Appropriating funds transferred to the marine fuel tax fund to the state conservation commission. Approved June 30, 1971.
- H. F. 720—To appropriate the fish and game protection fund for use by the state conservation commission. Approved June 30, 1971 with the exception of Item 7, Section 7. See Governor's item veto message.
- H. F. 721—Relating to the administration fund of the state conservation commission. Approved June 30, 1971.
- H. F. 722—To appropriate the general fund of the state of Iowa to the state conservation commission. Approved June 30, 1971.
- H. F. 723—To appropriate from the general fund of the state of Iowa to the state conservation commission for carrying out specific projects. Approved June 30, 1971 with the exception of Item 4, Section 4. See Governor's item veto message.
- H. F. 724—To appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board and to the higher education facilities commission for the tuition grant program. Approved June 30, 1971.
- H. F. 728—To appropriate from the general fund of the state of Iowa to the department of agriculture and its various divisions. Approved June 30, 1971.
- H. F. 729—Relating to the appointment of notaries public by the secretary of state. Approved June 30, 1971.
- H. F. 730—Making an appropriation from the general fund of the state for the state department of health and its divisions. Approved June 30, 1971.
- H. F. 731—To appropriate from the general fund of the state to the higher education facilities commission. Approved June 30, 1971.
- H. F. 732—To establish the composition of the General Assembly and provide for election of the members thereof. Approved June 30, 1971.
- H. F. 735—Authorizing the state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, to complete, improve, repair, remodel, or reconstruct interstate bridges and to issue revenue bonds therefor. Approved June 30, 1971.
- H. F. 736—Making an appropriation from the general fund of the state of Iowa to the Iowa liquor control commission for capital improvements. Approved June 30, 1971.
- H. F. 738—To appropriate from the general fund of the state to the educational radio and television facility board. Approved June 30, 1971.

- H. F. 739—Setting the salary rate for state officials and designated employees of the state. Approved June 30, 1971.
- H. F. 741—Relating to payment of general school aid to merged areas, and providing an appropriation. Approved June 30, 1971.
- H. F. 742—To authorize and direct the issuance of a patent to certain real estate by the governor and secretary of state to the United States of America. Approved June 30, 1971.
- H. F. 744—To make an appropriation to merged area I for the purpose of implementing the provisions of law requiring an area vocational attendance center. Approved June 30, 1971.
- S. F. 37—To permit counties to become associated with the Iowa state association of counties. Approved June 30, 1971.
- S. F. 199—Relating to prohibited advertising practices by chiropractors and providing a penalty therefor. Approved June 30, 1971.
- S. F. 503—Relating to the salaries of county officers. Approved June 30, 1971.
- S. F. 510—Relating to sales and use tax, the distribution of revenue therefrom, and providing penalties. Approved June 30, 1971.
- S. F. 514—To increase the tax on beer. Approved June 30, 1971.
- S. F. 544—Making an appropriation from the general fund of the state to the commission on alcoholism. Approved July 1, 1971 with the exception of Subsection 3 of Section 1. See Governor's item veto message.
- S. F. 550—Relating to the judicial retirement system. Approved June 30, 1971.
- S. F. 555—To provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy. Approved June 30, 1971 with the exception of Item 3, Section 3. See Governor's item veto message.
- S. F. 556—Creating and making an appropriation to the executive council general contingent fund. Approved June 30, 1971 with the exception of paragraph 2, Section 1. See Governor's item veto message.
- S. F. 557—To appropriate from the general fund of the state to the department of public safety and various divisions thereof. Approved June 30, 1971.
- S. F. 563—To appropriate funds from the general fund of the state to the state historical society. Approved June 30, 1971.
- S. F. 565—Making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof and providing for a study committee. Approved July 17, 1971 with the exception of Item 12, Section 12. See Governor's item veto message.
- S. F. 571—Relating to the effective date of the Act regulating motor vehicle odometers. Approved June 30, 1971.

- S. F. 572—Relating to the control and use of state funds, powers and duties of the budget and financial control committee and providing an appropriation. Approved July 17, 1971 with the exception of Item 3, Section 3; Item 4, Section 4; and Item 5, Section 5. See Governor's item veto message.
- S. F. 573—To appropriate from the primary road fund to the state highway commission, and relating to employees of the state highway commission under the state merit system. Approved June 30, 1971.
- S. F. 574—Relating to the remittance of sales and use tax receipts to the department of revenue. Approved June 30, 1971.
- S. F. 576—Making an appropriation from the general fund of the state of Iowa to various state departments and their divisions, and transferring and appropriating from certain departmental funds. Approved June 30, 1971.
- S. F. 577—To make an appropriation to the department of public instruction for reimbursements to school districts and county boards of education. Approved June 30, 1971.
- S. F. 578—To make an appropriation to the Iowa development commission. Approved June 30, 1971.
- S. F. 579—Making an appropriation to the supreme court and district courts. Approved June 30, 1971.
- S. F. 580—Relating to an appropriation for payment of certain damages occasioned by the non-negligent operation of an Iowa highway safety patrol vehicle. Approved June 30, 1971.
- S. F. 581—To make an appropriation from the general fund of the state to the executive council for a training facility for family practitioners at Broadlawns Polk County Hospital. Approved June 30, 1971.
- S. F. 582—To appropriate from the general fund of the state to the department of public instruction for driver's training aid and providing for administrative expenses. Approved June 30, 1971.
- S. F. 583—To establish the salary rate for the superintendent of the department of public instruction. Approved June 30, 1971.
- S. F. 584—To appropriate funds from the general fund of the state of Iowa for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, land purchases, replacements, or alterations, and providing for joint control of the expenditure thereof by the Board of Regents, the Governor, and the State Comptroller. Approved June 30, 1971.
- S. F. 586—To appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operation revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services. Approved July 2, 1971 with the exception of Item 5, Section 5. See Governor's item veto message.

- S. F. 587—To appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services. Approved June 30, 1971.
- S. F. 588—To provide an appropriation from the general fund of the state of Iowa to the state board of regents to replace building space and equipment lost through fire at the University of Northern Iowa. Approved June 30, 1971.
- S. F. 589—To make appropriations to members of the committee on child labor for per diem and expense claims for services rendered. Approved June 30, 1971.
- S. F. 591—Making an appropriation to the Iowa American Revolution Bicentennial Commission. Approved June 30, 1971.
- S.C.R. 32—Relating to state board of regents bonding authorization. Approved June 30, 1971.
- S.C.R. 33—Relating to state board of regents bonding authorization. Approved June 30, 1971.

GOVERNOR'S ITEM VETO MESSAGE  
(House File 720, Item 7, Section 7)

June 30, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit House File 720, an act to appropriate the Fish and Game Protection Fund for use by the State Conservation Commission.

House File 720 is approved June 30, 1971 with the following exception: I am unable to approve Item 7 designated as Section 7 in the Act which reads as follows:

"Sec. 7. When the state conservation commission has approved a capital improvement project to be financed from the state fish and game protection fund, a description of the project and estimated cost shall be reported to the budget and financial control committee for approval. Upon approval by the budget and financial control committee, the project shall be reported to the governor and state comptroller for allocation of funds."

I have disapproved this section because it violates the constitutional separation of the legislative and executive branches of government. If the Budget Financial Control Committee performed its duties under this section and exercised the powers given to it, the committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

I hereby disapprove this item as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other items of House File 720 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

GOVERNOR'S ITEM VETO MESSAGE  
(House File 723, Item 4, Section 4)

June 30, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit House File 723, an act to appropriate from the General Fund of the State of Iowa to the State Conservation Commission for carrying out specific projects.

House File 723 is approved June 30, 1971 with the following exception:

I am unable to approve Item 4 designated as Section 4 in the Act which reads as follows:

“Sec. 4. When the state conservation commission has approved a project to be financed with funds appropriated by section one (1) of this Act, a description of the project and estimated cost shall be reported to the budget and financial control committee for approval. Upon approval by the budget and financial control committee the project shall be reported to the governor and state comptroller for allocation of funds.”

I have disapproved this section because it violates the constitutional separation of the legislative and the executive branches of government. If the Budget Financial Control Committee performed its duties under this section and exercised the powers given to it, the committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963, OAG 44, June 14, 1963)

I hereby disapprove this item as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other items of House File 723 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

GOVERNOR'S ITEM VETO MESSAGE  
(Senate File 544, Subsection 3, Section 1)

July 1, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 544, an act making an appropriation from the general fund of the state to the Commission on Alcoholism.

Senate File 544 is hereby approved July 1, 1971, with the following exception: I am unable to approve the Item designated as subsection 3 of Section 1, which reads as follows:

“No part of the appropriation provided for the treatment of alcoholism in subsection two (2) of this section shall be used for salaries, support and maintenance of the commission on alcoholism, excluding individuals employed by local alcoholism or detoxification units. No local alcoholism or detoxification facility shall be allocated more than fifteen percent of the appropriation provided for the treatment of alcoholism in subsection two (2) of this section.”

This subsection imposes a specific limitation on the amount of financial support that the Alcoholism Commission can provide for any alcoholism or detoxification facility regardless of its success in treating and rehabilitating alcoholics, its record of performance, or the need for its existence. This subsection destroys the very concept for which we established a fund in 1969 for the first time to provide state funds to help our citizens who found

themselves losing jobs, their families, self-respect and hope because of a drinking problem.

There existed at that time two facilities which were designed and in operation to directly treat and aid the alcoholic. They were the Harrison and Oakdale Treatment Centers. Each was a proven and established success. Neither was exclusively a local center and both were available and, by the law enacted, became treatment centers for alcoholics from any and all counties of our state. The Harrison Treatment Center has been of service to patients from all ninety-nine counties and treats all or nearly all of the patients from a number of counties at the present time. The Harrison Treatment Center is closely oriented to Alcoholics Anonymous, which was a pioneer in the successful rehabilitation of alcoholics and continues to be a prominent factor in helping these people.

Our original program of state participation in fighting alcoholism allowed for sufficient flexibility to permit the Commission to use some of its funds for service centers. There was no intent for the state to be a main source of finances for these centers. They were recognized as being able to perform a very valuable service in local communities. They do not serve in the same capacity or in the same manner as the Harrison and Oakdale Treatment Centers, however. They do call for extensive participation from community-minded people, which is basically their strength. It is imperative that the state recognize the importance of these service centers. It is also, however, important that we not allow the Harrison Treatment Center, which serves our entire state, to deteriorate or go out of business.

This provision of limitation could well cause such a result. This would be tragic. I do not feel I can let this happen.

I hereby disapprove this subsection as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other items of Senate File 544 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

GOVERNOR'S ITEM VETO MESSAGE  
(Senate File 555, Item 3, Section 3)

June 30, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 555, an act to provide an appropriation from the General Fund of the State for capital improvements for the Iowa Law Enforcement Academy.

Senate File 555 is approved June 30, 1971, with the following exception: I am unable to approve Item 3 designated as Section 3 in the Act which reads as follows:

"Sec. 3. Plans and specifications for improvements for which funds are appropriated by this Act shall be submitted to the budget and financial control committee for approval, except that items

commonly known as change orders need not be submitted to the budget and financial control committee unless such change orders actually increase the total cost of the project."

I have disapproved this Item because it violates the constitutional separation of the legislative and the executive branches of government. If the Budget Financial Control Committee performed its duties under this Item and exercised the powers given to it, the Committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

I hereby disapprove this Item as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 555 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

#### GOVERNOR'S ITEM VETO MESSAGE

(Senate File 556, Paragraph 2, Section 1)

June 30, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 556, an act creating and making an appropriation to the Executive Council General Contingent Fund.

Senate File 556 is approved June 30, 1971, with the following exception: I am unable to approve that Item designated as the second paragraph of Section 1 which reads as follows:

"Before any of the funds appropriated by the Act shall be allocated, a written recommendation shall first be obtained from the state comptroller and the executive council shall determine that the proposed allocation shall be for the best interest of the state. Any allocation in excess of thirty-five thousand dollars must be approved by the budget and financial control committee. The executive council shall not spend any money out of the contingent fund while the legislature is in session."

I have disapproved this Item because it violates the constitutional separation of the legislative and the executive branches of government. If the Budget Financial Control Committee performed its duties under this part of Section 1 and exercised the powers given to it, the Committee would be acting in an executive capacity or using delegated legislative powers. In either situation, they would be acting unconstitutionally. (1963 OAG 44, June 14, 1963)

In addition, the Executive Council is composed of state officials elected by people of the entire State of Iowa; if they are competent to handle a contingent fund when the legislature is not in session, then they are certainly competent to handle the same fund when the legislature is in session.

I hereby disapprove this Item as provided for in the Amendment to the



Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 556 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

GOVERNOR'S ITEM VETO MESSAGE  
(Senate File 565, Item 12, Section 12)

July 17, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 565, an act making an appropriation to the Department of Social Services and divisions thereof, including the Board of Parole, and providing for the administration thereof and providing for a study committee.

Senate File 565 is approved July 17, 1971, with the following exception: I am unable to approve Item 12 designated as Section 12 in the Act which reads as follows:

"No person shall be admitted on a voluntary basis to a mental health institute under the control of the department of social services for the treatment of alcoholism unless he has been admitted to a facility defined in section one hundred twenty-three B point one (123B.1) of the Code, and referred by the facility to the mental health institute."

This vetoed Item, if allowed to stand, could effectively prevent alcoholics from obtaining care and treatment at the time when they need it the most.

While I recognize that this Provision could in some cases lead an alcoholic to a service center where he could be helped, avoiding admittance to a mental health institution, the hardships that this Provision creates could adversely affect care, treatment, rehabilitation and the future of many other alcoholics. The disadvantages outweigh the advantages.

When an alcoholic seeks help, it is imperative that we provide him with the easiest access possible to the treatment services available.

Section 12 of this bill would deny an alcoholic the privilege of voluntarily appearing at one of our mental health hospitals for treatment unless referred. Nearly 75 percent of the alcoholics treated at our mental health hospitals are there voluntarily. Requiring an individual badly in need of immediate treatment, or who is in a frame of mind to accept such treatment, to go to a third party for admittance could greatly hinder alcoholic rehabilitation and could irreparably damage individuals seeking help.

While not all alcoholics are cured by the treatment they receive from our mental health hospitals or from any other facility, it is not only humane to make available voluntary treatment, but it is also economically wise. It makes good sense to have different types of services available to those who seek and need assistance in overcoming drinking problems.

But if we are serious about helping those who have the problem, then we should provide easy access to the facilities available. We should not

discourage the alcoholic from seeking help by making it more complicated and difficult to get into a hospital.

The Provision requires that a person be referred by a facility defined in Section 123B.1 of the Code, but such facilities do not exist in every county. As a matter of fact, there exists only eighteen county programs or facilities, including Oakdale and the Harrison Detoxification Center. Section 12 of this bill would require an alcoholic seeking help through one of our mental health hospitals to first obtain permission from one of these facilities—that might be a considerable distance from his home—before he could be admitted into the hospital. By the time approval is obtained, the patient could easily become discouraged and resist any help to overcome his alcoholism.

Many general hospitals in the state discourage the admittance of alcoholic patients since they have no program for this type of health care. We should encourage voluntary commitment where alcoholism treatment programs do exist.

This Item also runs counter to the approach of Alcoholics Anonymous, the largest alcoholic volunteer service in the State of Iowa, which has worked with alcoholics on a person to person basis and has encouraged voluntary commitment to our state hospitals. The requirement in this act making a referral by a third party mandatory would, in many instances, reduce the effectiveness of Alcoholics Anonymous in encouraging and following through on voluntary commitments.

This Section would also eliminate the referrals by the Office of Economic Opportunity's funded alcoholism programs, which are not connected with the State Alcoholism Commission-funded agencies. This Provision also would prevent a patient who wishes to and could pay for the services of a mental hospital, or who could have the services paid for by insurance, without having him first go through the red tape of obtaining approval of a third party facility. In effect, the patient's right to free choice of treatment would be curtailed.

This Provision refers to "a facility" handling the referral, yet does not establish who the person or persons would be to represent that facility and what their requirements would be. Even though alcoholism is generally recognized as a disease, there is no requirement that anyone making the referral have any specialized training, medical or otherwise, in judging to where the referral should be made.

For these reasons and because this Section would tend to impose undue hardship on the sick alcoholic who requires prompt treatment and asks for it, I hereby disapprove said Item as provided in the amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 565 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

## GOVERNOR'S ITEM VETO MESSAGE

(Senate File 572, Item 3, Section 3; Item 4, Section 4; Item 5, Section 5)

July 17, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 572, an act relating to the control and use of state funds, powers and duties of the Budget and Financial Control Committee and providing an appropriation.

Senate File 572 is approved July 17, 1971, with the following exceptions:

I am unable to approve Item 3 designated as Section 3 in the Act which reads as follows:

"Sec. 3. Section two hundred eighteen point ninety-four (218.94), unnumbered paragraph one (1), Code 1971, is amended as follows:

The commissioner of the department of social services shall have full power, subject to the approval of the executive council *and after receiving the recommendation of the budget and financial control committee* to secure options to purchase real estate and to acquire and sell real estate for the proper use of said institutions. Real estate shall be acquired and sold upon such terms and conditions as the commissioner may recommend subject to the approval of the executive council *and after receiving the recommendation of the budget and financial control committee*. Upon sale of such real estate, the proceeds thereof shall be deposited with the treasurer of the state and credited to a special trust fund to be held in such fund for the department of social services until the general assembly appropriates such funds."

I am unable to approve Item 4 designated as Section 4 in the Act which reads as follows:

"Sec. 4. CAPITAL IMPROVEMENTS. Before expending any funds for the construction of new buildings, repairs, improvements, replacements, or alterations, or any other capital expenditures, the contracts, plans and specifications, or plan of operation for improvements, shall be submitted to the budget and financial control committee for its recommendation."

I am unable to approve Item 5 designated as Section 5 in the Act which reads as follows:

"Sec. 5. Section two hundred sixty-two point nine (262.9), subsection five (5), Code 1971, is amended as follows:

5. With the approval of the executive council, acquire real estate for the proper uses of said institutions, and dispose of real estate belonging to said institutions when not necessary for their purposes. A disposal of such real estate shall be made upon such terms, conditions and consideration as the board may recommend and subject to the approval of the executive council *and after receiving the recommendation of the budget and financial control committee*. The proceeds of such sale shall be deposited with the treasurer of the state and credited to a special trust fund to be

*held in such fund for the board of regents until the general assembly appropriates such funds. All transfers shall be by state patent in the manner provided by law."*

With these provisions stricken the Commissioner of the Department of Social Services and the Board of Regents are charged with the responsibility to purchase, acquire and sell property subject to the approval of the Executive Council. This provides a safeguard in the spending and use of funds for such purposes. Adding the requirement of a recommendation of the Budget Financial Control Committee not only creates a conflicting situation between the legislative and executive branches of government, but also would add a burden to necessary transactions that could affect the efficiency of the business conducted by the Board of Regents and Department of Social Services.

These Items being vetoed tend to diffuse the responsibility of the Department of Social Services and the Board of Regents, and could well result in delays and uncertainties regarding many projects. They provide no minimum size for improvements or transactions and a project consisting of only a few dollars would have to be submitted to the Budget and Financial Control Committee for its recommendation.

These Provisions also create a distinct time problem inasmuch as there is no limit set for the Budget and Financial Control Committee providing when it must act in making its recommendation. It further fails to provide a course of action in the event the Budget and Financial Control Committee fails to act.

Item 5 which affects the Board of Regents, would require some delay in providing benefits to students or to universities because the funds would be frozen in a special fund in the Office of the State Treasurer until the General Assembly could act.

There could be a reluctance to sell property if there is no assurance that the proceeds of the sale would be deposited in the original fund from which the purchase was made.

This Section would also tend to discourage real estate transaction beneficial to the state wherein a state agency or institution disposes of land of no further benefit to the state in exchange for funds to be used for the purchase of other land of potentially greater use.

For these reasons I hereby disapprove these three Items as provided in the amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 572 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

GOVERNOR'S ITEM VETO MESSAGE  
(Senate File 586, Item 5, Section 5)

July 2, 1971

The Honorable Melvin D. Synhorst  
Secretary of State  
State Capitol  
Local

Dear Mr. Synhorst:

I hereby transmit Senate File 586, an act to appropriate funds from the

general fund of the State of Iowa to the State Board of Regents to reimburse state educational institutions for deficiencies in operation revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.

Senate File 586 is approved July 2, 1971 with the following exception: I am unable to approve Item 5 designated as Section 5 in the Act which reads as follows:

"Sec. 5. Chapter two hundred sixty-two (262A), Code 1971, is amended by adding the following new section: On and after the taking effect of this Act, the board shall issue no more bonds as provided for in this chapter. The state of Iowa shall be paid with interest on or before maturity date.

I have disapproved this Item because it effectively repeals Chapter 262A, 1971 Code of Iowa, authorizing the Board of Regents to issue and sell bonds for construction of academic and related facilities.

It would also rescind the actions of this very same legislature in its passage of Senate Concurrent Resolution 33, which specifically authorized the issuance of \$18,933,000 in new academic revenue bonding authority as well as reauthorizing \$3,435,000 in bonding authority by the first session of the last General Assembly for the veterinary medicine facility at Iowa State University, Ames.

The first session of the Sixty-Fourth General Assembly, in addition to the passage of Senate Concurrent Resolution 33, passed three other measures declaring its intent to provide that certain academic facilities at our universities be financed by bonding authority as provided in Chapter 262A.

This Item was added in the closing moments of this session, and is in direct conflict with previous measures passed during the same session. Therefore, I can only conclude that many legislators were not fully aware of the consequences of the inclusion of this section. On the other hand, many members of the Senate were concerned enough to vote a resolution requesting that I exercise my right of Item Veto to prevent the repeal of 262A.

This Item would effectively prohibit the Board of Regents from providing matching funds for federal grants for the construction of the \$25.5 million veterinary medicine facility at Iowa State University. I believe this prohibition would be detrimental to the interests, both economic and educationally, of the State of Iowa.

The long-range financing of needed classroom, laboratory and other academic facilities has been established so that planning at our universities can extend beyond the present and so sound business practices can be used in planning and construction.

I hereby disapprove Item 5, designated as Section 5 in the Act, as provided for in the Amendment to the Constitution of the State of Iowa adopted in 1968. All other Items of Senate File 586 are hereby approved this date.

Sincerely,

ROBERT D. RAY  
Governor

## COMMUNICATIONS FROM THE SECRETARY OF STATE

June 28, 1971

Mr. William R. Kendrick  
 Chief Clerk of the House  
 State Capitol Building  
 Des Moines, Iowa 50319

I hereby certify that House File 66 was published in The Telegraph-Herald, Dubuque, Iowa, June 18, 1971, and in The Cascade Pioneer-Advertiser, Cascade, Iowa, June 24, 1971.

I further certify that House File 347, was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, June 14, 1971, and in The Telegraph-Herald, Dubuque, Iowa, June 14, 1971.

I further certify that House File 373, was published in The Telegraph-Herald, Dubuque, Iowa, June 17, 1971, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa, June 15, 1971.

I further certify that Senate File 326, was published in The Albia Union-Republican, Albia, Iowa, May 27, 1971, and in The Knoxville Journal, Knoxville, Iowa, May 25, 1971.

Respectfully submitted,  
**MELVIN D. SYNHORST**  
 Secretary of State

June 29, 1971

Mr. William R. Kendrick  
 Chief Clerk of the House  
 State Capitol Building  
 Des Moines, Iowa 50319

I hereby certify that House File 707, was published in The Daily Gate City, Keokuk, Iowa June 24, 1971, and in the Evening Democrat, Fort Madison, Iowa, June 19, 1971.

Respectfully submitted,  
**MELVIN D. SYNHORST**  
 Secretary of State

August 3, 1971

Mr. William R. Kendrick  
 Chief Clerk of the House  
 State Capitol Building  
 Des Moines, Iowa 50319

I hereby certify that House File 466 was published in the Algona Kossuth County Advance, Algona, Iowa, July 12, 1971, and in The Spirit Lake Beacon, Spirit Lake, Iowa, July 15, 1971.

I further certify that House File 515 was published in The Altoona Herald, Altoona, Iowa, June 3, 1971, and in the Lee Town News, Des Moines, Iowa, June 3, 1971.

I further certify that House File 565 was published in The West Des

Moines Express, West Des Moines, Iowa, July 8, 1971, and in The Des Moines Register, Des Moines, Iowa, July 8, 1971.

I further certify that House File 686 was published in the Patriot-Chronicle, What Cheer, Iowa, June 17, 1971, and in The Colfax Tribune, Colfax, Iowa, June 17, 1971.

I further certify that House File 716 was published in The Montezuma Republican, Montezuma, Iowa, July 8, 1971, and in The Brooklyn Chronicle, Brooklyn, Iowa, July 8, 1971.

Respectfully submitted,  
**MELVIN D. SYNHORST**  
 Secretary of State

**LEGISLATIVE COUNCIL**  
 (Section 2.49—Code 1971)

- Lt. Governor Roger W. Jepsen, ex officio
- Speaker William H. Harbor
- Senator Vernon H. Kyhl, President Pro Tem
- Senator Clifton Lamborn, Senate Majority Leader\*\*
- Representative Andrew Varley, House Majority Leader\*
- Senator Lee Gaudineer, Jr., Senate Minority Leader
- Representative Dale Cochran, House Minority Leader
- Senator James E. Briles
- Senator Arthur Neu
- Senator S. J. Brownlee
- Senator Eugene M. Hill
- Senator William D. Palmer
- Representative Dennis L. Freeman
- Representative Ed Skinner
- Representative Nathan Sorg
- Representative Delwyn Stromer
- Representative Michael T. Blouin
- \*Chairman      \*\*Vice-Chairman

**DEPARTMENTAL RULES REVIEW COMMITTEE**  
 (Chapter 17A—Code 1971—4-year Term)

- Representative Charles Grassley, Chairman ..... (Term ending April 30, 1975)
- Senator John L. Mowry, Vice-Chairman ..... (Term ending April 30, 1973)
- Senator Wayne D. Keith ..... (Term ending April 30, 1975)
- Senator James F. Schaben ..... (Term ending April 30, 1975)
- Representative Elizabeth Shaw ..... (Term ending April 30, 1973)
- Representative D. Vincent Mayberry ..... (Term ending April 30, 1973)

**BUDGET AND FINANCIAL CONTROL COMMITTEE**  
 (Section 2.41—Code 1971—4-year Term)

- Representative Elmer H. Den Herder, Chairman ..... (Term ending January 31, 1975)
- Senator Quentin V. Anderson ..... (Term ending January 31, 1975)
- Senator Charles F. Balloun ..... (Term ending January 31, 1975)
- Senator Bass Van Gilst ..... (Term ending January 31, 1975)

Senator Francis L. Messerly .....	(Term ending January 31, 1973)
Senator C. Joseph Coleman .....	(Term ending January 31, 1973)
Representative Richard M. Radl .....	(Term ending January 31, 1973)
Representative Keith Dunton .....	(Term ending January 31, 1973)
Representative Alfred Nielsen .....	(Term ending January 31, 1973)
Representative Edgar Holden .....	(Term ending January 31, 1975)

#### CAPITOL PLANNING COMMISSION

(Chapter 18A—Code 1971—4-year Term)

Senator Wilson L. Davis .....	(Term ending April 30, 1975)
Senator James A. Potgeter .....	(Term ending April 30, 1973)
Representative Don D. Alt .....	(Term ending April 30, 1973)
Representative Luvern W. Kehe .....	(Term ending April 30, 1975)

#### HIGHER EDUCATION FACILITIES COMMISSION

(Section 261.1—Code 1971)

Senator Rudy Van Drie .....	(Term ending June 30, 1975)
Representative Willard Hansen .....	(Term ending June 30, 1975)

#### IOWA AMERICAN REVOLUTION BICENTENNIAL COMMISSION

(Chapter 1286, Sixty-third General Assembly, Second Session)

Senator Charles Laverty
Senator Lee H. Gaudineer, Jr.
Representative Don D. Alt
Representative Charles E. Knoblauch

#### INTERSTATE COOPERATION COMMISSION

(Chapter 28B—Code 1971)

Senator Vernon H. Kyhl .....	(Term ending April 30, 1973)
Senator James F. Schaben .....	(Term ending April 30, 1973)
Senator John M. Walsh .....	(Term ending April 30, 1973)
Senator James A. Potgeter .....	(Term ending April 30, 1973)
Senator James W. Griffin, Sr. ....	(Term ending April 30, 1973)
Representative Vernon N. Bennett .....	(Term ending April 30, 1973)
Representative John Camp .....	(Term ending April 30, 1973)
Representative Harold O. Fischer .....	(Term ending April 30, 1973)
Representative Joan Lipsky .....	(Term ending April 30, 1973)
Representative Dale Tieden .....	(Term ending April 30, 1973)

#### COMMISSION ON THE AGING

(Chapter 249B—Code 1971—4-year Term)

Senator Bass Van Gilst .....	(Term ending June 30, 1973)
Senator Tom Riley .....	(Term ending June 30, 1975)
Senator John C. Rhodes .....	(Term ending June 30, 1973)
Representative A. Gordon Stokes .....	(Term ending June 30, 1975)
Representative Clair Strand .....	(Term ending June 30, 1975)
Representative Tom Dougherty .....	(Term ending June 30, 1973)



IOWA STATE FAIR AND WORLD FOOD EXPOSITION  
STUDY COMMITTEE

(S. J. R. 24—Sixty-third General Assembly, First Session, Chapter 329)

- President of the Senate
- Speaker of the House
- Senator C. Joseph Coleman
- Representative Norman G. Rodgers
- Chris Wagler, President, Iowa State Fair Board, Bloomfield
- L. B. Liddy, Secretary of Agriculture, State House
- Robert H. Lounsberry, Director Marketing Division, Department of Agriculture, State House
- Dr. W. Robert Parks, President, Iowa State University
- Chad Wymer, Director, Iowa Development Commission
- Kenneth R. Fulk, Secretary, Iowa State Fair Board

ADVISORY INVESTMENT BOARD OF THE  
IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

(Chapter 97B.8—Code 1971)

- Senator James W. Griffin, Sr. .... (Term ending June 30, 1973)
- Representative Leonard C. Andersen ..... (Term ending June 30, 1973)

LAW ENFORCEMENT ACADEMY COUNCIL

(Chapter 80B—Code 1971—4-year Term)

- Senator Harold Thordsen ..... (Term ending August 14, 1975)
- Representative Perry L. Christensen ..... (Term ending August 14, 1973)

MEDICAL ASSISTANCE COUNCIL

(Chapter 249A.4(8)—Code 1971)

- Senator Earl G. Bass ..... (Term ending June 30, 1973)
- Senator Gene V. Kennedy ..... (Term ending June 30, 1973)
- Representative Joan Lipsky ..... (Term ending June 30, 1973)
- Representative Hallie Sargisson ..... (Term ending June 30, 1973)

FUNCTIONAL CLASSIFICATION OF HIGHWAYS  
ADVISORY COMMITTEE

(Chapter 1126—Acts of Sixty-third General Assembly, Second Session)

- Senator Lucas J. DeKoster
- Senator Francis L. Messerly
- Representative Perry L. Christensen
- Representative Theodore R. Ellsworth

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## IN MEMORIAM

### House

Memorials adopted by the House of Representatives of the Sixty-fourth General Assembly, First Regular Session, commemorating the life, character, and public service of former members who had departed this life since the last regular session of the General Assembly.

BROWNLIE, JOHN.....	Jan. 19, 1881-Sept. 15, 1970
DAVIDSON, HAROLD E. ....	March 1, 1891-Jan. 21, 1971
DIETZ, RILEY.....	May 17, 1905-Aug. 29, 1970
FORSLING, LINUS B.....	March 23, 1891-May 2, 1970
GREGORY, CURTIS W.....	Sept. 8, 1897-Dec. 18, 1970
HUBBARD, WILBER F. ....	March 24, 1885-April 5, 1971
JENKINS, JOHN J.....	Nov. 2, 1879-March 31, 1971
JENSEN, JULIUS H.....	Sept. 2, 1885-April 5, 1962
PATERSON, GEORGE W.....	Sept. 4, 1887-Feb. 25, 1971
ROSS, CLAUS W.....	Nov. 21, 1890-March 30, 1971
SANDERS, LEO I. ....	March 16, 1894-March 5, 1971
STORY, MELVIN E.....	July 7, 1906-Jan. 2, 1971
WHITE, HAROLD R.....	May 27, 1889-May 24, 1968
WIER, FRED E.....	Jan. 3, 1892-Jan. 12, 1971

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## JOHN BROWNLIE

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable John Brownlie, begs leave to submit the following memorial:

John Brownlie was born in Benton County, Iowa, on January 19, 1881. He was the son of Robert and Mary McFarlane. He attended the local school and Fairfax High School.

Mr. Brownlie married Ida M. Dougan on December 21, 1910 and to this union were born one son and three daughters.

Mr. Brownlie, a Republican, served three terms in the Iowa General Assembly. He first entered the legislature in 1949 and also served during the 1951 and 1953 sessions.

Mr. Brownlie spent three years in service for the Rock Island Railroad and was actively engaged in farming for 36 years. He was active in community affairs, was secretary of the school board, township clerk, charter member of Farm Bureau, director and secretary of Co-op Elevator and a lifelong member of United Presbyterian Church holding official positions.

Mr. Brownlie passed away on September 15, 1970. He is survived by a son, Robert, of Prescott, Arizona and three daughters, Mrs. Robert Miller of Phoenix, Arizona, Mrs. A. C. Hindman of LaPorte City and Mrs. George Hauser, of Winterset, ten grandchildren and five great-grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa: That in the passing of the Honorable John Brownlie, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of the family.*

*Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.*

NORMAN RODGERS  
JAMES I. MIDDLESWART  
MARION SIGLIN

Committee

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 HAROLD E. DAVIDSON

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Harold E. Davidson, begs leave to submit the following memorial:

Harold Easterly Davidson was born at Olin, Iowa, on March 1, 1891, the son of Homer E. and Allie Easterly Davidson. He graduated from Olin High School and received his law degree from Drake University in 1916. He was married to Thelma Cheese in 1924. Two children were born of this union, one son and one daughter. Mr. Davidson served as State Representative in the Thirty-Ninth General Assembly in 1919-1920 and was chairman of the

Page County Republican Central Committee from 1920 to 1926. He also served as an official at the Drake Relays for several years. In 1969 he was awarded the "Double D" Award from Drake University for distinguished service.

Mr. Davidson was the Mayor of Clarinda for three terms. In 1939 he was appointed counsel for the Iowa Commerce Commission and held that position until his election as Judge in 1943. On January 1, 1943, he was elected Judge in the Fifteenth Judicial District, and retired from the bench in 1966, on his 75th birthday.

Judge Davidson passed away January 21, 1971. Services were held at Westminster Presbyterian Church, in Clarinda, and burial at the Clarinda cemetery. Surviving are his widow, Thelma; his son, Richard G. Davidson, and his daughter, Mrs. Martha Jean Bordner, both of Clarinda, and five grandchildren.

Judge Davidson was past president of the Iowa District Judges Association besides having a membership in the County, District, State and American bar associations. He was instrumental in organizing the Clarinda Country Club, was first commander of the American Legion Post in Clarinda, and served in the Army during 1917 and 1918. He was a member of the Masonic Lodge 140, the Scottish Rite Consistory and Za-Ga-Zig Shrine. He was a member of the Westminster United Presbyterian Church.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Harold E. Davidson, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

LILLIAN M. McELROY  
WILLIAM H. HARBOR  
ANDREW VARLEY

Committee

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#### RILEY DIETZ

**MR. SPEAKER:** Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Riley Dietz, begs leave to submit the following memorial:

Riley Dietz was born in North Dakota May 17, 1905. He attended Walcott elementary school and graduated from Davenport High School in 1922.

In 1924, he married Velma Pahl of Blue Grass, Iowa, and to this union were born two daughters and three sons.

Mr. Dietz moved to Scott County, home of his father and grandfather since 1847, at the age of one month. He followed in the footsteps of his grandfather, Philip Dietz, who served in the Twenty-first and Twenty-

second General Assemblies of the Iowa legislature. He farmed until 1930 and was then associated with the Economy Roofing and Insulating Company of Davenport from 1930 to 1942 and from 1955 to 1959, and in the electrical contracting business from 1942 to 1955. Since 1959 he was owner and operator of Powell Roofing Company of Cedar Rapids, Iowa. Mr. Dietz was state president of the Justices of the Peace and Constables Association of Iowa in 1953 and 1954, and was given a life membership by that association. In 1970, he was elected president of Iowa Property Taxpayers Association, Inc. Mr. Dietz was a member of the Moose and Elks lodges and the Izaak Walton League. He had a life membership in the Iowa Historical Society.

Mr. Dietz, a Republican, served in the House of Representatives in the Fifty-sixth, Fifty-seventh, Fifty-eighth, Fifty-ninth, Sixtieth and Sixtieth Extra sessions of the General Assembly as a Representative from Scott County.

He passed away August 29, 1970. Surviving Mr. Dietz are his widow, Velma, of Walcott, Iowa; two daughters, Mrs. Louis (Edith) Harksen, Walcott, Iowa; Mrs. Raymond (Helen) Muhs, Eldridge, Iowa; three sons, Darold of Walcott; Emmett of Canoga Park, California; and Riley, Jr., of North Las Vegas, Nevada; his stepmother, Mrs. Christina Dietz, Walcott, Iowa; a brother, Donald, of Stewart, Florida, and nineteen grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Riley Dietz, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

EDGAR H. HOLDEN  
ELIZABETH SHAW  
JOHN CAMP

Committee

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#### LINUS B. FORSLING

**MR. SPEAKER:** Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Linus B. Forsling, begs leave to submit the following memorial:

Linus B. Forsling was born on March 23, 1891, in Sioux City, Iowa, and passed away May 2, 1970, at his home in Anthon, Iowa. He attended public schools in Sioux City and was graduated from Cumberland University in Tennessee and began the practice of law in Sioux City in 1915.

Mr. Forsling served in the General Assembly as Representative from Woodbury County during the years from 1921 through 1931 and State Senator from Woodbury County in 1939. After beginning his law practice he was a Municipal Court Judge until 1920. In 1940 Mr. Forsling began service as District Judge for Woodbury and Monona Counties, and during World War II resigned the position and volunteered for the Seabees,

servng with them in the Pacific Theater of Operations. At the conclusion of the war, he again was appointed District Judge, resigning this position in 1958.

Mr. Forsling was a competent and devoted member of the Sioux City and Iowa State Bar Associations and was active in Masonic bodies.

On January 17, 1937, Mr. Forsling married the former Edith V. Cover, who became his partner in the law firm of Forsling & Forsling. Mrs. Forsling passed away in 1959. Survivors are a son, Edward, of Cockysville, Maryland, and a brother, David, of Sioux City.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Linus B. Forsling, the state has lost an honorable citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DONALD V. DOYLE  
E. KEVIN KELLY  
HALLIE SARGISSON

Committee

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#### CURTIS W. GREGORY

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Curtis W. Gregory, begs leave to submit the following material:

Curtis W. Gregory was born at Winterset, Iowa, on September 8, 1897, the son of Sherman and Minnie Gregory. He moved to Des Moines in 1904 and graduated from high school in 1916. Mr. Gregory was graduated from Drake University in 1920 with a B.S. degree and in 1924 with the LL.B. degree. He was a member of the Alpha Tau Omega and Phi Alpha Delta fraternities and had received the honor of The Coif.

He married Ethel Bell on June 27, 1948.

Mr. Gregory, a Republican, served two terms in the Iowa General Assembly. He first entered the legislature in 1938 and successfully sought reelection in 1940. Mr. Gregory was the House Republican Leader in 1941. He was appointed an Assistant Attorney General in 1942 and served for three years. Mr. Gregory was a member of the commission on the Iowa Rules of Civil Procedure which wrote the original rules and was appointed by Governor Nelson G. Kraschel to represent Iowa on the Council of State Governments for two years.

Curtis W. Gregory started his law practice in Des Moines and after three years he purchased the Miller Law firm in Adel and practiced there for 43 years.

Curtis W. Gregory was a member of the American Bar Association, Iowa Bar Association and Dallas County Bar Association. He was Adel City At-

torney from 1930 to 1932 and Dallas County Attorney for two terms. He was a member of the Lions Service Club, American Legion, Masons, Des Moines Consistory, Za-Ga-Zig Shrine, Adel Christian Church, Eastern Star, Elks Lodge, Odd Fellows, Rotary International and was active in Boy Scout work for 20 years. He also was chairman of the Defense Council for Dallas County during World War II.

Mr. Gregory passed away on December 18, 1970. He is survived by his wife, Ethel, a stepson, Millard Bell, of West Des Moines, Iowa, and two step-grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-Fourth General Assembly of Iowa:* That in the passing of the Honorable Curtis W. Gregory, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of the family.

*Be It Further Resolved:* That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

NORMAN RODGERS

MARION D. SIGLIN

ANDREW VARLEY

Committee

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#### WILBER F. HUBBARD

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Wilber F. Hubbard, begs leave to submit the following memorial:

Wilber F. Hubbard was born on a farm near Neola, Iowa, March 24, 1885. He was educated in the rural schools and the high school of Neola, after which he followed the vocation of farming. After retirement he began work as a Pottawattamie Mutual Insurance Agent.

In 1909 he was married to Vera Lynn Hamilton. To this union were born three sons and one daughter.

Mr. Hubbard was president of the West Pottawattamie County Farm Bureau, Past Master of Agate Lodge 423, AF & AM of Neola, and an elder in the Presbyterian Church at Neola. He was a Republican and served as State Representative in the Forty-first, Forty-second and Forty-third sessions of the Iowa House of Representatives.

Mr. Hubbard passed away April 5, 1971, at an Oakland resthome. He is survived by his wife, Vera L. Hubbard, of Neola, Iowa; two sons, Joseph A. Hubbard of Neola, Iowa, and Wilber L. Hubbard of Walnut, Iowa; one daughter, Miss Verna L. Hubbard of Council Bluffs, Iowa; nine grandchildren and eight great-grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Wilber F. Hubbard, the state has lost an honored citizen and a faithful

and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

HENRY C. MOLLETT  
ALFRED NIELSEN  
LAVERNE W. SCHROEDER  
Committee

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JOHN J. JENKINS

**MR. SPEAKER:** Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable John J. Jenkins, begs leave to submit the following memorial:

John J. Jenkins was born on a farm in Louisa County on November 2, 1879, son of Richard and Catherine Rees Jenkins. He received his education in the rural schools and graduated from Columbus Junction high school, and received a degree from the Agricultural department of Iowa State College in 1906.

On November 17, 1908, he was united in marriage to Elsie Getts, and to this union were born two sons and five daughters.

Mr. Jenkins spent his entire life on the farm in the raising of livestock and general farm management, and served as president of his local shipping association. He was a long-time elder of the Cotter United Presbyterian Church, and also a 55-year member of the Masonic order and the Shrine. He was president and director of the Louisa County Farm Bureau, a member of the Louisa County Fair Association for 20 years, active in the Iowa Shorthorn Breeders Association, and served on the Cotter School Board.

Mr. Jenkins, a Republican, served in the Iowa House of Representatives in the Forty-fifth and Forty-sixth sessions of the General Assembly from Louisa County. He continued his interest in government and served as Louisa County Supervisor from 1940 until 1949.

Mr. Jenkins passed away March 31, 1971, at Washington County Hospital, Washington, Iowa. Services were held at Stacy-Lewis Funeral Home, Columbus Junction, Iowa, with burial at Columbus City Cemetery. Surviving are his wife, Elsie; five daughters, Mrs. Herman Wagenknecht, Ainsworth, Mrs. Gerald Smith, Ogden, Mrs. E. W. Newman, Cedar Rapids, Mrs. E. O. Ehrhardt, Sun City, Arizona, and Mrs. Roy Woolsey, Kansas City, Missouri; two sons, Charles of Columbus Junction and Richard, Cedar Rapids; twenty grandchildren and twenty-four great-grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable John J. Jenkins, the state has lost an honorable citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

LLOYD F. SCHMEISER  
CHARLES F. STROTHMAN  
HERBERT L. CAMPBELL

Committee

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JULIUS H. JENSEN

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Julius H. Jensen, begs leave to submit the following memorial:

Julius H. Jensen was born on a farm in Seneca Township in Kossuth County September 2, 1885. He was educated in the rural schools of Kossuth County, and attended Luther College, Decorah, Iowa for two years.

Mr. Jensen was married to Inga Jorgenson on June 7, 1917, and to this union was born one son.

Mr. Jensen was engaged in farming, and feed sales. He was a member of the Republican Party, and was elected to the Iowa House of Representatives and served as Representative from Kossuth County in the Forty-third session of the General Assembly. He was a member of the Iowa Farm Bureau Federation, the Masonic Lodge, and a member of Blakjer Lutheran Church.

Mr. Jensen passed away April 5, 1962, at Holy Family Hospital in Estherville, Iowa. He is survived by his son Ted V. Jensen, Fenton, Iowa; and three grandchildren; his wife preceded him in death in 1945.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Julius H. Jensen, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

ROLLIN G. EDELEN  
JAMES E. WIRTZ  
BERL E. PRIEBE

Committee

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GEORGE W. PATTERSON

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable George W. Patterson, begs leave to submit the following memorial:

George W. Patterson, son of George and Elizabeth McKay Patterson, was born in Burt, Iowa, on September 4, 1887, where he maintained his residence throughout his lifetime.

He graduated from Burt High School in 1905, and held a B.S. degree in Agriculture from Iowa State University in Ames.

He married Eva Stensrud at Lake Mills, Iowa, on December 28, 1913.

Mr. Patterson was engaged in farming and ranching operations in Iowa and Montana and was very active in local, state and national politics his entire life.

Mr. Patterson served as a Republican in the House of Representatives in the Fortieth, Fortieth Extra, and Forty-first sessions, and as State Senator in the Forty-second, Forty-second Extra, Forty-third, Forty-fourth, Forty-fifth, Forty-five Extra and Forty-sixth sessions.

He served as a member of the State Appeal Board of the Selective Service System from 1939 to March 31, 1947. He also served as a director of the Burt Savings Bank from its inception, and was honorary vice president of the bank. He was a lifelong member of the Burt Presbyterian Church.

Mr. Patterson passed away on February 25, 1971. Surviving him are his widow Eva and two sons, Donald of Burt, and Kenneth of Swea City, and one daughter, Virginia, Mrs. James Appleyard of Saratoga, California, and nine grandchildren. Also surviving are one brother, Howard Patterson of Missoula, Montana, and one sister, Mrs. Mary Dowd Zigrang of Los Angeles, California.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable George W. Patterson, the state has lost an honorable citizen and a faithful and useful public servant, and the House of Representatives by this resolution would express its appreciation of his service 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 House of Representatives and the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

BERL E. PRIEBE  
ROLLIN C. EDELEN  
DELWYN STROMER

Committee

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#### CLAUS W. ROSS

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Claus W. Ross, begs leave to submit the following memorial:

Claus W. Ross was born on a farm in Grundy County, Iowa, November 21, 1890, son of William A. and Geska (Roalfs) Ross. He attended public schools in Grundy County and finished a machinist's course in 1911 at

Highland Park College, Des Moines. He was in the automobile business since 1912.

He was united in marriage to Miss Bessie Geerdes on August 26, 1948.

Mr. Ross was the first Grundy County soldier to enter World War I and served two years, one of which was in France. He also served his country in World War II, and was a charter member of the Ashing-Jaspers Post No. 213 of the American Legion in Wellsburg, and the Grundy County Barracks No. 1418 of World War I Veterans.

He served as State Representative of Grundy County in Des Moines in 1937 and 1939. He was a past Commander of the Third District of the World War I Veterans' organization, the Mayor of the town of Wellsburg for 10 years, and was also an original member of the Board of Commissioners of the Grundy County Memorial Hospital and would have been relinquished of his post as of April 1, 1971.

Claus W. Ross passed away Tuesday morning, March 30, 1971, following a heart attack. Services were held at the Second Christian Reformed Church, Wellsburg, Iowa. Surviving are his wife, Bessie; one sister (Tatjie) Mrs. Dick Huisman, Sr., of Wellsburg; two brothers, Will W. Ross of Wellsburg and John W. Ross of Wellsburg.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Claus W. Ross, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

HAROLD O. FISCHER  
 FLOYD H. MILLEN  
 RICHARD W. WELDEN  
 Committee

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LEO I. SANDERS

**MR. SPEAKER:** Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Leo I. Sanders, begs leave to submit the following memorial:

Leo I. Sanders was born in Osceola, Iowa March 16, 1894, son of Luther T. and Adella Sanders. The family moved to Des Moines, Iowa in 1897. He attended the Des Moines schools, and was graduated from West High School.

Mr. Sanders was married to Sarah Davis on August 4, 1916 in Newton, Iowa, and to this union were born three sons and one daughter.

Mr. Sanders was engaged in the wholesale ice cream business most of his adult life. He was the Mayor of Estherville from 1956 to 1962, and was associated with the Estherville Daily News. He was a member of the

Republican Party, and was elected to the Iowa House of Representatives and served as Representative from Emmet and Palo Alto Counties in the Sixty-second and Sixty-third sessions. He was the Past Exalted Ruler of the Elks Club, past Board Member and Vice-President of the League of Iowa Municipalities, past member of the Board of Estherville Chamber of Commerce. He was a member of Estherville Christian Church, and was a past member of the Church Board, and of the Church Property Committee.

Mr. Sanders passed away March 5, 1971. He is survived by his wife, Sarah of Estherville, Iowa; three sons, Robert Sanders, Cincinnati, Ohio; Jack Sanders, Iowa City; and William Sanders, Des Moines, Iowa; one daughter, Mrs. Robert (Patty) Thompson, Sioux Falls, South Dakota; seventeen grandchildren; six great-grandchildren; one brother, Ralph Sanders, Estherville, Iowa; and one sister, Mrs. Blanche Davis, Des Moines, Iowa.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Leo I. Sanders, the state has lost an honorable citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

ROLLIN C. EDELEN  
JAMES E. WIRTZ  
BERL E. PRIEBE

Committee

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### MELVIN E. STORY

**MR. SPEAKER:** Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Melvin E. Story, begs leave to submit the following memorial:

Melvin E. Story was born at Farmington, Iowa, July 7, 1906, son of William and Linnie Petrie Story. He attended the public schools of Farmington. He married Martha Beatrice Buchanan of South English at Bethany, Missouri, September 17, 1932, and to this union were born two children, two sons. Mr. Story was a veteran of World War II, having served two and one-half years with the U. S. Signal Corps, and was a member of the Masonic Lodge, Consistory, Za-Ga-Zig Shrine Temple, Telephone Pioneers of America, and the Congregational-United Church of Christ. He was employed by Northwestern Bell Telephone Company for 25 years prior to his retirement. Mr. Story was a Republican and served as State Representative for one term in the Sixty-second General Assembly.

Mr. Story passed away January 2, 1971, at the Keokuk County Hospital, Sigourney, Iowa, after a two-year illness. Services were held at the Powell Funeral Home in North English, Iowa, and burial at South English Cemetery.

Surviving are his wife, Beatrice, two sons, William of Chicago, Illinois, and David of North English; and one brother, Jason L. of Dallas, Texas.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Melvin E. Story, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

KEITH H. DUNTON  
CHARLES J. UBAN  
BARTON L. SCHWEIGER  
Committee

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#### HAROLD R. WHITE

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Harold R. White, begs leave to submit the following memorial:

Harold R. White was born at South English, Iowa, May 27, 1889, son of Willard W. and Ida Ann Roach White.

Mr. White married Jessie Roop on May 12, 1910, and to this union was born two children, one boy and one girl.

Mr. White served as cashier at White State Bank until 1921, moved to Webster Savings Bank where he worked seven years, and joined the First Trust & Union Savings Bank in 1928, retiring in 1946. He also served as a bank director. He was a director of the REC from 1946 to 1964 and was a partner in the Harwood Angus Farm, north of Sigourney. Mr. White was the Mayor of Sigourney from January, 1954, to December 31, 1955. He was a Democrat and served as State Representative for one term in the Fifty-fourth General Assembly.

He passed away May 24, 1968, at his home. Services were held at the United Methodist Church in Sigourney, Iowa, and burial at Pleasant Grove Cemetery.

Surviving are his widow, Jessie; a son, Woodford W. White, of Blainstown, Iowa; two brothers, L. W. White of Escondido, California, and Virgil E. White of Santa Cruz, California, and five grandchildren. His daughter, Mary, preceded him in death.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Harold R. White, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of the family.

*Be It Further Resolved:* That a copy of this resolution be spread upon

the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

KEITH H. DUNTON  
DEWEY E. GOODE  
GEORGE N. PIERSON

Committee

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FRED E. WIER

MR. SPEAKER: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Fred E. Wier, begs leave to submit the following memorial:

Fred E. Wier was born on a farm at Letts, Louisa County, Iowa, January 3, 1892, son of Henry M. and Rose Wier. He was educated in the public schools of Louisa County. On June 22, 1922, at Muscatine, Iowa, he was united in marriage to Anna Beik, and to this union was born a daughter.

Mr. Wier served in World War I, and was a member of American Legion, Rotary, and Farm Bureau. He was a life resident of the Grandview community and was active in Grandview Community Church, serving as Sunday school superintendent for 27 years. His many activities include serving on the Grandview Consolidated school board, chairman of Louisa County Farm Bureau, member of Grandview Cooperative Telephone Company, County Agricultural Stabilization and Conservation Committee. Aside from being a retired farmer, he was director of the Columbus Junction Bank and a salesman for the Pioneer Seed Corn Company.

Mr. Wier, a Democrat, served as State Representative from Louisa County in the Fifty-eighth, Fifty-ninth and Sixtieth General Assemblies.

Mr. Wier passed away January 12, 1971, at Muscatine General Hospital, Muscatine, Iowa. Services were held at Grandview Community Church, with burial at Grandview Cemetery, Grandview, Iowa. Surviving are his wife, Anna; one daughter, Mrs. H. Richard Bieri, Letts, Iowa; two brothers, George of Muscatine and James of Waterloo, and two grandchildren.

*Therefore, Be It Resolved by the House of Representatives of the Sixty-fourth General Assembly of Iowa:* That in the passing of the Honorable Fred E. Wier, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, 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 House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

LLOYD F. SCHMEISER  
CHARLES F. STROTHMAN  
HERBERT L. CAMPBELL

Committee

## HOUSE-SENATE COMPANION BILLS

"S" indicates the bills are Similar and/or Same Subject Matter

H.J.R.	S.J.R.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.
1	1	94	118	179	74		550	391,	
8	3	95	343	180	283 S	292	194	160	
15	7	96	56	181	353 S	293,		396	338,
16	9	97	70	182	141	109 S			365
H.F.	S.F.	98	121	186	98	295	204	397	325
1	1	100	341	187	215	296	250	404,	
2	48	103	63	188	131 S	298,		127 S	
3	2,	105	220	191	161	420	381 S	409	417 S
	427 S	106	76	194	245	300	229	410	95
4	14	107	82	196	253	303	199	413	348
5	13	109,		198	158	305	195 S	416	339
6	32	293 S		199	168	309	196	420,	
7	44	111	77	200	213	312	236	298	381 S
8	7	113	80	201	135	314	189 S	422,	
9	49	114	152	202	116	315	259	577	346 S
10	4	119	187	206	216	316	154	425	352
11	12	120	151 S	209	140	318	254	427	81
12	11	121	145	212	84	320	242	430	384
13	17	122	310	216	150	321	185	433	421
14	10	123	328	217	144	322	244,	434	347
15	27	125	93	220	111		308 S	435,	
16	47	127,		221	125,	325,		659	300 S
17	50	404 S			590 S	668 S		437	287
18	45	129	87	222,		329	269	448	380
19	46	131	41	436	444 S	333	209	449	368
21	24	133	79	224	92	334	243	454	231
22	51	134	114	226	226	337	309	456	498
23	16	135	104	230	115	338	232	459	166
24	20	136	89	231	164 S	339	128	461	262 S
25	22	138	96	232	155	340,		465	363 S
26	19	139	279	235	72 S	337		466	401
27	8	141	233 S	238,		345,		467	413
28	6	143	139	248	75 S	685 S		473	313 S
29	21	144	97	239	184	347	441	480	399
30	18	145	230	241	178	349	296	482	407
31	9	146	73	242	186	350	255	487	382
32	23	147	88,	244	208	351	190	496	335 S
33	5		504	247	214	361	266	502	367
34	15	150	267 S	248,		365,		505,	
41	3	155	188 S	238	75 S	505 S		365 S	
53	31	156	117,	249	58 S	366	52,	513	404
64	274		566	257	205		387 S	517	436
70	57	157	122	262	293 S	368	180	518	419
73	61	160,		264	181	369	290	519	355
74	298	391		269	85	374	360	525	239
77	53	162	120	270	329	375	322 S	530	299 S
83	71	163	241 S	271	342	377	249	540	437
84	36	165	172	272	207	380	301	541	386 S
85	38	168	102	275	246	381	362 S	545	374 S
86	69	169	212	276	132	386	314	555	426
87	67	170	143	277	193	387,		557	469
92	78	172	55 S	284	142	340		562	223 S
93	182 S	177	228	286	110,	389	435	563,	

H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.
574	397 S	613	470	648	488	664	448	691,	
574,		615	585	649	507	668,		705 S	
563	397 S	618	424	657,		325 S		704	546
575	452	621	530	661 S		674	443	705,	
577,		627	489	659,		681	334 S	691 S	
422	346 S	629	537	435	300 S	682	479	707	538
578	289	643	490	660	474	685,		717	548 S
585	450	645	423,	661,		345 S		727	540 S
586	430		496 S	657 S		690	531	733	575 S



RECORD OF HOUSE BILLS IN HOUSE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES  
PASSED AND APPROVED—146

H.J.R. 1, 6, 7, 15, 16.

H. F.

12, 13, 14, 15, 16, 17, 18, 22, 23, 24, 25, 26, 29, 31, 32, 37,  
39, 42, 46, 47, 63, 66, 73, 82, 83, 86, 87, 112, 114, 119, 121, 129,  
130, 132, 140, 141, 164, 170, 172, 177, 182, 195, 197, 206, 209, 211, 215, 225,  
230, 231, 236, 262, 268, 271, 274, 278, 283, 308, 317, 330, 334, 346, 347, 369,  
373, 381, 382, 384, 386, 393, 399, 420, 429, 446, 463, 466, 470, 473, 479, 503,  
505, 514, 515, 522, 537, 546, 550, 551, 565, 567, 570, 572, 573, 587, 600, 605,  
606, 614, 625, 654, 658, 666, 675, 686, 688, 692, 693, 694, 696, 699, 700, 701,  
702, 703, 704, 705, 707, 708, 709, 710, 713, 715, 716, 719, 720, 721, 722, 723,  
724, 728, 729, 730, 731, 732, 735, 736, 738, 739, 741, 742, 744.

SENT TO SECRETARY OF STATE

H. J. R. 1, 6, 7, 15, 16

ITEM VETO ON BILLS APPROVED BY THE GOVERNOR

H. F. 720, 723

H. J. R.	Page	H. J. R.	Page
1 By Constitutional Amend-ments and Reapportionment. A joint resolution making application to the United States Congress to call a convention for the purpose of proposing to the states a constitutional amendment providing that a portion of taxes levied on in-come by Congress shall be made available to state gov-ernments.		4 By Mendenhall. A joint res-olution proposing an amend-ment to the Constitution of the State of Iowa relating to four-year terms for members of the House of Representa-tives.	
Introduced, placed on calendar ..	36	Introduced, referred to constitu-tional amendments and reap-portionment .....	110
Amendment H1 filed .....	62	5 By Gluba. (Tapscott). A joint resolution proposing an amendment to the Constitu-tion of the State of Iowa re-lating to qualifications of electors.	
Amendment H1 lost .....	63	Introduced, referred to constitu-tional amendments and reap-portionment .....	120
Amendment H2 filed .....	63	6 By Hill, Shaw, Logemann, Nystrom, Schwieger, Monroe, Pelton, Roorda, Tieden, Win-kelman, Kreamer, Skinner, Johnston and Knoke. A joint resolution proposing an amend-ment to the Constitution of the State of Iowa relating to judges of the district court and supreme court.	
Amendment H2 lost .....	63	Introduced, referred to constitu-tional amendments and reap-portionment .....	176
Passed House. Ayes 66, nays 32 ..	64	Committee report .....	187
Motion filed to reconsider vote ...	64	Recommended passage .....	187
Motion to reconsider vote laid on table .....	64	Committee report adopted .....	189
Motion to reconsider vote laid on table prevailed .....	64	Passed House. Ayes 92, nays none .....	204
Reported correctly enrolled .....	153	Reported correctly enrolled .....	395
Signed by Speaker .....	154	Signed by Speaker .....	396
Sent to Secretary of State .....	154	Sent to Secretary of State .....	396
2 By Holden. A joint resolu-tion proposing an amendment to the Constitution of the State of Iowa relating to the approp-riation of fines as provided by law.		7 By Schwieger, Shaw, Grass-ley, Roorda, Tieden, Varley, Hill and Willits. A joint reso-lution proposing an amend-ment to the Constitution of	
Introduced, referred to constitu-tional amendments and reappor-tionment .....	70		
Committee report .....	520		
Recommended passage .....	520		
Committee report adopted .....	523		
Passed House. Ayes 74, nays 18 ..	585		
3 By Mendenhall. A joint res-olution proposing an amend-ment to the Constitution of the State of Iowa relating to the imposition of taxes.			
Introduced, referred to ways and means .....	90		

H. J. R.	Page
the State of Iowa relating to the terms of office of elected state officials.	
Introduced, referred to constitutional amendments and reapportionment .....	176
Committee report .....	187
Recommended passage .....	187
Committee report adopted .....	189
Amendment filed .....	204
Amendment lost .....	205
Passed House. Ayes 57, nays 38 ..	207
Motion filed to reconsider vote ..	213
Motion to reconsider vote withdrawn .....	271
Message from Senate .....	714
House concurred .....	740
Repassed House. Ayes 67, nays 24	741
Reported correctly enrolled .....	937
Signed by Speaker .....	937
Sent to Secretary of State .....	937
8 By Ellsworth. A joint resolution proposing an amendment to the Constitution of the State of Iowa repealing the prohibition against lotteries in order that they may be regulated by the General Assembly	
Introduced, referred to constitutional amendments and reapportionment .....	190
Committee report .....	242
Recommended passage .....	242
Committee report adopted .....	248
Passed House. Ayes 65, nays 27..	289
9 By Grassley, Camp, Fischer and Grundy and Pelton. A joint resolution relating to the effective date of laws.	
Introduced, referred to constitutional amendments and reapportionment .....	211
10 By Larson and Small. 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.	
Introduced, referred to constitutional amendments and reapportionment .....	350
11 By Stokes, Nielsen, Bergman and Siglin. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to vacancies in the membership of the General Assembly.	
Introduced, referred to constitutional amendments and reapportionment .....	425
Amendment filed .....	478
12 By Doyle, Rodgers, McCormick and Blouin. A joint resolution proposing an amendment to the Constitution of	

H. J. R.	Page
the State of Iowa to provide a procedure for the General Assembly to convene itself into special session between regular sessions.	
Introduced, referred to constitutional amendments and reapportionment .....	454
13 By Blouin, Anania, Bennett, Bray, Cochran, Dougherty, Doyle, Dunton, Ewell, Franklin, Gluba, Husak, Jesse, Johnston, Kennedy, Kinley, Knoblauch, Larson, Mayberry, McCormick, Middlewart, Monroe, Norpel, Patton, Priebe, Radl, Rodgers, Sargisson, Schmeiser, Schwartz, Scott, Skinner, Small, Uban, Wells, Willits and Wyckoff. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to individual rights to a healthful environment.	
Introduced, referred to constitutional amendments and reapportionment .....	497
14 By Iowa Development. A joint resolution creating a committee to study the use of land and other related resources.	
Introduced, placed on calendar ..	725
Placed on calendar .....	915
Passed House. Ayes 70, nays 8	960
15 By Constitutional Amendments and Reapportionment. A joint resolution ratifying a proposed amendment to the Constitution of the United States relating to extending the right to vote to citizens eighteen years of age or older.	
Introduced, passed on file .....	754
Rule suspended .....	755
Passed House. Ayes 94, nays 6 ..	757
Reported correctly enrolled .....	802
Signed by Speaker .....	802
Sent to Governor .....	803
Signed by Governor .....	925
16 By Alt, Kehe, Dunton, Miller and Rodgers (Lamborn, Davis, Gaudineer, Conklin and Schaben). A joint resolution authorizing the executive council to acquire the Hubbell Mansion known as Terrace Hill.	
Introduced, referred to cities and towns .....	1091
Committee report .....	1152
Recommended passage .....	1153
Committee report adopted .....	1169
Passed House. Ayes 84, nays 3 ..	1234
Reported correctly enrolled .....	1375
Signed by Speaker .....	1375
Sent to Governor .....	1375
Signed by Governor .....	1400

HOUSE RECORD OF HOUSE BILLS

2259

H. F.	Page
1 By Millen, Hansen, Johnston and Sorg (Mowry, Gaudineer, Kyhl and Potgeter). A bill for an act relating to the regulation and control of certain substances, and providing procedures for enforcement and penalties.	
Introduced, referred to judiciary	26
Withdrawn	95
2 By Fisher of Greene, Drake and Shaw (Neu, Curran and Smith). A bill for an act relating to warehouse inspection fees.	
Introduced, referred to commerce	26
Committee report	141
Recommended passage	141
Committee report adopted	143
Re-referred to state government	537
3 By Drake, Mayberry and Shaw (Smith, Kennedy, Curran, Thordsen, Milligan, and Neu). A bill for an act relating to the establishment of regional correction centers, their construction and programs, coordination of programs of regional correction centers with other institutions under the control of the department of social services, and providing for amendment of certain penal statutes presently provided by law.	
Introduced, referred to law enforcement	26
4 By Welden, Drake and Fisher of Greene (Curran and Neu). A bill for an act relating to the governor-elect expense fund.	
Introduced, referred to appropriations	26
5 By Welden, Drake, Fisher of Greene and Shaw (Curran and Neu). A bill for an act relating to the receipt by state employees of advances to cover expenses while performing state work.	
Introduced, referred to appropriations	26
6 By Camp, Mayberry and Lawson (Griffin, Schaben, Arbuckle and Potgeter). A bill for an act to establish a state building code, provide for its administration, and provide a penalty for violation of the code or orders issued thereunder.	
Introduced, referred to state government	26
Amendment filed	398
Committee report	419
Recommended amendment, passage	419
Committee amendment	419
Committee report adopted	422
Amendment filed	445
Amendment filed	472
Committee amendment adopted	528
Amendment adopted	528
Lines of amendment withdrawn	530

H. F.	Page
Amendment lost	530
Amendment filed	531
Amendments lost	531
Passed House. Ayes 89, nays 6	531
Motion filed to reconsider vote	532
Amendment filed	534
Amendment filed	728
Motion to reconsider vote withdrawn	734
Amendments withdrawn	734
7 By Shaw, Fisher of Greene and Drake (Curran, Thordsen and Neu). A bill for an act relating to the regulation of industrial loan companies and the composition of the state banking board.	
Introduced, referred to commerce	26
8 By Alt, McCormick and Dougherty (DeKoster and Tapscott). A bill for an act to change the name and expand the duties of the governor's committee on employment of the handicapped to include housing and services.	
Introduced, referred to social services	27
Committee report	117
Recommended passage	117
Re-referred to appropriations	168
9 By Fisher of Greene, Shaw and Drake (Neu and Smith). A bill for an act relating to the governor's committee on employment of the handicapped.	
Introduced, referred to social services	27
Committee report	1005
Recommended passage	1005
Committee amendment adopted	1012
Placed on calendar	1116
Passed House. Ayes 78, nays none	1170
10 By Holden, Stromer, Priebe, Fischer of Grundy, Cochran, Rex, Dougherty, and Winkelman (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the maintenance of access roads.	
Introduced, referred to transportation	27
Committee report	716
Recommended amendment, passage	716
Committee amendment	716
Committee report adopted	724
Steering recommends calendar	802
Amendment filed	830
Amendment filed	1322
Amendment filed	1376
Amendment adopted	1591
Amendments withdrawn	1591
Passed House. Ayes 78, nays 3	1591
11 By Welden, Fisher of Greene and Drake (Curran and Neu). A bill for an act relating to the hiring of state employees.	
Introduced, referred to state government	27
12 By Drake, Fisher of Greene and Shaw (Curran, Smith and	

H. F.	Page
Neu). A bill for an act relating to motor vehicle fees collected by county treasurers, and to the amount of such fees retained by the county, and to the filing of instruments pertaining to motor vehicles.	
Introduced, referred to transportation	27
Committee report	121
Recommended passage	121
Committee report adopted	126
Amendment filed	214
Amendment filed	264
Amendment adopted	292
Amendments adopted	294
Passed House. Ayes 80, nays 13	294
House concurred in part	637
House refused to concur in part	637
Conference committee appointed	706
Conference committee report	801
Conference committee report adopted	811
Repassed House. Ayes 69, nays 5	811
Reported correctly enrolled	1116
Signed by Speaker	1116
Sent to Governor	1117
Signed by Governor	1188
13 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg and Griffin). A bill for an act relating to the selection of the compensation commissioners.	
Introduced, referred to state government	27
Committee report	67
Recommended passage	67
Passed House. Ayes 82, nays none	72
Reported correctly enrolled	504
Signed by Speaker	504
Sent to Governor	504
Signed by Governor	543
14 By Shaw, Drake and Fisher of Greene (Curran and Kennedy). A bill for an act relating to the leasing of property by the state conservation commission.	
Introduced, referred to state government	27
Committee report	67
Recommended passage	67
Passed House. Ayes 81, nays 7	73
Message from Senate	1315
Amendment filed	1456
Amendment filed	1496
Amendment adopted	1530
Amendment lost	1530
House concurred as House amended	1530
Repassed House. Ayes 59, nays	1531
29	1531
Reported correctly enrolled	1737
Signed by Speaker	1737
Sent to Governor	1737
Signed by Governor	1773
15 By Drake, Mayberry, Fisher of Greene and Shaw (Smith, Curran, Thordsen, and Neu). A bill for an act relating to eligibility of welfare recipients.	
Introduced, referred to social	

H. F.	Page
services	27
Committee report	117
Recommended amendment, passage	117
Committee amendment	118
Committee amendment filed	124
Amendment filed	142
Committee amendment adopted	148
Committee amendment withdrawn	148
Amendment filed	174
Amendment withdrawn	202
Amendment filed	244
Amendment filed	309
Amendment withdrawn	393
Amendments adopted	393
Passed House. Ayes 87, nays 3	394
Message from Senate	578
House concurred	660
Repassed House. Ayes 89, nays none	661
Reported correctly enrolled	761
Signed by Speaker	762
Sent to Governor	762
Signed by Governor	803
16 By Fisher of Greene, Drake and Shaw (Neu and Curran). A bill for an act relating to qualifications of certain state librarians.	
Introduced, referred to state government	28
Committee report	67
Recommended passage	67
Amendment H1 filed	73
Amendment H1 adopted	73
Passed House. Ayes 89, nays none	74
Reported correctly enrolled	395
Signed by Speaker	396
Sent to Governor	396
Signed by Governor	432
17 By Drake, Fisher of Greene and Shaw (Neu and Curran). A bill for an act relating to the Iowa development commission corporation.	
Introduced, referred to state government	28
Committee report	67
Recommended passage	67
Amendment filed	124
Amendment adopted	147
Passed House. Ayes 91, nays none	147
Reported correctly enrolled	504
Signed by Speaker	504
Sent to Governor	504
Signed by Governor	543
18 By Welden, Drake, Fisher of Greene and Shaw (Curran, Smith and Neu). A bill for an act relating to notaries public.	
Introduced, referred to state government	28
Committee report	67
Recommended passage	67
Passed House. Ayes 91, nays 3	75
Message from Senate	241
House concurred	281
Repassed House. Ayes 87, nays 1	281
Reported correctly enrolled	395
Signed by Speaker	396
Sent to Governor	396
Signed by Governor	432
19 By Welden, Drake, Fisher of Greene and Shaw (Curran,	

H. F.	Page
Smith and Neu). A bill for an act relating to out of state travel expenses for state employees.	
Introduced, referred to state government .....	28
20 By Drake and Fisher of Greene (Curran and Neu). A bill for an act relating to the resident engineer offices of the highway commission.	
Introduced, referred to transportation .....	28
Withdrawn .....	911
21 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin, Potgeter and Smith). A bill for an act relating to the use of eminent domain for individual drainage rights.	
Introduced, referred to commerce .....	28
Committee report .....	141
Recommended passage .....	141
Committee report adopted .....	143
Re-referred to commerce .....	168
22 By Fisher of Greene, Drake and Shaw (Neu, Curran and Smith). A bill for an act relating to the state entomologist.	
Introduced, referred to state government .....	28
Committee report .....	68
Recommended passage .....	68
Passed House. Ayes 91, nays none .....	75
Reported correctly enrolled .....	395
Signed by Speaker .....	396
Sent to Governor .....	396
Signed by Governor .....	432
23 By Holden, Stromer, Priebe, Fischer of Grundy and Dougherty (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the definition of pipeline and pipeline company.	
Introduced, referred to commerce .....	28
Committee report .....	141
Recommended passage .....	141
Committee report adopted .....	143
Passed House. Ayes 89, nays none .....	169
Reported correctly enrolled .....	1737
Signed by Speaker .....	1737
Sent to Governor .....	1737
Signed by Governor .....	1773
24 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, and Griffin). A bill for an act to exempt certain electric utility projects from petition requirements.	
Introduced, referred to commerce .....	28
Committee report .....	141
Recommended passage .....	141
Committee report adopted .....	143
Passed House. Ayes 84, nays 7 .....	171
Reported correctly enrolled .....	1248
Signed by Speaker .....	1248
Sent to Governor .....	1248
Signed by Governor .....	1321

H. F.	Page
25 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to a description of land remaining after condemnation or purchase in lieu of condemnation.	
Introduced, referred to commerce .....	29
Committee report .....	141
Recommended passage .....	142
Committee report adopted .....	143
Passed House. Ayes 88, nays none .....	170
Message from Senate .....	639
House concurred .....	661
Repassed House. Ayes 90, nays none .....	662
Reported correctly enrolled .....	761
Signed by Speaker .....	762
Sent to Governor .....	762
Signed by Governor .....	803
26 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the use of eminent domain for the development or utilization of water or water power for manufacturing, power, industrial and recreational purposes.	
Introduced, referred to commerce .....	29
Amendment filed .....	217
Committee report .....	397
Recommended amendment, passage .....	398
Committee amendment .....	398
Committee report adopted .....	406
Committee amendment adopted .....	560
Amendment withdrawn .....	560
Passed House. Ayes 92, nays none .....	560
Explanation of vote .....	574
Reported correctly enrolled .....	1248
Signed by Speaker .....	1248
Sent to Governor .....	1248
Signed by Governor .....	1321
27 By Holden, Stromer and Priebe (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the acquisition of bridges.	
Introduced, referred to commerce .....	29
Withdrawn .....	583
28 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, and Griffin). A bill for an act relating to the use of eminent domain by county boards of supervisors for any secondary road or stream, watercourse, or dry run.	
Introduced, referred to commerce .....	29
Amendment filed .....	719
29 By Holden, Stromer, Priebe, Fischer of Grundy, Cochran, Rex, Dougherty, and Winkelman (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the payment of subsequent damages to property owners.	
Introduced, referred to commerce .....	29
Committee report .....	142
Recommended passage .....	142

H. F.	Page
Committee report adopted .....	143
Passed House. Ayes 90, nays 1 ..	170
Reported correctly enrolled .....	504
Signed by Speaker .....	504
Sent to Governor .....	504
Recalled from Governor .....	540
Motion filed to reconsider vote ..	552
Motion to reconsider vote pre- vailed .....	552
Return to Senate .....	552
Message from Senate .....	334
Amendment filed .....	862
Amendment adopted .....	876
House concurred .....	876
Repassed House. Ayes 86, nays 4 ..	877
Reported correctly enrolled .....	1050
Signed by Speaker .....	1050
Sent to Governor .....	1050
Signed by Governor .....	1117
30 By Holden, Stromer, Priebe, Cochran, Rex, Rodgers and Winkelman (Briles, Ollenburg, Griffin, Potgeter and Smith). A bill for an act relating to the inspection of pipeline con- struction over private prop- erty.	
Introduced, referred to commerce ..	29
Sifting recommends calendar .....	2004
Passed House. Ayes 64, nays 16 ..	2193
Motion filed to reconsider vote ..	2193
Motion to reconsider vote laid on table .....	2193
Motion to reconsider vote laid on table prevailed .....	2193
31 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, Griffin, Potgeter and Smith). A bill for an act re- lating to the condemnation of existing utility facilities by cities and towns.	
Introduced, referred to commerce ..	29
Committee report .....	195
Recommended passage .....	195
Committee report adopted .....	198
Passed House. Ayes 87, nays none .....	208
Reported correctly enrolled .....	761
Signed by Speaker .....	762
Sent to Governor .....	762
Signed by Governor .....	803
32 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Griffin, Ollenburg and Smith). A bill for an act to remove references to the granting of a franchise to an electric utility company by the county board of supervisors.	
Introduced, referred to commerce ..	29
Committee report .....	142
Recommended passage .....	142
Committee report adopted .....	143
Passed House. Ayes 88, nays 1 ..	172
Reported correctly enrolled .....	395
Signed by Speaker .....	396
Sent to Governor .....	396
Signed by Governor .....	432
33 By Holden, Stromer, Priebe, Fischer of Grundy and Dough- erty (Briles, Ollenburg and Griffin). A bill for an act re- lating to distance requirements for pipeline regulation.	
Introduced, referred to commerce ..	30

H. F.	Page
Sifting recommends calendar .....	1626
Passed House. Ayes 77, nays none .....	1640
Explanation of vote .....	1689
34 By Drake, Fisher of Greene and Shaw (Thordsen, Kennedy, Smith, Curran and Neu). A bill for an act relating to the prohibition of lecturers of the highway commission.	
Introduced, referred to state gov- ernment .....	30
Committee report .....	121
Recommended amendment, pas- sage .....	121
Committee amendment .....	121
Committee report adopted .....	126
Re-referred to state government ..	146
35 By Millen, Grassley, Menden- hall, Pierson, Kehe, Holden, Ellsworth, Sorg, Campbell, Logemann, Schroeder, McCor- mick, Welden, Tieden, Strand, Rodgers, Dougherty, Nystrom, Kruse, Freeman, Nielsen, Strothman, and Middleswart. A bill for an act relating to expenses for payment of inau- guration ceremonies.	
Introduced, referred to state gov- ernment .....	36
36 By Schroeder. A bill for an act relating to fences on multi- ple dwelling property lines.	
Introduced, referred to judiciary ..	37
37 By Andersen. A bill for an act authorizing a public agency to dispose of an interest in property.	
Introduced, referred to state gov- ernment .....	37
Committee report .....	122
Recommended passage .....	122
Committee report adopted .....	126
Amendments filed .....	164
Amendment filed .....	196
Amendment filed .....	398
Amendment filed .....	521
Amendments adopted .....	554
Amendments withdrawn .....	555
Passed House. Ayes 68, nays 16 ..	555
Explanation of vote .....	574
Reported correctly enrolled .....	1284
Signed by Speaker .....	1284
Sent to Governor .....	1284
Signed by Governor .....	1375
38 By Welden. A bill for an act relating to payment of general state aid to merged area schools.	
Introduced, referred to schools ..	37
39 By Pierson, Waugh, Middle- swart and Dougherty. A bill for an act relating to the regulation of aerial application of pesticides and establishing damage and enforcement pro- cedures.	
Introduced, referred to agricul- ture .....	57
Committee report .....	230
Recommended amendment, pas- sage .....	230
Committee amendment .....	230

HOUSE RECORD OF HOUSE BILLS

2263

H. F.	Page
Committee report adopted	239
Amendment filed	282
Amendments filed	283
An amendment filed	296
Amendment filed	362
Amendments withdrawn	409
Committee amendment adopted	409
Amendments filed	420
Amendment filed	433
Amendment adopted	510
Amendments withdrawn	510
Passed House. Ayes 88, nays 2	511
Reported correctly enrolled	1495
Signed by Speaker	1495
Sent to Governor	1495
Signed by Governor	1552
40 By McCormick and Stromer.	
A bill for an act relating to	
the purchase of uniforms for	
vocal and instrumental school	
music groups.	
Introduced, referred to schools	57
41 By Middleswart and Free-	
man (Brownlee). A bill for an	
act relating to blood donors.	
Introduced, referred to judiciary	58
Committee report	121
Recommended passage	121
Committee report adopted	126
S. F. 3 substituted	148
Withdrawn	149
42 By Doyle and Kelly. A bill	
for an act relating to short-	
hand notes of court reporters.	
Introduced, referred to judiciary	58
Committee report	121
Recommended passage	121
Committee report adopted	126
Passed House. Ayes 91, nays	
none	150
Reported correctly enrolled	344
Signed by Speaker	344
Sent to Governor	344
Signed by Governor	355
43 By Doyle. A bill for an act	
relating to traffic violations	
used as evidence in civil judi-	
cial proceedings.	
Introduced, referred to judiciary	58
44 By Doyle. A bill for an act	
to prohibit soliciting a ride on	
an interstate road.	
Introduced, referred to law en-	
forcement	58
Committee report	532
Recommended passage	532
Committee report adopted	536
Motion to table	590
Motion to table lost	590
Referred to judiciary	590
45 By Holden. A bill for an act	
to prohibit the parking of ve-	
hicles on private property.	
Introduced, referred to judiciary	58
Amendment filed	747
46 By Rex. A bill for an act re-	
lating to slow-moving vehicle	
warning devices.	
Introduced, referred to transpor-	
tation	58
Committee report	520
Recommended amendment, pas-	
sage	521

H. F.	Page
Committee amendment	521
Committee report adopted	523
Amendment filed	699
Amendment filed	729
Amendment adopted	837
Amendment filed	843
Amendment filed	844
Amendments adopted	857
Amendment filed	857
Point of order raised	857
Committee amendment adopted	857
Passed House. Ayes 93, nays 3	858
Message from Senate	1862
House concurred	1883
Repassed House. Ayes 82, nays 4	1883
Reported correctly enrolled	2194
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2223
47 By Schroeder. A bill for an	
act relating to the registration	
of animals.	
Introduced, referred to agricul-	
ture	58
Amendment filed	125
Committee report	173
Recommended passage	173
Committee report adopted	175
Amendment filed	196
Amendment filed	197
Amendments withdrawn	202
Passed House. Ayes 86, nays	
none	202
Reported correctly enrolled	395
Signed by Speaker	396
Sent to governor	396
Signed by Governor	432
48 By Schroeder. A bill for an	
act relating to the movement	
of oversized mobile homes and	
vehicles.	
Introduced, referred to transpor-	
tation	58
Amendments filed	232
Committee report	243
Recommended passage	243
Committee report adopted	243
Amendment adopted	295
Amendment adopted	296
Placed on calendar under un-	
finished business	296
Amendments filed	309
Amendment filed	344
Amendment filed	362
Amendment lost	369
Amendment adopted	369
Amendment lost	370
Amendment adopted	382
Passed House. Ayes 67, nays 26	382
49 By Middleswart. A bill for	
an act relating to the assess-	
ment of real property.	
Introduced, referred to county	
government	58
Amendment filed	165
Committee report	187
Recommended indefinite postpone-	
ment	187
Indefinitely postponed	211
50 By Rex. A bill for an act	
relating to the sale and resale	
of cattle.	
Introduced, referred to agricul-	
ture	58
Committee report	173

H. F.	Page	H. F.	Page
Recommended indefinite postponement .....	173	59 By Hamilton. A bill for an act to prohibit hunting along public highways.	
Indefinitely postponed .....	198	Introduced, referred to conservation and recreation .....	90
51 By Fischer of Grundy. A bill for an act to require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters.		60 By Rex. A bill for an act relating to the replacement of embezzled county funds.	
Introduced, referred to higher education .....	59	Introduced, referred to county government .....	90
52 By Kehe, Roorda, Stromer and Schroeder. A bill for an act to provide for the appointment of the superintendent of public instruction by the governor.		61 By Winkelman. A bill for an act to establish an environmental pollution control loan authority and to prescribe its purposes, duties and powers.	
Introduced, referred to state government .....	70	Introduced, referred to environmental preservation .....	90
53 By Doyle. A bill for an act relating to the interest rates on judgments and decrees.		Amendment filed .....	489
Introduced, referred to judiciary .....	70	62 By Lipsky. A bill for an act relating to the salary for combined county offices.	
54 By Doyle. A bill for an act increasing the speed limit for motor vehicles drawing certain types of trailers.		Introduced, referred to county government .....	90
Introduced, referred to transportation .....	70	63 By Lipsky. A bill for an act to provide compensation for the public representatives serving on the committee on child labor.	
55 By Radl. A bill for an act relating to restaurants and grocery stores' meat and poultry inspection licenses.		Introduced, referred to human and industrial relations .....	90
Introduced, referred to agriculture .....	70	Committee report .....	231
Committee report .....	173	Recommended passage .....	231
Recommended indefinite postponement .....	173	Committee report adopted .....	239
Re-referred to agriculture .....	200	Passed House. Ayes 76, nays 9 .....	277
56 By Doyle, Rex, Ellsworth, Andersen, Kelly, Wells, Sargis, Holden, Rodgers and Schwartz. A bill for an act relating to group insurance for elected county officials.		Message from Senate .....	1639
Introduced, referred to county government .....	70	House concurred .....	1761
Committee report .....	187	Repassed House. Ayes 74, nays none .....	1761
Recommended passage .....	187	Reported correctly enrolled .....	1999
Amendment filed .....	187	Signed by Speaker .....	2000
Committee report adopted .....	189	Sent to Governor .....	2000
Amendment adopted .....	208	Signed by Governor .....	2065
Re-referred to county government .....	208	64 By Dougherty, Stokes, Strand, Priebe and Schmeiser. A bill for an act relating to age discrimination in employment.	
57 By Welden, Hansen, Kehe, Lawson, Menefee, Radl, Freeman, Stromer, Rex, Edelen, Ellsworth and Millen. A bill for an act relating to the adjournment of the General Assembly.		Introduced, referred to human and industrial relations .....	90
Introduced, referred to rules .....	90	65 By Mendenhall. A bill for an act relating to property taxation of benefited fire districts.	
Sifting recommends calendar .....	2004	Introduced, referred to county government .....	91
Made special order .....	2204	66 By Millen and Clark. A bill for an act relating to the sale of real property owned by a school district.	
58 By Doyle, Wells and Dougherty. A bill for an act to provide for confiscation of motor vehicles used in the unlawful transportation of certain drugs.		Introduced, referred to schools .....	110
Introduced, referred to law enforcement .....	90	Committee report .....	520
Withdrawn .....	395	Recommended passage .....	520
		Amendment filed .....	521
		Committee report adopted .....	523
		Amendment filed .....	586
		Amendments adopted .....	586
		Passed House. Ayes 89, nays none .....	586
		Reported correctly enrolled .....	1999
		Signed by Speaker .....	2000
		Sent to Governor .....	2000
		Signed by Governor .....	2065
		Became law by publication .....	2238



HOUSE RECORD OF HOUSE BILLS

2265

H. F.	Page
67 By Holden. A bill for an act relating to fees and mileage allowances of jurors.	
Introduced, referred to judiciary	110
68 By Mendenhall. A bill for an act relating to computation of Iowa net income.	
Introduced, referred to ways and means	110
69 By Schroeder, Logemann, Christensen, Kehe, Nielsen, Knoke, Schwieger, Camp, Tieden, Strothman, Schmeiser, Alt, Moffitt, Roorda, Pierson, Waugh, Strand, Mollett, Rex, Priebe, Cochran, Radl, Welden, Middleswart, Dougherty, Millen, Hamilton, Knoblauch, Winkelman, Stromer and Holden. A bill for an act relating to errors and omissions insurance for county officers and employees.	
Introduced, referred to county government	110
Committee report	242
Recommended passage	242
Committee report adopted	248
Passed House. Ayes 87, nays 5	279
Motion filed to reconsider vote	280
Amendment filed	345
Amendment filed	370
Motion to reconsider vote withdrawn	445
Amendment filed	2144
70 By Kreamer and Hill (Milligan). A bill for an act relating to district court bailiffs.	
Introduced, referred to county government	110
71 By Stromer. A bill for an act making hemp a noxious weed.	
Introduced, referred to agriculture	110
Committee report	173
Recommended passage	173
Committee report adopted	175
Passed House. Ayes 72, nays 21	193
72 By Mendenhall. A bill for an act relating to tuition rates set by the board of regents.	
Introduced, referred to higher education	111
Committee report	698
Recommended passage	698
Committee report adopted	705
73 By Varley, Lawson, Blouin, Kennedy, Cochran, Miller, Rodgers, Rex, McCormick and Winkelman (Laverty, Erskine, Curran, Smith, Potgeter, and Schaben). A bill for an act relating to conservation of land and water resources of the state, and to control of water pollution.	
Introduced, referred to environmental preservation	111
Amendment filed	125
Committee report	544
Recommended amendment, passage	544
Committee amendment	544
Committee report adopted	549

H. F.	Page
Amendment filed	592
Amendments filed	689
Amendments filed	700
Re-referred to appropriations	711
Amendment filed	804
Committee report	881
Recommended amendment, passage	882
Committee amendment	882
Committee report adopted	885
Amendment filed	917
Amendment lost	925
Amendments filed	926
Amendment adopted	933
Amendment withdrawn	933
Amendment filed	933
Amendment filed	938
Amendment withdrawn	948
Amendment adopted	948
Committee amendment adopted	949
Amendments adopted	949
Amendment lost	950
Amendment adopted	950
Amendment lost	951
Amendment filed	970
Amendment adopted	973
Amendment filed	979
Amendments adopted	979
Committee amendment adopted	979
Committee amendments withdrawn	979
Passed House. Ayes 92, nays 4	980
Message from Senate	1232
Amendment filed	1377
Amendments filed	1496
Amendment filed	1509
Amendments adopted	1509
Amendment withdrawn	1509
Amendments filed	1510
Amendments adopted	1510
House concurred as House amended	1510
Repassed House. Ayes 81, nays 1	1510
Explanation of vote	1519
Reported correctly enrolled	1756
Signed by Speaker	1756
Sent to Governor	1756
Signed by Governor	1773
74 By Kreamer. A bill for an act relating to motor vehicle registration certificate containers.	
Introduced, referred to state government	120
75 By Lipsky. A bill for an act relating to the examination of persons violating the traffic laws of this state.	
Introduced, referred to state government	120
76 By Doyle, Dougherty, Waugh, Ellsworth and Rex. A bill for an act relating to motor vehicle registration plates.	
Introduced, referred to state government	120
77 By Holden and Shaw (Nicholson, Van Gilst, Thordsen, Kennedy and Sullivan). A bill for an act relating to a penalty for unauthorized entry into public buildings and the misuse of property.	
Introduced, referred to judiciary	120

H. F.	Page	H. F.	Page
78 By Mendenhall. A bill for an act prohibiting the use of "Throw-away" beverage containers, regulating the use of other beverage containers, and providing a penalty for violations thereof.		S. F. 36 substituted .....	151
Introduced, referred to law enforcement .....	120	Withdrawn .....	151
Re-referred to environmental preservation .....	302	85 By County Government. A bill for an act relating to fees charged by county recorders.	
79 By Trowbridge and Grassley. A bill for an act relating to the canvassing of the votes by the board of supervisors.		Introduced, placed on calendar ..	127
Introduced, referred to county government .....	126	S. F. 38 substituted .....	152
Committee report .....	187	Withdrawn .....	152
Recommended indefinite postponement .....	187	86 By County Government. A bill for an act relating to deposits of public funds.	
Re-referred to county government ..	194	Introduced, placed on calendar ..	127
80 By Christensen. A bill for an act relating to liens on real estate owned by old age assistance recipients.		Passed House. Ayes 85, nays 2 ..	153
Introduced, referred to state government .....	126	Reported correctly enrolled .....	231
81 By Uban. A bill for an act relating to assessment of agricultural property.		Signed by Speaker .....	231
Introduced, referred to ways and means .....	127	Sent to Governor .....	232
82 By Doyle. A bill for an act providing a penalty for the unlawful use of temporary and instructional driving permits.		Signed by Governor .....	283
Introduced, referred to law enforcement .....	127	87 By County Government. A bill for an act relating to notification of property owners regarding assessment rolls.	
Committee report .....	308	Introduced, placed on calendar ..	127
Recommended passage .....	308	Passed House. Ayes 62, nays 28 ..	158
Committee report adopted .....	317	Reported correctly enrolled .....	231
Passed House. Ayes 85, nays 1 ..	410	Signed by Speaker .....	231
Reported correctly enrolled .....	698	Sent to Governor .....	232
Signed by Speaker .....	698	Signed by Governor .....	283
Sent to Governor .....	698	88 By Knoblauch, Rodgers, Schmeiser, Taylor, Middle- swart, Doyle, McCormick and Ellsworth. A bill for an act re- lating to deduction of debts for inheritance tax purposes.	
Signed by Governor .....	746	Introduced, referred to ways and means .....	143
83 By Camp (Shaff). A bill for an act to legalize and validate the proceedings of the city council of the city of DeWitt, Iowa, in connection with an election for the issuance of swimming pool bonds and de- claring the validity of said election and that bonds issued pursuant to and authorized thereby shall constitute valid and binding obligations of said city.		Amendment filed .....	400
Introduced, referred to judiciary ..	127	89 By Mendenhall. A bill for an act relating to the maximum property tax levy for the county general fund.	
Proof of publication certified ..	127	Introduced, referred to ways and means .....	143
Committee report .....	214	90 By Mendenhall. A bill for an act relating to penalties for misuse of firearms.	
Recommended passage .....	214	Introduced, referred to law en- forcement .....	143
Committee report adopted .....	221	91 By Mendenhall. A bill for an act authorizing a property tax levy for county civil de- fense purposes.	
Passed House. Ayes 90, nays 1 ..	226	Introduced, referred to ways and means .....	144
Reported correctly enrolled .....	344	92 By Mayberry, Holden, Jesse and Lipsky (Tapscott, Walsh, Potgeter and Robinson). A bill for an act to establish a pro- gram to permit doctors' assist- ants to work under a doctor's supervision.	
Signed by Speaker .....	344	Introduced, referred to social services .....	144
Sent to Governor .....	344	Withdrawn .....	893
Signed by Governor .....	356	93 By Hamilton. A bill for an act relating to hunting and fishing on private property and providing a penalty.	
Became law by publication .....	532	Introduced, referred to conserva- tion and recreation .....	144
84 By County Government. A bill for an act to increase cost of filing of a mechanic's lien.			
Introduced, placed on calendar ..	127		

HOUSE RECORD OF HOUSE BILLS

2267

H. F.	Page
94 By Alt, Dougherty, Stokes, Edelen and Dunton. A bill for an act relating to savings and loan associations.	
Introduced, referred to commerce	144
Withdrawn	561
95 By Mendenhall. A bill for an act relating to the contribution ceiling under the Iowa public employees' retirement system.	
Introduced, referred to state government	144
96 By Drake, Fisher of Greene and Shaw (Curran, Smith and Neu). A bill for an act relating to the late vehicle registration penalty.	
Introduced, referred to transportation	144
Committee report	243
Recommended passage	243
Committee report adopted	248
Amendment filed	266
Amendment adopted	394
Passed House. Ayes 76, nays 13	395
97 By Anania and Fischer of Grundy (Briles, Lamborn and Gaudineer). A bill for an act relating to eligibility for unemployment compensation for veterans.	
Introduced, referred to state government	144
Re-referred to human and industrial relations	168
Committee report	214
Recommended passage	214
Committee report adopted	221
S. F. 70 substituted	276
Withdrawn	277
98 By Welden. A bill for an act limiting payment of state aid to schools.	
Introduced, referred to schools	144
99 By Fischer of Grundy and Skinner. A bill for an act relating to granting of leaves of absence for staff members of the board of regents institutions.	
Introduced, referred to higher education	144
100 By Sorg, Camp, Lawson, Mendenhall, Stokes, Kreamer and Winkelman. A bill for an act relating to bank offices.	
Introduced, referred to commerce	156
101 By Doyle. A bill for an act relating to attorneys and counselors.	
Introduced, referred to judiciary	156
102 By Mayberry. A bill for an act relating to unemployment compensation benefits.	
Introduced, referred to state government	156
Re-referred to human and industrial relations	168
103 By County Government. A bill for an act relating to the dates of settlement with coun-	

H. F.	Page
ty treasurers and boards of supervisors.	
Introduced, placed on calendar	156
S. F. 63 substituted	192
Withdrawn	193
104 By Schroeder, Logemann, Christensen, Kehe, Knoke, Rex, Schmeiser and Radl. A bill for an act relating to county liability on property bought at a tax sale.	
Introduced, referred to county government	156
105 By Alt (Conklin). A bill for an act relating to the tort liability of school districts and other governmental subdivisions.	
Introduced, referred to judiciary	156
106 By Stromer (Ollenburg). A bill for an act relating to temporary registration of snowmobiles.	
Introduced, referred to conservation and recreation	156
Withdrawn	1481
107 By Stokes and Dougherty. A bill for an act relating to the use of school lunch facilities by senior citizen organizations.	
Introduced, referred to schools	156
Committee report	333
Recommended passage	333
Committee report adopted	386
Passed House. Ayes 89, nays 2	517
108 By Goode. A bill for an act to enable the State of Iowa to secure the benefit of funds allotted to this state by the federal government for street and highway work, to authorize the state highway commission to cooperate with the federal government in the expenditure of such funds, and to provide a means for making prompt payment on such work.	
Introduced, referred to transportation	156
Amendment filed	323
109 By Mendenhall, Pierson, Menefee, Tleden and Waugh. A bill for an act relating to the method of selection and term of office of the members of the state board of public instruction and the state superintendent of public instruction.	
Introduced, referred to schools	167
Committee report	569
Recommended amendment, passage	569
Committee amendment	569
Committee report adopted	574
110 By Mendenhall. A bill for an act relating to benefits afforded and premiums charged to accident and health insurance subscribers.	
Introduced, referred to commerce	168

H. F.	Page	H. F.	Page
111 By Bray, Gluba and Willits (Tapscott). A bill for an act relating to the referendum for approval of low-rent housing projects.		Motion filed to reconsider vote ..	758
Introduced, referred to human and industrial relations .....	168	Motion to reconsider vote pre- valled .....	758
112 By Kehe, Millen, Edelen, Goode, Welden and Mendenhall. A bill for an act authorizing the use of bid bonds in lieu of certified or cashiers' checks.		Motion filed to reconsider vote ..	758
Introduced, referred to commerce	168	Motion to reconsider vote pre- valled .....	758
Committee report .....	398	Amendments withdrawn .....	758
Recommended amendment, pas- sage .....	398	Amendment adopted .....	758
Committee amendment .....	398	Passed House. Ayes 89, nays 1 ..	759
Committee report adopted .....	406	117 By Kehe, Millen, Edelen, Goode, Welden and Mendenhall. A bill for an act to provide for the payment of interest by public corporations on con- tracts for public improvement when final payment is delayed on a completed contract.	
Committee amendment adopted ..	557	Introduced, referred to state gov- ernment .....	177
Passed House. Ayes 87, nays none .....	557	118 By Nystrom and Rex. A bill for an act relating to the mill levy rate for certain cemeter- ies.	
Explanation of vote .....	574	Introduced, referred to ways and means .....	177
Reported correctly enrolled .....	937	119 By Drake. A bill for an act relating to election precincts.	
Signed by Speaker .....	937	Introduced, referred to state gov- ernment .....	177
Sent to Governor .....	937	Committee report .....	214
Signed by Governor .....	969	Recommended passage .....	214
113 By Alt, Hill and Kreamer (Milligan and Carlson). A bill for an act relating to the establishment of a municipal tax relief fund.		Committee report adopted .....	221
Introduced, referred to ways and means .....	168	Amendment filed .....	232
Referred to cities and towns ....	795	Amendment filed .....	275
114 By Menefee. A bill for an act relating to specifications and standards for cheese and cheese products.		Amendment lost .....	275
Introduced, referred to agricul- ture .....	168	Amendment adopted .....	275
Committee report .....	231	Passed House. Ayes 77, nays 14 ..	275
Recommended passage .....	231	Message from Senate .....	550
Committee report adopted .....	239	Amendment filed .....	630
Passed House. Ayes 94, nays none .....	278	Amendment filed .....	631
Reported correctly enrolled .....	395	Amendments adopted .....	635
Signed by Speaker .....	396	House concurred in part .....	636
Sent to Governor .....	396	House refused to concur in part ..	636
Signed by Governor .....	432	Message from Senate .....	673
115 By Holden. A bill for an act relating to the storage and safekeeping of narcotic, de- pressant, stimulant, counter- feit, and hallucinogenic drugs.		Repassed House. Ayes 77, nays 8 ..	709
Introduced, referred to law en- forcement .....	177	Reported correctly enrolled .....	802
116 By Mayberry and Franklin. A bill for an act relating to the advertisement of meat and poultry products.		Signed by Speaker .....	802
Introduced, referred to agricul- ture .....	177	Sent to Governor .....	803
Committee report .....	505	Signed by Governor .....	861
Recommended passage .....	505	Became law by publication .....	1005
Committee report adopted .....	508	120 By Stokes. A bill for an act relating to computation of net income of a corporation.	
Amendment filed .....	571	Introduced, referred to ways and means .....	177
Amendment adopted .....	582	Amendment filed .....	938
Amendment filed .....	607	121 By Ways and Means. A bill for an act to provide limi- tations on the property tax levy for the general fund budget of school districts, county boards of education, and joint county boards of education and to make an ap- propriation to the department of public instruction for allo- cation to school districts.	
Amendments filed .....	630	Introduced, referred to appro- priations .....	177
Amendment withdrawn .....	712	Committee report .....	195
Amendments adopted .....	712	Recommended amendment, pas- sage .....	196
Motion filed to reconsider vote ..	715	Committee amendment .....	196
Amendment filed .....	719	Committee report adopted .....	198
Motion to reconsider vote pre- valled .....	758	Made special order .....	201

HOUSE RECORD OF HOUSE BILLS

2269

H. F.	Page
Committee amendment filed	209
Amendment filed	217
Amendments filed	218
Amendments filed	219
Special order	226
Amendments adopted	227
Committee amendment adopted	228
Committee amendment adopted	229
Amendment filed	229
Amendment lost	230
Motion filed to reconsider vote	230
Amendments filed	235
Amendments filed	236
Amendment filed	237
Amendments filed	245
Amendments filed	246
Amendment filed	247
Amendments lost	253
Committee amendments adopted	253
Motion to reconsider vote failed	254
Amendment lost	254
Amendment lost	255
Amendment lost	256
Amendments withdrawn	257
Amendments lost	257
Amendments withdrawn	258
Amendment adopted	258
Amendment filed	259
Amendment lost	260
Amendment lost	261
Amendment adopted	261
Amendment withdrawn	261
Amendments withdrawn	262
Amendment lost	262
Amendment lost	263
Amendments withdrawn	263
Correction of title	263
Passed House. Ayes 72, nays 27	263
Explanation of vote	264
Message from Senate	442
Amendment filed	491
Amendments adopted	501
Amendments adopted	502
Amendment filed	502
Amendment lost	502
House concurred	503
Repassed House. Ayes 59, nays 37	503
Message from Senate	543
House insisted	538
Conference committee appointed	538
Conference committee report	597
Conference committee report adopted	628
Repassed House. Ayes 66, nays 25	628
Motion filed to reconsider vote	628
Motion to reconsider vote laid on table	628
Motion to reconsider vote laid on table prevailed	628
Reported correctly enrolled	698
Signed by Speaker	698
Sent to Governor	698
Signed by Governor	746
Became law by publication	1152
122 By Knoke, Mollett and Schroeder (Griffin). A bill for an act relating to the number of official county newspapers.	
Introduced, referred to county government	177
Committee report	471
Recommended amendment, passage	471
Committee amendment	471
Committee report adopted	474
Committee amendment adopted	566
Passed House. Ayes 83, nays 4	566
Explanation of vote	574

H. F.	Page
123 By Varley, Lawson, Blouin, Cochran, Miller, Rodgers, McCormick and Dougherty (Laverty, Erskine, Curran and Smith). A bill for an act to prohibit the discharge of sewage from residences into open ditches along the right-of-way of any highway or public road, and to provide penalties therefor.	
Introduced, referred to environmental preservation	177
Committee report	727
Recommended passage	727
Committee report adopted	732
Steering recommends calendar	914
Amendment filed	927
Amendment adopted	934
Passed House. Ayes 69, nays 16	984
124 By Mendenhall. A bill for an act relating to the termination of insurance agency contracts.	
Introduced, referred to commerce	178
125 By Doyle (Kennedy). A bill for an act relating to penalties for unlawfully transporting intoxicating liquors.	
Introduced, referred to law enforcement	190
126 By Mayberry. A bill for an act relating to the soldiers relief commission.	
Introduced, referred to county government	190
127 By Fischer of Grundy. A bill for an act to prohibit the manufacture, distribution, possession, and use by unauthorized personnel of devices designed for the interception of wire or oral communications, and prescribing criminal penalties and rights to recovery in civil actions for violations of such prohibitions.	
Introduced, referred to law enforcement	190
Amendment filed	237
128 By Hamilton. A bill for an act to prohibit the operation of mobile units by banks and other financial institutions.	
Introduced, referred to commerce	199
Amendment filed	433
Committee report	717
Recommended amendment, passage	717
Committee amendment	717
Committee report adopted	724
129 By Welden, Fisher of Greene, Drake and Shaw (Curran, Smith, Milligan, Neu). A bill for an act to create a department of general services, transferring services presently performed by designated state agencies to the department of general services, eliminating the performance of certain duties, and providing penalties.	
Introduced, referred to state government	199
Amendment filed	805

H. F.	Page	H. F.	Page
Committee report .....	823	Committee report .....	322
Recommended amendment, pas- sage .....	823	Recommended passage .....	322
Committee amendment .....	823	Committee report adopted .....	328
Committee report adopted .....	832	Amendment filed .....	384
Re-referred to appropriations .....	871	Amendment filed .....	400
Amendment filed .....	917	S. F. 41 substituted .....	512
Committee report .....	937	Withdrawn .....	513
Recommended amendment, pas- sage .....	938	132 By Kelly. A bill for an act relating to the penalties for false use of credit cards and fraudulent use of wire serv- ices.	
Committee amendment .....	938	Introduced, referred to commerce	200
Committee report adopted .....	943	Amendment filed .....	534
Amendments filed .....	1006	Amendment filed .....	608
Amendment withdrawn .....	1013	Committee report .....	861
Committee amendments adopted .....	1014	Recommended amendment, pas- sage .....	861
Amendment adopted .....	1014	Committee amendment .....	861
Amendment filed .....	1015	Committee report adopted .....	867
Amendment withdrawn .....	1015	Steering recommends calendar .....	914
Amendments adopted .....	1015	Amendment filed .....	927
Amendment lost .....	1015	Amendment lost .....	996
Amendment filed .....	1016	Amendments adopted .....	997
Amendment adopted .....	1016	Committee amendment with- drawn .....	997
Amendments adopted .....	1017	Amendment filed .....	997
Amendments filed .....	1017	Amendments filed .....	1006
Committee amendment adopted .....	1017	Amendments adopted .....	1099
Passed House. Ayes 77, nays 17 .....	1017	Amendments lost .....	1099
Motion filed to reconsider vote .....	1018	Amendment withdrawn .....	1099
Motion to reconsider vote laid on table .....	1018	Passed House. Ayes 92, nays 1 .....	1099
Motion to reconsider vote laid on table failed .....	1018	Reported correctly enrolled .....	1737
Motion filed to reconsider vote .....	1018	Signed by Speaker .....	1737
Motion to reconsider vote failed .....	1018	Sent to Governor .....	1737
Message from Senate .....	1414	Signed by Governor .....	1773
Amendment filed .....	1475	133 By Monroe, Tieden, Schmei- ser, Dunton and Fischer of Grundy (Miller, Kennedy, Grif- fin and Thordsen). A bill for an act relating to hunting— safety education and provid- ing a penalty.	
Amendments filed .....	1516	Introduced, referred to conserva- tion and recreation .....	200
Amendment lost .....	1551	Committee report .....	881
Amendments filed .....	1553	Recommended amendment, pas- sage .....	881
Amendments adopted .....	1568	Committee amendment .....	881
Amendment withdrawn .....	1568	Committee report adopted .....	885
Amendment adopted .....	1570	Amendment filed .....	1007
Point of order raised .....	1570	134 By Moffitt, Hill, Radl, Willits, Alt, Miller, Felton, Campbell and Pierson (Conklin). A bill for an act relating to, and pro- viding criminal penalties for, the illegal termination of a pregnancy.	
Motion filed to reconsider vote .....	1570	Introduced, referred to judiciary	200
Motion to reconsider vote failed .....	1570	Amendment filed .....	219
House concurred as House amended .....	1570	Committee report .....	243
Repassed House. Ayes 70, nays 20 .....	1571	Recommended amendment, pas- sage .....	243
Message from Senate .....	1797	Committee amendment .....	243
House insisted .....	1819	Committee report adopted .....	248
Conference committee appointed .....	1819	Amendment filed .....	309
Conference committee report .....	1872	Amendment filed .....	312
Conference committee report adopted .....	1880	Amendments filed .....	315
Repassed House. Ayes 69, nays 12 .....	1881	Committee amendment filed .....	323
Reported correctly enrolled .....	2214	Amendments filed .....	324
Signed by Speaker .....	2214	Amendment lost .....	333
Sent to Governor .....	2214	Committee amendment adopted .....	334
Signed by Governor .....	2223	Amendments adopted .....	334
130 By Agriculture. A bill for an act relating to brucellosis tests.		Amendments withdrawn .....	334
Introduced, placed on calendar .....	200	Amendment filed .....	334
Passed House. Ayes 88, nays none .....	272	Amendment adopted .....	335
Reported correctly enrolled .....	802	Amendments lost .....	335
Signed by Speaker .....	802		
Sent to Governor .....	803		
Signed by Governor .....	861		
Became law by publication .....	1005		
131 By Rex and Menefee. A bill for an act relating to the authorization of assistant county attorneys and salaries therefor.			
Introduced, referred to county government .....	200		

HOUSE RECORD OF HOUSE BILLS

2271

H. F.	Page
Point of order raised	335
Amendment lost	336
Amendment withdrawn	336
Amendment filed	336
Amendment adopted	337
Amendment withdrawn	337
Amendment filed	337
Amendment lost	337
Amendment filed	338
Amendment lost	338
Committee amendment adopted	338
Amendments withdrawn	338
Failed to pass House. Ayes 45, nays 55	339
Motion filed to reconsider vote	339
Motion to reconsider vote laid on table	339
Motion to reconsider vote laid on table prevailed	339
135 By Andersen, Kennedy, McCormick and Lawson (Milligan, Glenn, DeKoster, Babe-déaux and Potgeter). A bill for an act to provide for the establishment of a metropolitan service corporation.	
Introduced, referred to cities and towns	200
Amendment filed	447
136 By Shaw, Drake and Fisher of Greene (Neu Curran and Thordsen). A bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.	
Introduced, referred to commerce	211
Withdrawn	1653
137 By Grassley and Trowbridge. A bill for an act relating to the costs of performing an autopsy.	
Introduced, referred to judiciary	211
138 By Shaw (Curran and Neu). A bill for an act relating to registration fees for motor-boats.	
Introduced, referred to ways and means	211
139 By Mendenhall and Shaw. A bill for an act relating to income tax of nonresidents.	
Introduced, referred to ways and means	211
140 By Rex. A bill for an act relating to assignment of real estate mortgages by marginal entry.	
Introduced, referred to county government	211
Committee report	322
Recommended passage	322
Committee report adopted	328
Passed House. Ayes 88, nays none	415
Message from Senate	665
House concurred	680
Repassed House. Ayes 95, nays none	680
Reported correctly enrolled	761
Signed by Speaker	762
Sent to Governor	762
Signed by Governor	803

H. F.	Page
141 By Norpel. A bill for an act relating to disclosure of information learned during the preparation of tax returns and providing a penalty for violations.	
Introduced, referred to judiciary	211
Amendment filed	247
Committee report	323
Recommended passage	323
Committee report adopted	328
Amendment filed	346
Amendment adopted	415
Amendment adopted	416
Amendment filed	434
Motion filed to reconsider vote	513
Motion to reconsider vote prevailed	513
Amendment withdrawn	513
Amendment adopted	514
Passed House. Ayes 90, nays 3	514
Message from Senate	578
House concurred	659
Repassed House. Ayes 91, nays none	659
Reported correctly enrolled	761
Signed by Speaker	762
Sent to Governor	762
Signed by Governor	803
142 By Andersen. A bill for an act to require insurance agents to collect interest on past due insurance premiums.	
Introduced, referred to commerce	211
143 By Stokes and Strand (Sullivan and Van Gilst). A bill for an act relating to identification cards for persons sixty-five years of age or older.	
Introduced, referred to county government	211
Committee report	383
Recommended amendment, passage	383
Committee amendment	383
Committee report adopted	386
Amendment filed	478
Committee amendment adopted	518
Referred to appropriations	518
Motion filed to reconsider vote	538
Motion to reconsider vote withdrawn	850
144 By Shaw, Drake and Fisher of Greene (Curran). A bill for an act relating to the board of educational examiners.	
Introduced, referred to schools	212
Committee report	606
Recommended amendment, passage	606
Committee amendment	606
Committee report adopted	612
Amendment filed	667
Amendment filed	690
Amendment filed	720
Steering recommends calendar	746
Amendment filed	747
Amendments filed	762
Amendments adopted	780
Amendments withdrawn	780
Amendment filed	784
Amendments adopted	838
Committee amendment withdrawn	838
Point of order raised	838
Referred to appropriations	838
Committee report	1400

H. F.	Page	H. F.	Page
Recommended amendment, pas- sage .....	1400	eminent domain exercised by pipeline companies.	
Committee amendment .....	1400	Introduced, referred to commerce	223
Committee report adopted .....	1413	153 By Schroeder, Kruse, Millen, Pierson, Mendenhall, Hamilton, Campbell, Logemann, Tieden, Schmeiser, Nielsen, Grassley, Stromer, Christensen, Knoke and Knoblauch. A bill for an act relating to embezzled county funds.	
Committee amendment adopted ..	1573	Introduced, referred to county government .....	223
Passed House. Ayes 89, nays none .....	1573	154 By Stromer. A bill for an act relating to the rate of any special assessment for cities and towns.	
145 By Rex and Hansen. A bill for an act to provide an excise tax on the sale of turkeys and providing a penalty for certain violations of this act.		Introduced, referred to cities and towns .....	223
Introduced, referred to agricul- ture .....	212	155 By Higher Education. A bill for an act relating to trespass on public property and provid- ing penalties for violations.	
Committee report .....	397	Introduced, placed on calendar ..	223
Recommended amendment, pas- sage .....	397	Re-referred to higher education	250
Committee amendment .....	397	Committee report .....	569
Committee report adopted .....	406	Recommended passage .....	569
Re-referred to ways and means ..	537	Committee report adopted .....	574
Committee report .....	1021	Amendment filed .....	631
Recommended passage .....	1021	156 By Ellsworth, Holden, Skin- ner, Shaw and Doyle (Thord- sen, Sullivan, Kennedy, Van Drie and Walsh). A bill for an act relating to private em- ployment agency fees and ap- peals from decisions of the labor commissioner.	
Committee report adopted .....	1033	Introduced, referred to human and industrial relations .....	223
Amendment filed .....	1038	Amendment filed .....	1285
Committee amendment withdrawn	1109	157 By Higher Education. A bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.	
Amendment adopted .....	1110	Introduced, placed on calendar ..	239
Passed House. Ayes 75, nays 22.	1111	Re-referred to higher education	250
146 By Shaw and Drake (Neu, Smith and Curran). A bill for an act relating to the internal structure of the department of agriculture.		Committee report .....	322
Introduced, referred to agricul- ture .....	212	Recommended passage .....	322
147 By Shaw (Neu and Curran). A bill for an act relating to the marketing division of the department of agriculture.		Committee report adopted .....	328
Introduced, referred to agricul- ture .....	212	Amendment filed .....	362
148 By Fischer of Grundy and Schroeder (Mowry). A bill for an act relating to control of banks, and providing penalties for violations.		Amendment filed .....	371
Introduced, referred to commerce	212	Amendment filed .....	641
149 By Grassley, Camp, Fischer of Grundy and Pelton. A bill for an act relating to the pub- lication of Acts of the General Assembly.		S. F. 122 substituted .....	696
Introduced, referred to state gov- ernment .....	222	Withdrawn .....	697
150 By Doyle, Kelly, Shaw, Cur- tis, Den Herder, Freeman, Schwieger, Wirtz, Priebe, Waugh and Sargisson. A bill for an act relating to the de- termination of number of dis- trict court judgeships and the filling of vacancies.		158 By Ellsworth and Taylor. A bill for an act to allow per- sons over sixty-four years of age to fish without a license.	
Introduced, referred to judiciary	222	Introduced, referred to conserva- tion and recreation .....	239
151 By Fischer of Grundy. A bill for an act relating to electric transmission lines and the power of eminent domain exer- cised by electric utilities.		159 By Blouin. A bill for an act to prohibit governmental ap- pointees 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.	
Introduced, referred to commerce	222		
152 By Fischer of Grundy. A bill for an act relating to pipeline companies and the power of			



H. F.	Page
Introduced, referred to human and industrial relations .....	239
Amendment filed .....	571
160 By Stromer, Kruse and Schroeder. A bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty.	
Introduced, referred to commerce	239
Re-referred to agriculture .....	328
Withdrawn .....	922
161 By Christensen, Moffitt, Rex and Dougherty. A bill for an act relating to construction of mailbox turnouts on highways.	
Introduced, referred to transportation .....	240
162 By Higher Education. A bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents.	
Introduced, placed on calendar ..	240
Re-referred to higher education..	250
Committee report .....	323
Recommended passage .....	323
Committee report adopted .....	328
Amendment filed .....	472
Amendment filed .....	506
S. F. 120 substituted .....	898
Withdrawn .....	967
163 By Alt. A bill for an act relating to the registration of psychologists and establishing a psychology examining board.	
Introduced, referred to social services .....	240
164 By Bray, Franklin and Mendenhall. A bill for an act relating to the adoption of children.	
Introduced, referred to social services .....	240
Committee report .....	606
Recommended passage .....	606
Committee report adopted .....	612
Amendment filed .....	667
Amendment filed .....	690
Amendment filed .....	747
Amendments filed .....	927
Amendment filed .....	939
Sifting recommends calendar .....	1626
Amendments adopted .....	1650
Amendments withdrawn .....	1650
Amendment adopted .....	1651
Passed House. Ayes 87, nays 3 ..	1651
Explanation of vote .....	1669
Reported correctly enrolled .....	2194
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2223
165 By Andersen, Schwartz, Duntton, Rex, Sargisson, Kelly, Trowbridge, Bergman, Lawson and Mendenhall (Erskine). A bill for an act authorizing cities, towns, counties, and school corporations to impose local taxes, making such taxes subject to applicable provisions	

H. F.	Page
of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance.	
Introduced, referred to cities and towns .....	240
Re-referred to ways and means .....	271
Amendment filed .....	434
166 By Logemann. A bill for an act relating to liability for support of persons committed to state mental health institutes or the Iowa security medical facility incident to certain criminal prosecutions.	
Introduced, referred to social services .....	240
167 By Logemann. A bill for an act relating to enforcement of an artisan's lien.	
Introduced, referred to commerce	249
168 By Rex (Potter). A bill for an act relating to tax receipts.	
Introduced, referred to ways and means .....	249
169 By Mayberry (Miller). A bill for an act relating to county homes.	
Introduced, referred to county government .....	249
170 By Tieden, Pellett, Christensen, Duntton and Mayberry (Milligan, Lamborn, Balloun, Rabedaux, Smith, Anderson, Mowry, Van Drie and Miller). A bill for an act relating to the enucleating of eyes by funeral directors or embalmers.	
Introduced, referred to social services .....	249
Committee report .....	606
Recommended passage .....	606
Committee report adopted .....	612
Placed on calendar .....	629
Passed House. Ayes 91, nays 1 ..	657
Reported correctly enrolled .....	937
Signed by Speaker .....	937
Sent to Governor .....	937
Signed by Governor .....	969
171 By Drake, Ellsworth, Wells, Mollett and Stromer. A bill for an act relating to child labor.	
Introduced, referred to human and industrial relations .....	249
Amendment filed .....	400
172 By State Government. A bill for an act relating to a reorganization of the Iowa liquor control commission; creating an Iowa beer and liquor control department; providing for the appointment of an Iowa beer and liquor control council and a director of beer and liquor control and designating their powers and duties; creating a division of beer and liquor law enforcement in the department of public safety; amending provisions concerning liquor control licenses, special liquor permits, beer	

H. F.	Page
permits, and fees charged therefor; abolishing special distributors; altering dram shop liability; requiring certificates of compliance from distillers and brewers; declaring certain acts to be unlawful and providing penalties for violations; and otherwise amending current statutory provisions relating to the sale and possession of alcoholic liquor and beer in this state.	
Introduced, placed on calendar ..	250
Amendments filed ..	283
Amendments filed ..	296
Amendments filed ..	297
Amendments filed ..	298
Amendment adopted ..	303
Amendment lost ..	304
Amendment filed ..	305
Amendments adopted ..	305
Amendments adopted ..	306
Lines of amendment lost ..	306
Amendment filed ..	306
Amendments filed ..	307
Motion filed to reconsider vote ..	307
Motion to reconsider vote pre- vailed ..	307
Motion to table ..	307
Motion to table lost ..	308
Amendment adopted ..	308
Amendment lost ..	308
Amendments filed ..	315
Amendment filed ..	316
Amendments filed ..	325
Amendments filed ..	346
Amendments lost ..	352
Amendment adopted ..	352
Amendments filed ..	356
Amendments withdrawn ..	361
Amendment lost ..	362
Amendment adopted ..	362
Amendment filed ..	363
Amendment filed ..	371
Amendments withdrawn ..	376
Amendment filed ..	376
Amendment adopted ..	376
Amendment withdrawn ..	377
Amendment filed ..	377
Amendments lost ..	377
Amendment adopted ..	377
Amendments adopted ..	378
Amendment withdrawn ..	378
Amendments adopted ..	379
Amendment withdrawn ..	379
Failed to pass House. Ayes 48, nays 47 ..	380
Motion filed to reconsider vote ..	380
Motion to reconsider vote laid on table ..	380
Motion to reconsider vote laid on table failed ..	381
Placed on calendar under unfin- ished business ..	381
Explanation of votes ..	381
Motion to reconsider vote pre- vailed ..	390
Amendments filed ..	391
Amendment lost ..	391
Amendment adopted ..	392
Passed House. Ayes 59, nays 36 ..	392
Message from Senate ..	998
Amendments filed ..	1220
Amendments adopted ..	1220
Amendment filed ..	1226
Amendments filed ..	1227
Motion filed to reconsider vote ..	1231
Amendments filed ..	1264
Motion to reconsider vote pre-	

H. F.	Page
vailed ..	1392
Amendments adopted ..	1394
Amendment lost ..	1395
Amendment adopted ..	1395
Amendment lost ..	1396
Amendment adopted ..	1396
Amendment filed ..	1397
Amendments lost ..	1397
Amendments adopted ..	1398
House concurred as House amended ..	1398
Repassed House. Ayes 58, nays 32 ..	1398
Reported correctly enrolled ..	2098
Signed by Speaker ..	2099
Sent to Governor ..	2099
Signed by Governor ..	2144
173 By Schroeder. A bill for an act requiring voter approval for a member of an aviation authority to levy a one mill tax.	
Introduced, referred to ways and means ..	267
Committee report ..	489
Recommended passage ..	489
Committee report adopted ..	495
Passed House. Ayes 59, nays 29 ..	540
174 By Freeman, Christensen, Grassley, Roorda, Nystrom, Kelly and Knoke. A bill for an act relating to the solicitation of public donations.	
Introduced, referred to state gov- ernment ..	268
175 By Alt. A bill for an act re- lating to the conversion of rented personal property and providing penalties therefor.	
Introduced, referred to commerce ..	268
176 By Larson. A bill for an act relating to an increase in the fee charged for a class "A" beer permit.	
Introduced, referred to ways and means ..	268
177 By Ways and Means. A bill for an act to increase the tax on cigarettes.	
Introduced, placed on ways and means calendar ..	268
Amendment filed ..	346
Amendment filed ..	350
Amendment lost ..	350
Amendment withdrawn ..	350
Passed House. Ayes 85, nays 9 ..	351
Message from Senate ..	408
Amendment filed ..	434
Amendment lost ..	478
House refused to concur ..	478
Reported correctly enrolled ..	568
Signed by Speaker ..	568
Sent to Governor ..	568
Signed by Governor ..	569
Became law by publication ..	915
178 By Law Enforcement. A bill for an act relating to a re- quirement that persons accused of having committed crimes together stand trial together, unless justice requires other- wise.	
Introduced, placed on calendar ..	268
Re-referred to law enforcement ..	302

HOUSE RECORD OF HOUSE BILLS

2275

H. F.	Page
Committee report .....	533
Recommended amendment, passage .....	533
Committee amendment .....	533
Committee report adopted .....	536
Amendment filed .....	545
Amendment adopted .....	621
Committee amendment withdrawn .....	621
Passed House. Ayes 87, nays 4 ..	621
179 By Shaw, Drake and Fisher of Greene (Neu, Smith and Thordsen). A bill for an act relating to state libraries and the department of history and archives.	
Introduced, referred to state government .....	268
180 By Law Enforcement. A bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings.	
Introduced, placed on calendar ..	268
Re-referred to law enforcement ..	302
Committee report .....	591
Recommended passage .....	591
Committee report adopted .....	595
Amendment filed .....	608
Amendment lost .....	688
Amendment filed .....	688
Amendment adopted .....	688
Passed House. Ayes 70, nays 17 ..	688
181 By Alt, Roorda, Lawson, Kreamer, Hill, Fisher of Greene, Kinley, Millen, Nystrom, Strand, Holden and Franklin (Carlson). A bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon.	
Introduced, referred to cities and towns .....	268
Withdrawn .....	817
182 By Holden, Stromer, Priebe and Fischer of Grundy (Briles, Ollenburg, and Griffin). A bill for an act providing a relocation advisory assistance program and relocation payments to persons displaced by highway projects.	
Introduced, referred to commerce ..	286
Committee report .....	718
Recommended passage .....	718
Committee report adopted .....	724
Steering recommends calendar ..	802
Passed House. Ayes 61, nays 29 ..	822
Motion filed to reconsider vote ..	823
Amendment filed .....	1626
Motion filed to reconsider vote ..	1742
Motion to reconsider vote prevailed .....	1742
Amendment adopted .....	1750
Repassed House. Ayes 82, nays none .....	1750
Message from Senate .....	2096
House refused to concur .....	2133
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2223
183 By Grassley. A bill for an act relating to a method of	

H. F.	Page
paying the salaries of certificated school personnel.	
Introduced, referred to schools ..	286
Committee report .....	937
Recommended amendment, passage .....	937
Committee amendment .....	937
Committee report adopted .....	943
Amendment filed .....	985
184 By Law Enforcement. A bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.	
Introduced, passed on file .....	286
Re-referred to law enforcement ..	287
Amendment filed .....	1516
185 By Shaw and Mayberry (Smith and Thordsen). A bill for an act relating to the soldiers home.	
Introduced, referred to state government .....	286
Amendment filed .....	546
186 By Shaw, Fisher of Greene and Drake (Curran, Neu, Smith and Kennedy). A bill for an act relating to fees charged by the bureau of labor for certificates of inspection.	
Introduced, referred to ways and means .....	286
Amendment filed .....	371
187 By Alt, Hill and Kreamer (Milligan). A bill for an act relating to public employment practices.	
Introduced, referred to state government .....	286
188 By Rex, Mayberry, Drake, Nystrom, Dunton, Lipsky, Middleswart, Ellsworth, and Priebe (Potgeter, Ollenburg, Riley, Arbuckle, Coleman, De Koster, Neu and Walsh). A bill for an act relating to support of the mentally ill.	
Introduced, referred to social services .....	287
Amendment filed .....	747
189 By Welden and Kehe. A bill for an act relating to the expenditure of funds appropriated to the sewage works construction fund.	
Introduced, referred to appropriations .....	287
190 By Kennedy. A bill for an act relating to the determination of the interest rate being charged.	
Introduced, referred to commerce ..	287
191 By Kruse (Erskine). A bill for an act to require annual inspection of motor vehicles as a condition of registering or renewing registration of such motor vehicles and providing a penalty.	
Introduced, referred to transportation .....	287
Amendment filed .....	420
Withdrawn .....	1723

H. F.	Page	H. F.	Page
192 By Kennedy, Gluba and Johnston. A bill for an act relating to the regulation of public utilities.		Amendment lost .....	432
Introduced, referred to commerce	287	Amendments filed .....	444
193 By Kennedy and Johnston. A bill for an act relating to the salary of the governor.		Amendment withdrawn .....	444
Introduced, referred to state government	287	Amendments adopted .....	444
194 By County Government. A bill for an act relating to county contingent funds.		Amendment lost .....	444
Introduced, placed on calendar	300	Passed House. Ayes 67, nays 27 ..	444
Amendment filed .....	401	Message from Senate .....	1048
Amendment adopted .....	411	House concurred .....	1097
Passed House. Ayes 88, nays none .....	411	Repassed House. Ayes 71, nays 23 .....	1097
195 By Holden, Fisher of Greene, Den Herder, Grassley, Millen, Welden, Middleswart, Stokes, Siglin, Logemann, Hamilton, Lipsky, Menefee, Mayberry, Sorg, Duntun, Wyckoff, Strothman, Campbell, Cochran, Pellett, Knoke, Wirtz, Shaw, Mendenhall, Nielsen, Roorda, Kruse, Bergman, Priebe, Rodgers, Pierson, Tieden, Hansen, Christensen, Lawson, Alt, Miller, Kelly, McCormick, Taylor, Nystrom, Rex, Moffitt, Egenes, Winkelman, Trowbridge, Schroeder, Kinley, Blouin, Stanley and Varley. A bill for an act to define an alcoholic beverage as it relates to the operation of a motor vehicle by an operator under the influence of an alcoholic beverage.		Reported correctly enrolled .....	1284
Introduced, referred to law enforcement	300	Signed by Speaker .....	1284
Committee report .....	397	Sent to Governor .....	1284
Recommended passage .....	397	Signed by Governor .....	1375
Committee report adopted .....	406	Became law by publication .....	1894
Passed House. Ayes 86, nays 2 ..	559	198 By Conservation and Recreation. A bill for an act relating to the use of firearms on state preserves.	
Explanation of vote .....	574	Introduced, placed on calendar ..	301
Reported correctly enrolled .....	937	S. F. 158 substituted .....	412
Signed by Speaker .....	937	Withdrawn .....	413
Sent to Governor .....	937	199 By Ewell and Schwieger (Conklin). A bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities and towns.	
Signed by Governor .....	969	Introduced, referred to cities and towns .....	301
196 By Andersen, Mendenhall, Holden and Pierson. A bill for an act to exempt a portion of annuities received from the United States civil service retirement trust fund from state income tax.		Committee report .....	506
Introduced, referred to ways and means .....	301	Recommended passage .....	506
197 By Ways and Means. A bill for an act relating to taxation and regulation of rural electric cooperatives.		Committee report adopted .....	508
Introduced, placed on ways and means calendar .....	301	Passed House. Ayes 85, nays 7 ..	582
Amendment filed .....	325	200 By Andersen. A bill for an act relating to the maximum net income persons sixty-five years of age or older and totally disabled persons may have to qualify for an additional homestead credit.	
Amendment filed .....	326	Introduced, referred to ways and means .....	301
Amendment filed .....	356	201 By Campbell (Arbuckle). A bill for an act relating to hearings for the mentally ill.	
Amendment filed .....	384	Introduced, referred to social services .....	301
Amendment filed .....	401	202 By Conservation and Recreation. A bill for an act relating to the penalty for violation of the snowmobile regulations.	
Amendment filed .....	404	Introduced, placed on calendar ..	301
Amendment lost .....	430	Re-referred to conservation and recreation .....	413
Points of order raised .....	430	203 By Freeman, Christensen, Waugh and Roorda. A bill for an act relating to the use of mudguards on motor trucks, truck tractors, trailers, and semitrailers.	
Amendment adopted .....	430	Introduced, referred to transportation .....	318
		Committee report .....	607
		Recommended amendment, passage .....	607
		Committee amendment .....	607
		Committee report adopted .....	612
		Placed on calendar .....	629
		Re-referred to transportation ..	638
		Amendment filed .....	642
		204 By Doyle, Wells, Kinley, Willits, Ewell, Holden and Andersen. A bill for an act	

HOUSE RECORD OF HOUSE BILLS

2277

H. F.	Page
relating to the free distribution of the Code to court bailiffs.	
Introduced, referred to judiciary	318
205 By Doyle, Christensen, Hamilton, Curtis and Rodgers. A bill for an act to require motor trucks, trailers, and semitrailers carrying certain kinds of freight to be covered.	
Introduced, referred to transportation	318
Committee report	916
Recommended amendment, passage	916
Committee amendment	916
Committee report adopted	920
Placed on calendar	1020
Objection filed	1049
Sifting recommends calendar	1552
Committee amendment adopted	1593
Amendments filed	1593
Amendments adopted	1593
Motion to table	1593
Motion to table lost	1593
Failed to pass House. Ayes 49, nays 41	1593
Motion filed to reconsider vote	1625
Amendment filed	1774
206 By County Government. A bill for an act relating to fees collected by the county recorder for hunting and fishing duplicate licenses.	
Introduced, placed on calendar	318
Passed House. Ayes 78, nays 10	413
Reported correctly enrolled	605
Signed by Speaker	605
Sent to Governor	605
Signed by Governor	641
207 By Priebe, Radl, McCormick, Bergman, Scott, Egenes, Edelen, Bray, Willits, Dougherty, Pierson, Jesse, Kennedy, Rex, Sargisson, Ellsworth and Rodgers. A bill for an act relating to the establishment of a uniform statewide telephone number for police and fire departments.	
Introduced, referred to law enforcement	318
208 By Fischer of Grundy. A bill for an act relating to the regulation of public utilities by the Iowa state commerce commission.	
Introduced, referred to commerce	318
Amendment filed	490
Amendment filed	642
209 By Dougherty and Stokes (Sullivan and Van Gilst). A bill for an act relating to county and city programs for senior citizens.	
Introduced, referred to county government	318
Committee report	862
Recommended passage	862
Committee report adopted	867
Placed on calendar	915
Passed House. Ayes 72, nays 4	961
Reported correctly enrolled	1495
Signed by Speaker	1495
Sent to Governor	1495
Signed by Governor	1552

H. F.	Page
210 By Pierson, Schwartz, Dunton, Moffitt and Wells. A bill for an act relating to the state mine inspector and the state mining board.	
Introduced, referred to human and industrial relations	318
211 By Grassley and Knoke. A bill for an act relating to the term of office of county attorneys.	
Introduced, referred to county government	319
Committee report	520
Recommended amendment, passage	520
Committee amendment	520
Committee report adopted	523
Committee amendment adopted	587
Passed House. Ayes 91, nays 1	587
Message from Senate	1675
House refused to concur	1751
Message from Senate	1862
Repassed House. Ayes 80, nays none	1869
Reported correctly enrolled	1999
Signed by Speaker	2000
Sent to Governor	2000
Signed by Governor	2065
212 By Egenes, Nystrom, Larson, Drake, Ellsworth, Mendenhall, Dunton, Norpel, Wells, Siglin and Bergman (Van Drie, Walsh, Doderer and Arbuckle). A bill for an act relating to salaries of the state highway commission and other state employees and making an appropriation.	
Introduced, referred to appropriations	319
213 By Winkelman, Curtis, Tieden and Nielsen. A bill for an act to provide for the use of alternate safety devices in lieu of safety chains for towing vehicles.	
Introduced, referred to transportation	319
214 By Freeman, Roorda and Waugh. A bill for an act relating to driver education requirements.	
Introduced, referred to schools	319
215 By Dunton. A bill for an act relating to notice of compensation commission appraisal of damages and appeal from the damages award.	
Introduced, referred to judiciary	319
Committee report	900
Recommended amendment, passage	900
Committee amendment	900
Committee report adopted	906
Placed on calendar	915
Committee amendment adopted	1100
Passed House. Ayes 94, nays none	1101
Reported correctly enrolled	1578
Signed by Speaker	1578
Sent to Governor	1579
Signed by Governor	1625
216 By Willits, Tieden, Drake, Skinner and Cochran (Erskine,	

H. F.	Page	H. F.	Page
Palmer, Carlson and Briles). A bill for an act relating to administrative and mainte- nance facilities for county con- servation boards.		225 By Bray, Gluba, Shaw and Holden. A bill for an act re- lating to municipal judges.	
Introduced, referred to conserva- tion and recreation .....	319	Introduced, referred to judiciary	341
Committee report .....	533	Sifting recommends calendar ...	1773
Recommended passage .....	534	Passed House. Ayes 88, nays none .....	1781
Committee report adopted .....	536	Reported correctly enrolled .....	2214
Passed House. Ayes 67, nays 25 ..	679	Signed by Speaker .....	2214
217 By Den Herder, Radl and Doyle (Thordsen, Schaben, Kennedy, Sullivan, and Rabe- deaux). A bill for an act re- lating to the board of parole.		Sent to Governor .....	2214
Introduced, referred to social services .....	319	Signed by Governor .....	2223
Committee report .....	727	226 By Monroe, Knoblauch, Schmeiser, Wyckoff, Scott, Mil- ler and Patton (Miller and Kennedy). A bill for an act re- lating to the probationary period of city patrolmen.	
Recommended passage .....	727	Introduced, referred to cities and towns .....	341
Committee report adopted .....	732	Amendment filed .....	747
Placed on calendar .....	781	227 By Knoke. A bill for an act relating to fee for issuance of tax deed.	
Passed House. Ayes 85, nays 3 ..	818	Introduced, referred to ways and means .....	341
218 By Stromer and Schroeder. A bill for an act relating to in- terest payments on drainage district assessments.		Committee report .....	1285
Introduced, referred to county government .....	319	Recommended passage .....	1285
Amendment filed .....	534	Committee report adopted .....	1293
219 By Social Services. A bill for an act relating to the use of carbon tetrachloride fire extinguishers in migratory labor camps.		Passed House. Ayes 71, nays none .....	1295
Introduced, placed on calendar ..	319	228 By Grassley. A bill for an act to provide for appointment of county attorneys by the county boards of supervisors.	
Passed House. Ayes 87, nays 1 ..	414	Introduced, referred to county government .....	341
220 By Shaw, Fisher of Greene and Drake (Neu, Curran and Thordsen). A bill for an act relating to subdivided lands and to provide penalties for violations.		229 By Dunton. A bill for an act relating to eminent domain.	
Introduced, referred to state gov- ernment .....	320	Introduced, referred to commerce	341
Amendment filed .....	1757	Amendment filed .....	521
Amendment filed .....	1896	230 By Rex. A bill for an act relating to election precincts.	
221 By Roorda, Holden, Gluba and Johnston (Smith, Erskine, Sullivan, Coleman, Conklin, Doderer and Schaben). A bill for an act relating to a renal disease program and to provide an appropriation therefor.		Introduced, referred to state gov- ernment .....	341
Introduced, referred to appropri- ations .....	320	Committee report .....	471
222 By Tieden, Grassley and Radl. A bill for an act relat- ing to collection of fees from students at area schools.		Recommended passage .....	471
Introduced, referred to schools ..	341	Committee report adopted .....	474
223 By Social Services. A bill for an act to provide a pen- alty for practicing cosmetology without a license.		Passed House. Ayes 68, nays 22 ..	565
Introduced, placed on calendar ..	341	Explanation of vote .....	574
Passed House. Ayes 68, nays 19 ..	418	Message from Senate .....	714
224 By Miller (Mowry). A bill for an act relating to dog license fees and disposition of dogs by counties.		House concurred .....	742
Introduced, referred to county government .....	341	Repassed House. Ayes 79, nays 9 .....	742
		Reported correctly enrolled .....	937
		Signed by Speaker .....	937
		Sent to Governor .....	937
		Signed by Governor .....	969
		231 By State Government. A bill for an act relating to incentive awards for state employees.	
		Introduced, placed on calendar ..	341
		Passed House. Ayes 86, nays none .....	417
		Reported correctly enrolled .....	698
		Signed by Speaker .....	698
		Sent to Governor .....	698
		Signed by Governor .....	746
		232 By Campbell (Arbuckle). A bill for an act relating to find- ings of the commission of hos- pitalization.	
		Introduced, referred to social services .....	341
		Committee report .....	727

H. F.	Page
Recommended passage .....	728
Committee report adopted .....	732
Placed on calendar .....	1187
S. F. 155 substituted .....	1234
Withdrawn .....	1235
<b>233</b> By Schwieger, Larson, Schroeder, Uban and Ellsworth. A bill for an act relating to the use of ice grips and tire studs.	
Introduced, referred to transportation .....	342
Amendment filed .....	472
<b>234</b> By Siglin and Rodgers. A bill for an act relating to the creation of an ambulance service expense fund.	
Introduced, referred to county government .....	342
<b>235</b> By Shaw, Fisher of Greene and Drake (Neu, Curran, Smith and Thordsen). A bill for an act relating to rehearing and appeal procedures from Iowa state commerce commission action or decisions.	
Introduced, referred to commerce .....	342
Committee report .....	861
Recommended passage .....	861
Committee report adopted .....	867
<b>236</b> By State Government. A bill for an act relating to the establishment of rest areas or rest area buildings on interstate highways.	
Introduced, placed on calendar ..	342
Amendment filed .....	421
Amendment filed .....	435
Amendment withdrawn .....	515
Amendment adopted .....	515
Passed House. Ayes 89, nays 3 ..	515
Message from Senate .....	2072
House concurred .....	2093
Motion filed to reconsider vote ..	2095
Motion to reconsider vote prevailed .....	2109
House refused to concur .....	2109
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2223
<b>237</b> By Fischer of Grundy and Logemann. A bill for an act relating to the liability of a warehouseman for grain in his licensed facilities.	
Introduced, referred to commerce ..	342
Amendment filed .....	356
<b>238</b> By Stromer. A bill for an act relating to the property tax levy in merged areas for the operation of an area vocational school or area community college.	
Introduced, referred to ways and means .....	342
<b>239</b> By Lawson, Knoblauch, Grassley, Millen and Hamilton (Nicholson, Sullivan, Walsh, Miller and Thordsen). A bill for an act relating to licensing and regulation of hearing aid dealers, appropriating	

H. F.	Page
license fees for purposes of administration, and providing penalties for a violation.	
Introduced, referred to state government .....	342
Committee report .....	951
Recommended passage .....	952
Re-referred to ways and means ..	953
<b>240</b> By Knoke. A bill for an act relating to false alarms.	
Introduced, referred to law enforcement .....	342
Withdrawn .....	359
<b>241</b> By Andersen, Grassley, Roorda, Nielsen and Holden (Shaff, Van Gilst and Stephens). A bill for an act relating to the penalties imposed for driving while under the influence of alcoholic beverages or drugs, and amending the implied consent law.	
Introduced, referred to law enforcement .....	342
Committee report .....	591
Recommended amendment, passage .....	591
Committee amendment .....	591
Committee report adopted .....	595
Committee amendment adopted ..	638
Amendment filed .....	638
Amendment adopted .....	638
Amendments filed .....	668
Amendment filed .....	700
Amendment filed .....	901
Amendment withdrawn .....	967
Amendment adopted .....	967
Amendment lost .....	968
Amendment filed .....	1052
<b>242</b> By Kinley (Tapscott). A bill for an act relating to the date on which interest accrues on delinquent real property taxes.	
Introduced, referred to state government .....	343
Amendment filed .....	421
Committee report .....	629
Recommended amendment, passage .....	629
Committee amendment .....	629
Committee report adopted .....	632
Placed on calendar .....	781
Committee amendment adopted ..	821
Amendment withdrawn .....	821
Passed House. Ayes 89, nays 1 ..	821
<b>243</b> By Jesse. A bill for an act permitting a city or town to grant a franchise for cable television without an election.	
Introduced, referred to cities and towns .....	343
<b>244</b> By Alt, Jesse, Tieden and Dunton. A bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board.	
Introduced, referred to state government .....	349
<b>245</b> By Kehe and Waugh. A bill for an act relating to appeals to the employment safety commission, and to the powers	

H. F.	Page	H. F.	Page
and duties of the labor commissioner.		Placed on calendar .....	915
Introduced, referred to human and industrial relations .....	349	Passed House. Ayes 72, nays 11 ..	976
246 By Blouin, Patton, Wyckoff, Ewell, Norpel, Small, Gluba, Uban, Duntton, McCormick, Larson, Knoblauch, Cochran and Franklin. A bill for an act relating to the office of secretary of agriculture.		255 By Fischer of Grundy. A bill for an act relating to time of filing for motor fuel and special fuel tax refunds.	
Introduced, referred to state government .....	349	Introduced, referred to transportation .....	360
247 By Andersen (Erskine). A bill for an act relating to the liability for costs resulting in the contest of election results.		256 By Stromer, Schroeder, Welden and Kehe. A bill for an act relating to discounts allowed retail sales tax permit holders.	
Introduced, referred to state government .....	349	Introduced, referred to ways and means .....	360
248 By Tieden. A bill for an act relating to the property tax levy in merged areas for the operation of an area vocational school or area community college.		257 By Cochran (Neu). A bill for an act relating to assessments levied by drainage and levee districts.	
Introduced, referred to ways and means .....	349	Introduced, referred to county government .....	360
249 By Doyle, Kelly, Rodgers and Wirtz. A bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.		Committee report .....	926
Introduced, referred to judiciary	349	Recommended passage .....	926
250 By Doyle, Kelly and Rodgers. A bill for an act relating to possession of alcoholic liquor or beer by minors in motor vehicles.		Committee report adopted .....	930
Introduced, referred to law enforcement .....	349	Sifting recommends calendar ..	1534
251 By Knoke. A bill for an act to provide that juveniles shall be subject to the same penalties for violation of specified fish and game laws as adults.		S. F. 205 substituted .....	1619
Introduced, referred to judiciary	349	Withdrawn .....	1620
252 By Doyle. A bill for an act relating to pleas of no contest in the trial of nonindictable motor vehicle offenses.		258 By Kreamer. A bill for an act relating to reporting of vehicle accidents.	
Introduced, referred to judiciary	359	Introduced, referred to law enforcement .....	360
253 By Fischer of Grundy, Drake, Radl, Kreamer, Schwiager, Hansen, Welden, Skinner, Kennedy and Goode. A bill for an act relating to exemptions from the merit system.		Amendment filed .....	447
Introduced, referred to state government .....	359	Committee report .....	591
Committee report .....	1051	Recommended amendment, passage .....	591
Recommended passage .....	1051	Committee amendment .....	591
Committee report adopted .....	1081	Committee report adopted .....	595
254 By Shaw. A bill for an act relating to the rate of interest which may be paid by a real estate investment trust.		Placed on calendar .....	629
Introduced, referred to commerce	360	Committee amendment adopted ..	656
Committee report .....	718	Amendment withdrawn .....	656
Recommended passage .....	718	Passed House. Ayes 89, nays 3 ..	656
Committee report adopted .....	724	Motion filed to reconsider vote ..	667
		Amendment filed .....	844
		Motion to reconsider vote prevailed .....	874
		Amendment adopted .....	875
		Failed to pass House. Ayes 40, nays 52 .....	875
		259 By Andersen. A bill for an act relating to membership on interim committees.	
		Introduced, referred to state government .....	360
		260 By Bray, Monroe, Small and Edelen. A bill for an act relating to a temporary tax exemption upon improvements to residences.	
		Introduced, referred to ways and means .....	365
		261 By Rodgers and Doyle. A bill for an act to require cities and towns to collect and dispose of garbage and other solid waste.	
		Introduced, referred to cities and towns .....	365
		262 By Wells, Taylor, Wyckoff, Andersen, Stanley, Alt, Knoblauch, Rodgers, Cochran and Doyle. A bill for an act relating to traffic control signals.	



H. F.	Page
Introduced, referred to law enforcement	365
Committee report	533
Recommended amendment, passage	533
Committee amendment	533
Committee report adopted	536
Placed on calendar	629
Removed from calendar	654
Amendment filed	663
Committee amendment withdrawn	681
Amendment withdrawn	681
Passed House. Ayes 93, nays 3	681
Motion filed to reconsider vote	689
Amendment filed	690
Motion to reconsider vote prevailed	775
Amendment adopted	775
Repassed House. Ayes 80, nays 1	775
Message from Senate	1315
House concurred	1488
Repassed House. Ayes 91, nays none	1489
Reported correctly enrolled	1604
Signed by Speaker	1604
Sent to Governor	1604
Signed by Governor	1698
263 By Fischer of Grundy. A bill for an act relating to the redemption of trading stamps, and providing penalties and injunctive relief for violations.	
Introduced, referred to commerce	365
Committee report	718
Recommended passage	718
Committee report adopted	724
264 By Campbell, Schwartz and Rex (Arbuckle, Glenn, Miller and Briles). A bill for an act relating to the liability of the commission of hospitalization and the clerk of the district court for certain acts.	
Introduced, referred to judiciary	365
265 By Grassley, Welden, Nielsen, McElroy and Fisher of Greene. A bill for an act providing that it is a felony to use force or violence or to threaten the use of force or violence to prevent or attempt to prevent any person or persons from engaging in or pursuing any lawful employment, work, or vocation.	
Introduced, referred to law enforcement	365
266 By Larson. A bill for an act relating to educational requirements for sex education and family living.	
Introduced, referred to schools	365
Amendment filed	608
267 By Doyle and Kelly. A bill for an act relating to the juvenile court and dependent, delinquent, and neglected children.	
Introduced, referred to judiciary	365
268 By Dunton. A bill for an act relating to the issuance and use of distress flags by handicapped persons and providing penalties for violations thereof.	

H. F.	Page
Introduced, referred to law enforcement	365
Committee report	630
Recommended amendment, passage	630
Committee amendment	630
Committee report adopted	632
Placed on calendar	727
Committee amendment adopted	735
Passed House. Ayes 83, nays 1	735
Message from Senate	1755
House concurred	1762
Repassed House. Ayes 77, nays none	1762
Reported correctly enrolled	2000
Signed by Speaker	2000
Sent to Governor	2000
Signed by Governor	2065
269 By Varley, Blouin, Cochran, Miller, McCormick, Dougherty, Rodgers, and Lawson (Lavery, Erskine, Curran, Milligan and Smith). A bill for an act creating a department of environmental quality, specifying its powers, duties, and functions, and providing penalties for violations thereof.	
Introduced, referred to state government	366
Re-referred to environmental preservation	452
Amendment filed	805
Committee report	824
Recommended amendment, passage	824
Committee amendment	824
Committee report adopted	832
Referred to appropriations	841
Amendment filed	1401
270 By Pierson, Middleswart, Waugh, Dougherty, Rodgers, Priebe, Roorda, Dunton and Mendenhall (Lavery and Van Drie). A bill for an act relating to the operation of aircraft.	
Introduced, referred to judiciary	366
271 By Hansen, Camp, Christensen, Wells, Schmeiser, Mayberry, Ellsworth, Taylor and Gluba. A bill for an act to require that railway employees be provided adequate sanitation and shelter.	
Introduced, referred to human and industrial relations	373
Committee report	1152
Recommended passage	1152
Committee report adopted	1169
Amendment filed	1264
Sifting recommends calendar	1626
Amendment adopted	1658
Passed House. Ayes 76, nays 8	1658
Explanation of vote	1669
Reported correctly enrolled	2214
Signed by Speaker	2214
Sent to Governor	2214
Signed by Governor	2223
272 By Hansen, Jesse, Christensen and Lipsky (Neu, Palmer, Riley and Walsh). A bill for an act relating to per diem and expenses for the members of the state educational radio and television facility board and	

H. F.	Page	H. F.	Page
the state communications advisory council.		Introduced, referred to law enforcement .....	374
Introduced, referred to appropriations .....	373	281 By Ellsworth. A bill for an act providing an exemption from state income tax for members of the Iowa National Guard performing training duty and active state service.	
273 By Bray, Franklin, Hill, Pelton and Schwieger. A bill for an act relating to qualification for city employees under civil service.		Introduced, referred to ways and means .....	374
Introduced, referred to human and industrial relations .....	374	Committee report .....	2045
274 By Ellsworth and Taylor. A bill for an act relating to military leave of absence for civil employees.		Recommended amendment, passage .....	2045
Introduced, referred to state government .....	374	Committee amendment .....	2045
Committee report .....	532	Committee report adopted .....	2048
Recommended passage .....	532	Amendment adopted .....	2089
Committee report adopted .....	536	Passed House. Ayes 56, nays 31. .	2089
Passed House. Ayes 91, nays 2 ..	682	282 By Ellsworth. A bill for an act relating to extension of tax exemptions to certain members of the reserve forces of the United States.	
Message from Senate .....	1112	Introduced, referred to ways and means .....	374
House concurred .....	1383	283 By State Government. A bill for an act relating to the payment of claims.	
Repassed House. Ayes 87, nays 2	1383	Introduced, placed on calendar ..	375
Reported correctly enrolled .....	1495	Passed House. Ayes 93, nays none .....	516
Signed by Speaker .....	1495	Reported correctly enrolled .....	1248
Sent to Governor .....	1495	Signed by Speaker .....	1248
Signed by Governor .....	1552	Sent to Governor .....	1248
275 By Wells (Robinson). A bill for an act relating to property exempt from execution.		Signed by Governor .....	1321
Introduced, referred to judiciary	374	284 By Mendenhall, Rex, Dunton and Pellett (Briles and Miller). A bill for an act to provide state aid to counties or groups of counties for purchase of mental health services from community mental health centers, and making an appropriation.	
276 By Hansen (Curran and Messerly). A bill for an act relating to the compensation of appointive jury commissioners.		Introduced, referred to county government .....	375
Introduced, referred to appropriations .....	374	285 By Kehe and Alt. A bill for an act relating to the disposition of abandoned motor vehicles and providing penalties.	
277 By Kreamer, Alt and Hill (Milligan, Walsh, Riley, Carlson and Potgeter). A bill for an act relating to party state central committees.		Introduced, referred to environmental preservation .....	387
Introduced, referred to state government .....	374	Amendment filed .....	701
278 By Social Services. A bill for an act relating to eligibility requirements for aid to dependent children.		Withdrawn .....	1550
Introduced, placed on calendar ..	374	286 By Lawson and Cochran (Mowry and Gaudineer). A bill for an act relating to the judicial retirement system.	
Amendment filed .....	404	Introduced, referred to judiciary	387
Amendment adopted .....	427	Re-referred to appropriations ..	407
Passed House. Ayes 86, nays none .....	428	287 By Rex, Ellsworth and Schmeiser. A bill for an act relating to the labeling of seed corn containers.	
Reported correctly enrolled .....	1248	Introduced, referred to agriculture .....	387
Signed by Speaker .....	1248	Committee report .....	591
Sent to Governor .....	1248	Recommended amendment, passage .....	591
Signed by Governor .....	1321	Committee amendment .....	591
Became law by publication .....	1894	Committee report adopted .....	595
279 By Schroeder and Knoke. A bill for an act to reimburse school districts for the loss of tax revenue from certain tax-exempt land.		Amendment filed .....	729
Introduced, referred to ways and means .....	374	Placed on calendar .....	1020
280 By Fischer of Grundy. A bill for an act relating to additional penalties for the commission of or the attempt to commit crimes when armed with firearms.			

H. F.	Page
Amendment adopted .....	1092
Committee amendment withdrawn	1092
Passed House. Ayes 77, nays 2	1092
288 By Social Services. A bill for an act relating to the joint purchase, ownership, construction, and maintenance of buildings by counties	
Introduced, placed on calendar ..	387
Passed House. Ayes 84, nays none .....	556
Explanation of vote .....	574
289 By Social Services. A bill for an act relating to the amount of money which can be loaned to a parolee from the state parole relief fund.	
Introduced, placed on calendar ..	387
Passed House. Ayes 86, nays none .....	556
Explanation of vote .....	574
290 By Rodgers, Fischer of Grundy, Drake, Roorda, McCormick, Cochran and Knoblauch. A bill for an act imposing a tax on trading stamps and providing penalties.	
Introduced, referred to ways and means .....	387
291 By Schroeder. A bill for an act to abolish the county school system.	
Introduced, referred to schools ..	387
Amendment filed .....	522
292 By Knoblauch (Kennedy, Graham and Thordsen). A bill for an act relating to the regulation of assemblages of persons, declaring certain acts to be unlawful, and providing penalties for violations.	
Introduced, referred to law enforcement .....	387
Committee report .....	1226
Recommended amendment, passage .....	1226
Committee amendment .....	1226
Committee report adopted .....	1231
293 By Schroeder. A bill for an act relating to the method of selection, term of office, and appointment powers of the state board of public instruction.	
Introduced, referred to schools ..	406
294 By County Government. A bill for an act authorizing county boards of supervisors to establish revolving funds from which expenses for the maintenance of drainage or levee districts may be paid.	
Introduced, placed on calendar ..	406
Amendment filed .....	473
Amendment withdrawn .....	562
Passed House. Ayes 89, nays none .....	562
Explanation of vote .....	574
295 By County Government. A bill for an act relating to board of supervisor approval of the salaries for probation officers and their staff.	

H. F.	Page
Introduced, placed on calendar ..	406
Amendment filed .....	592
S. F. 204 substituted .....	663
Withdrawn .....	665
296 By Nystrom (Kyhl). A bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act.	
Introduced, referred to transportation .....	406
Committee report .....	607
Recommended passage .....	607
Committee report adopted .....	612
S. F. 250 substituted .....	792
Withdrawn .....	793
297 By Rodgers. A bill for an act relating to the free distribution of the Code to the county engineer.	
Introduced, referred to state government .....	406
298 By Monroe and Anania. A bill for an act relating to reduction of sentence for prisoners held in the county jails.	
Introduced, referred to judiciary	406
299 By Fischer of Grundy. A bill for an act relating to deductibility of political contributions in determining Iowa income tax.	
Introduced, referred to ways and means .....	406
300 By Kehe, Rex and Knoblauch (Griffin, Van Drie and Ollenburger). A bill for an act relating to retention from payments on public contracts and escrow agreements.	
Introduced, referred to commerce	407
301 By Kennedy. A bill for an act relating to the appointment of members of the Iowa state commerce commission.	
Introduced, referred to commerce	407
302 By Kennedy. A bill for an act to provide office space for members of the General Assembly.	
Introduced, referred to state government .....	407
303 By Cochran, Schroeder and McCormick (Coleman, Miller and Thordsen). A bill for an act relating to prohibited advertising practices by chiropractors and providing a penalty therefor.	
Introduced, referred to social services .....	407
304 By Lipsky, Hill, Shaw, Hansen, Kreamer, Ellsworth, Mayberry, Andersen, Lawson Johnston, Roorda and Strand. A bill for an act to exempt municipally-owned parking lots from the services sub-	

H. F.	Page	H. F.	Page
ject to a tax on gross taxable services.		312 By Varley, Shaw and Nielsen. A bill for an act relating to congressional districts.	
Introduced, referred to ways and means .....	407	Introduced, referred to constitutional amendments and reapportionment .....	425
305 By Winkelman, Roorda, Tieden, Mollett, Sorg, Nielsen, Stanley, Strand, Curtis and Kelly (Walsh, Davis, Griffin, Arbuckle and Curran). A bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.		Withdrawn .....	470
Introduced, referred to ways and means .....	407	313 By Larson and Small. A bill for an act to prohibit the sale of certain beverages in cans and disposable bottles and provide a penalty for any violation thereof.	
306 By Rodgers, Knoblauch, Schmeiser, Kelly, Ellsworth and Kehe. A bill for an act relating to wine licenses for commercial establishments whose principal business is the sale of food.		Introduced, referred to law enforcement .....	440
Introduced, referred to law enforcement .....	425	314 By Holden, Stromer, Priebe, Fischer of Grundy and Dougherty (Briles, Ollenburg, Griffin and Potgeter). A bill for an act relating to the acquisition of property by public bodies, corporations and individuals.	
Committee report .....	715	Introduced, referred to state government .....	440
Recommended passage .....	715	Sifting recommends calendar .....	1552
Committee report adopted .....	724	Amendment filed .....	1555
Steering recommends calendar ..	914	Placed on calendar under unfinished business .....	1592
307 By Freeman and Hansen. A bill for an act relating to the amount of credit life insurance that may be sold to a debtor.		Amendment filed .....	1604
Introduced, referred to commerce Committee report .....	425	Amendment adopted .....	1610
Recommended passage .....	505	Amendment adopted .....	1611
Committee report adopted .....	508	Passed house. Ayes 79, nays none .....	1611
Passed House. Ayes 69, nays 20 ..	531	315 By Shaw (Erskine). A bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes and providing penalties for violations.	
308 By Social Services. A bill for an act relating to physical requirements for marriage license.		Introduced, referred to ways and means .....	440
Introduced, placed on calendar ..	425	Amendment filed .....	762
Passed House. Ayes 82, nays 5 ..	563	316 By Tieden, Camp and Fischer of Grundy (Walsh, Kyhl, Potgeter and Schaben). A bill for an act relating to the establishment of a regional medical education board and providing an appropriation.	
Explanation of vote .....	574	Introduced, referred to appropriations .....	440
Reported correctly enrolled .....	937	Amendment filed .....	1634
Signed by Speaker .....	937	317 By Kehe, Edelen, Welden, Hansen and Lawson. A bill for an act relating to supervision of local budget preparation.	
Sent to Governor .....	937	Introduced, referred to schools ..	441
Signed by Governor .....	969	Committee report .....	571
309 By Winkelman, Roorda, Tieden, Mollett, Sorg, Nielsen, Stanley and Kelly (Walsh, Davis, Griffin, Arbuckle, Curran and DeKoster). A bill for an act to exempt facilities used to control air and water pollution from property taxation.		Recommended passage .....	571
Introduced, referred to ways and means .....	425	Committee report adopted .....	574
310 By Rodgers, Doyle, Wells and Miller. A bill for an act relating to the erection of anti-litter signs along primary and secondary highways.		Passed House. Ayes 87, nays 9 ..	685
Introduced, referred to transportation .....	425	Reported correctly enrolled .....	2194
311 By Nystrom, Waugh, Husak and Kehe. A bill for an act relating to the installation of plumbing and the certification of plumbers.		Signed by Speaker .....	2195
Introduced, referred to cities and towns .....	425	Sent to Governor .....	2195
Amendment filed .....	631	Signed by Governor .....	2223
		318 By Dunton (Van Gilst). A bill for an act relating to a statewide property tax levy.	
		Introduced, referred to ways and means .....	441
		319 By Doyle and Rodgers. A bill for an act relating to flashing lights on vehicles.	

H. F.	Page
Introduced, referred to transportation	441
Committee report	698
Recommended indefinite postponement	698
Committee report adopted	705
Indefinitely postponed	732
<b>320</b> By Radl (Hill). A bill for an act relating to the corporation income tax.	
Introduced, referred to ways and means	452
Amendment filed	478
Amendment filed	939
<b>321</b> By Shaw, Holden, Lawson, Sorg, Ellsworth, Dunton, Rex, Egenes, Mendenhall, Pellett and Lipsky (Miller, Briles, Thordsen and Doderer). A bill for an act to combine the present county fund for mental health with the state institution fund, redesignating the latter as the county mental health and institutions fund, prescribing the purposes for which such fund may be used, and authorizing a levy therefor.	
Introduced, referred to ways and means	452
<b>322</b> By Monroe, Norpel, Knoblauch, Small, Uban, Scott, Blouin, Cochran, Wells, Husak, Anania, Doyle, Wyckoff, Patton, Gluba, McCormick, Middleswart, Willits, Rodgers, Sargisson, Mayberry, Schwartz, Jesse, Johnston, Bray, Larson, Dougherty, Dunton, Ewell, Kinley, Schmeiser, Franklin, Skinner, Priebe, Kennedy and Bennett (Coleman, Miller, Tapscott, Gaudineer, Doderer, Kennedy and Robinson). A bill for an act relating to qualifications of persons voting at precinct caucuses.	
Introduced, referred to state government	453
<b>323</b> By Larson and Blouin. A bill for an act relating to the attainment of the age of majority.	
Introduced, referred to state government	453
<b>324</b> By Schwieger. A bill for an act relating to the means of disbursement of support money paid pursuant to court order or decree in domestic relations cases.	
Introduced, referred to judiciary	453
Committee report	830
Recommended passage	830
Committee report adopted	832
Sifting recommends calendar	1626
Passed House. Ayes 77, nays 3	1641
Explanation of vote	1669
<b>325</b> By Holden. A bill for an act relating to the definition of flammable liquids.	
Introduced, referred to social services	453
Amendment filed	862

H. F.	Page
<b>326</b> By Social Services. A bill for an act to insert in the Code the text of the probation and parole compact.	
Introduced, placed on calendar	453
Amendment filed	642
Amendment filed	701
Amendments adopted	813
Passed House. Ayes 91, nays none	814
<b>327</b> By Kreamer. A bill for an act relating to the election of officers in school districts.	
Introduced, referred to schools	453
Committee report	606
Recommended passage	606
Committee report adopted	612
Steering recommends calendar	746
Amendment filed	764
Amendments filed	784
Amendment adopted	814
Amendment withdrawn	814
Amendments withdrawn	815
Amendment lost	815
Passed House. Ayes 77, nays 16	815
<b>328</b> By Strothman. A bill for an act to authorize a property tax levy for ambulance service in certain counties.	
Introduced, referred to ways and means	453
<b>329</b> By Schmeiser, Rex, Monroe, Scott, Roorda, Priebe, Knoblauch, Middleswart, and Schroeder (Miller, Kennedy, Briles and Gilley). A bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters.	
Introduced, referred to county government	453
Committee report	605
Recommended passage	605
Committee report adopted	612
Placed on calendar	1020
S. F. 269 substituted	1093
Withdrawn	1094
<b>330</b> By Conservation and Recreation. A bill for an act relating to the right-of-way rules of vessel traffic.	
Introduced, placed on calendar	454
Passed House. Ayes 83, nays 4	563
Explanation of vote	574
Message from Senate	2073
House concurred	2110
Repassed House. Ayes 81, nays none	2110
Reported correctly enrolled	2214
Signed by Speaker	2214
Sent to Governor	2214
Signed by Governor	2223
<b>331</b> By Andersen. A bill for an act relating to county use of the state institution fund for treatment of alcoholism.	
Introduced, referred to ways and means	454
<b>332</b> By Holden, Pelton, Lawson, Drake and Ellsworth. A bill for an act relating to municipi-	

H. F.	Page	H. F.	Page
pal support of trade or business projects.		tax deduction for adoption expenses.	
Introduced, referred to cities and towns .....	454	Introduced, referred to ways and means .....	475
333 By Grassley and Wells (Van Drie, Rabedeaux, Messerly, Doderer and Gaudineer). A bill for an act relating to dissolution of credit unions.		341 By Campbell. A bill for an act relating to admission to the University of Iowa college of medicine.	
Introduced, referred to commerce	454	Introduced, referred to higher education .....	475
Withdrawn .....	818	342 By Kreamer. A bill for an act relating to tort liability of governmental subdivisions.	
334 By County Government. A bill for an act relating to deposit and investment of public funds.		Introduced, referred to cities and towns .....	495
Introduced, placed on calendar ..	454	Committee report .....	783
Passed House. Ayes 76, nays 1 ..	564	Recommended passage .....	783
Explanation of vote .....	574	Committee report adopted .....	790
Message from Senate .....	673	Placed on calendar .....	842
House concurred .....	713	Passed House. Ayes 78, nays 3 ..	895
Repassed House. Ayes 88, nays none .....	713	343 By Kreamer. A bill for an act providing an Iowa income tax deduction for education expenses of a taxpayer's dependent.	
Reported correctly enrolled .....	937	Introduced, referred to ways and means .....	495
Signed by Speaker .....	937	Amendment filed .....	748
Sent to Governor .....	937	344 By Kreamer. A bill for an act relating to the denial of a property tax exemption.	
Signed by Governor .....	969	Introduced, referred to ways and means .....	495
335 By Pierson, Moffitt, Middle-swartz, Duntun, Dougherty and Roorda. A bill for an act relating to permits to sell seeds.		345 By Shaw, Norpel, Stanley, Kelly, Ellsworth, Blouin, Anania, Mollett and Knoke. A bill for an act relating to the sale of alcoholic liquor and beer by certain liquor licensees and beer permittees on Sunday, and prescribing additional fees for such sales.	
Introduced, referred to agriculture .....	475	Introduced, referred to law enforcement .....	495
Committee report .....	728	Amendment filed .....	844
Recommended amendment, passage .....	728	346 By Ways and Means. A bill for an act relating to refunding of motor fuel tax.	
Committee amendment .....	728	Introduced, placed on ways and means calendar .....	495
Committee report adopted .....	732	Amendment filed .....	522
Amendment filed .....	806	Amendment adopted .....	541
Amendment adopted .....	840	Passed House. Ayes 84, nays 2 ..	542
Committee amendment adopted ..	840	Reported correctly enrolled .....	698
Point of order raised .....	840	Signed by Speaker .....	698
Referred to appropriations .....	840	Sent to Governor .....	698
Re-referred to ways and means ..	925	Signed by Governor .....	746
336 By Camp and Tieden. A bill for an act relating to the taxation of studded tires and providing penalties for violations.		Became law by publication .....	1005
Introduced, referred to ways and means .....	475	347 By Holden. A bill for an act relating to the dispossession of a landowner under condemnation proceedings for highway purposes.	
337 By Schwieger and Norpel (Davis, Lamborn, Palmer and Griffin). A bill for an act relating to the revocation or suspension of the license to practice chiropractic.		Introduced, referred to transportation .....	495
Introduced, referred to social services .....	475	Sifting recommends calendar .....	1552
338 By Grassley, Nielsen and Schroeder (Mowry). A bill for an act to establish the office of district attorney.		Amendment filed .....	1596
Introduced, referred to judiciary	475	Amendment adopted .....	1596
339 By Ellsworth, Freeman, Drake, Wells, Taylor and Waugh (Walsh, Thordsen and Palmer). A bill for an act relating to the taxation of coin-operated laundries.		Passed House. Ayes 54, nays 33 ..	1597
Introduced, referred to ways and means .....	475	Message from Senate .....	1894
340 By Kreamer. A bill for an act providing an Iowa income		House concurred .....	1956
		Repassed House. Ayes 80, nays 6 .....	1957

H. F.	Page
Motion filed to reconsider vote	1976
Amendment filed	1976
Motion to reconsider vote pre- vailed	1979
Motion filed to reconsider vote	1979
Motion to reconsider vote pre- vailed	1979
Amendment withdrawn	1979
Amendment filed	1979
Amendment adopted	1979
House concurred as House amended	1980
Repassed House. Ayes 76, nays 7	1980
Reported correctly enrolled	2029
Signed by Speaker	2029
Sent to Governor	2029
Signed by Governor	2030
Became law by publication	2238
348 By Ellsworth. A bill for an act relating to bingo and pro- viding penalties for violations. Introduced, referred to law en- forcement	495
349 By Agriculture. A bill for an act relating to the establish- ment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion board; to provide for a referendum among soy- bean producers to make an appropriation and to provide penalties. Introduced, placed on calendar	495
Referred to ways and means	537
Committee report	1021
Recommended passage	1021
Committee report adopted	1033
Amendment filed	1089
S. F. 296 substituted	1472
Withdrawn	1474
350 By Rex (Coleman). A bill for an act to provide an excise tax on the sale of eggs and providing a penalty for viola- tions. Introduced, referred to agricul- ture	496
351 By Jesse, Hill, Franklin, and Knoke (Tapscott, Mowry, Gaudineer, DeKoster, Milligan and Robinson). A bill for an act relating to the transfer of persons committed to jail. Introduced, referred to county government	496
Withdrawn	996
352 By Wyckoff and Ellsworth. A bill for an act relating to Viet Nam veterans' service compensation fund, authoriz- ing the State of Iowa to be- come indebted in the amount of twenty-eight million dol- lars and providing for the issue and sale of bonds of the state in evidence thereof, and providing for the imposition, levy, and collection of a direct annual tax sufficient to pay the principal and interest of the bonds and providing a pen- alty.	

H. F.	Page
Introduced, referred to appropria- tions	496
353 By Doyle, Rodgers, McCor- mick and Sargisson. A bill for an act relating to the solicitations of churches and expenditures of organizations soliciting public donations and increasing the penalty for vi- olations. Introduced, referred to judiciary	496
354 By Jesse. A bill for an act relating to the regulation of model rocketry for education- al, scientific, and recreational purposes, providing minimum standards of safety, and pro- viding penalties. Introduced, referred to judiciary	496
355 By Roorda. A bill for an act relating to public recreation on private lands and waters. Introduced, referred to conserva- tion and recreation	496
356 By Fischer of Grundy. A bill for an act relating to the salaries of county assessors. Introduced, referred to county government	496
357 By Dunton, Strand and Grassley. A bill for an act re- lating to the appointment of deputy sheriffs and secretaries in certain counties. Introduced, referred to county government	508
358 By Ellsworth and Priebe. A bill for an act relating to the salary for sheriffs. Introduced, referred to county government	509
359 By Grassley. A bill for an act relating to sex education courses in the public schools and providing penalties for violations of the act. Introduced, referred to schools	509
360 By Bray, Rodgers, Bergman, Egenes, Willits and Menden- hall. A bill for an act to re- peal bounties on certain wild animals. Introduced, referred to county government	509
361 By Ewell, Schwieger, Willits and Wells (Robinson and Doderer). A bill for an act relating to leaves of absence for persons elected to public office. Introduced, referred to state gov- ernment	509
362 By Bray, Rodgers, Middles- wart, Bergman, Willits and Egenes. A bill for an act re- lating to the establishment of an endangered species list of wildlife. Introduced, referred to conserva- tion and recreation	509

H. F.	Page	H. F.	Page
363 By Andersen. A bill for an act relating to financing public schools, creating basic school boards, and providing for the equalization of property taxes for the public schools within a basic school tax unit.		371 By Pelton. A bill for an act relating to salaries and expenses of members of the General Assembly and the Lieutenant Governor.	
Introduced, referred to schools ..	509	Introduced, referred to state government ..	525
364 By Norpel. A bill for an act relating to purchase of real estate by political subdivisions of the state.		Amendment filed ..	547
Introduced, referred to state government ..	509	372 By Sorg. A bill for an act relating to the compensation and mileage of members of the commission of hospitalization.	
365 By Egenes and Ellsworth. A bill for an act relating to the fees charged for insurance agent licenses.		Introduced, referred to appropriations ..	525
Introduced, referred to commerce ..	509	373 By Ellsworth. A bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.	
Withdrawn ..	1019	Introduced, referred to appropriations ..	536
366 By Pelton, Hansen, Cochran, Drake, Lipsky and Small (Nicholson, Gaudineer, Coleman, Riley, Potter, Shaff, Conklin, Sullivan, Keith, Van Gilst, Neu, Doderer and Walsh). A bill for an act relating to collective bargaining in public employment.		Committee report ..	1400
Introduced, referred to human and industrial relations ..	509	Recommended passage ..	1400
Amendment filed ..	592	Committee report adopted ..	1413
367 By Lawson. A bill for an act relating to joint planning commissions.		Amendment filed ..	1464
Introduced, referred to state government ..	525	Amendment withdrawn ..	1464
Sifting recommends calendar ..	1475	Passed House. Ayes 83, nays 5 ..	1464
Passed House. Ayes 82, nays 2 ..	1483	Reported correctly enrolled ..	1873
368 By Freeman. A bill for an act relating to attorney's fees.		Signed by Speaker ..	1874
Introduced, referred to commerce ..	525	Sent to Governor ..	1874
369 By Holden (Nicholson, Pot- geter and Shaff). A bill for an act relating to fees for census searches charged by the Iowa department of history and archives.		Signed by Governor ..	2030
Introduced, referred to ways and means ..	525	Became law by publication ..	2238
Committee report ..	830	374 By Waugh and Strand. A bill for an act relating to penalties for the operation of coin machines by false means.	
Recommended passage ..	830	Introduced, referred to law enforcement ..	536
Committee report adopted ..	832	375 By Lawson, Strand, Mayberry, Logemann, Rex, Ellsworth, Egelen, Drake, Dunton, Nielsen and Millen (Curran, Coleman, Rabedaux and Miller). A bill for an act relating to compensation for feeding prisoners in certain counties.	
Passed House. Ayes 84, nays 8 ..	860	Introduced, referred to county government ..	536
Message from Senate ..	868	376 By Iowa Development. A bill for an act relating to the economic development activities by cities.	
House refused to concur ..	896	Introduced, placed on calendar ..	536
Conference committee appointed ..	944	Passed House. Ayes 80, nays 14 ..	683
Conference committee report ..	1049	377 By Curtis and Doyle (Van Drie, Gaudineer, Rabedaux, Doderer and Messerly). A bill for an act relating to federal share insurance for credit unions.	
Conference committee report adopted ..	1107	Introduced, referred to commerce ..	536
Repassed House. Ayes 80, nays 9 ..	1108	Withdrawn ..	739
Reported correctly enrolled ..	1284	378 By Kennedy. A bill for an act to prevent the expansion of the curriculum of area vocational schools in order to qualify as an area community college.	
Signed by Speaker ..	1284	Introduced, referred to schools ..	536
Sent to Governor ..	1284	379 By Fischer of Grundy and Schroeder. A bill for an act prohibiting the League of Iowa Municipalities, nonprofit corpo-	
Signed by Governor ..	1375		
370 By Fischer of Grundy and Freeman (Griffin and Van Drie). A bill for an act relating to finance and delinquency charges on extensions of credit.			
Introduced, referred to commerce ..	525		



HOUSE RECORD OF HOUSE BILLS

2289

H. F.	Page
rations, or officers, agencies, boards, commissions, or departments of the state or its political subdivisions from using funds derived from property tax for the purpose of lobbying the General Assembly and to provide a penalty for violation.	
Introduced, referred to state government .....	536
380 By Strotzman, Bergman, Fisher of Greene, Kruse, Nielsen, Stokes and Tieden (Shawver, Balloun, Hill, Van Gilst and Arbuckle). A bill for an act relating to the use of dead animals.	
Introduced, referred to agriculture .....	536
381 By Agriculture. A bill for an act relating to commercial feed inspection fee.	
Introduced, placed on calendar ..	537
Passed House. Ayes 88, nays 1 ..	633
Reported correctly enrolled .....	937
Signed by Speaker .....	937
Sent to Governor .....	937
Signed by Governor .....	969
382 By Agriculture. A bill for an act relating to labeling of foreign meats.	
Introduced, placed on calendar ..	537
Passed House. Ayes 88, nays 3 ..	684
Reported correctly enrolled .....	1284
Signed by Speaker .....	1284
Sent to Governor .....	1284
Signed by Governor .....	1375
383 By Larson. A bill for an act relating to licensing for the practice of the healing arts.	
Introduced, referred to social services .....	537
384 By Rex. A bill for an act to change certain references in the Code from "poultry and hatchery association" to "poultry association, incorporated".	
Introduced, referred to agriculture .....	549
Committee report .....	719
Recommended passage .....	719
Committee report adopted .....	724
Placed on calendar .....	727
Passed House. Ayes 82, nays 2 ..	737
Reported correctly enrolled .....	1284
Signed by Speaker .....	1284
Sent to Governor .....	1284
Signed by Governor .....	1375
385 By Moffitt. A bill for an act relating to the disposition of property owned by certain deceased old-age assistance recipients.	
Introduced, referred to county government .....	549
386 By Waugh, Doyle, Rodgers, Rex, Strand and Curtis (Keith and DeKoster). A bill for an act relating to travel trailers.	
Introduced, referred to transportation .....	549
Sifting recommends calendar ..	1626

H. F.	Page
Amendment filed .....	1653
Amendment lost .....	1653
Passed House. Ayes 75, nays 17 ..	1653
Explanation of vote .....	1669
Message from Senate .....	2107
House concurred .....	2128
Repassed House. Ayes 83, nays 5 .....	2128
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2223
387 By Small, Camp, Curtis, Fisher of Greene, Gluba, Pierson, Radl and Patton. A bill for an act providing an income tax deduction for adoption expenses.	
Introduced, referred to ways and means .....	549
388 By Franklin, Blouin, Jesse, Monroe, Bray and Gluba. A bill for an act relating to the civil rights commission, the issuance of subpoenas, hearing costs, damages, and providing penalties for violations.	
Introduced, referred to judiciary ..	549
389 By Radl, Ellsworth, Stanley, Knoblauch, Mendenhall, Pelton, Schroeder, Small, Taylor, Sorg, Priebe and Lipsky. A bill for an act to supplement the federal laboratory animal welfare 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.	
Introduced, referred to agriculture .....	549
390 By Drake (DeKoster). A bill for an act to provide for voting for the offices of President and Vice-President of the United States, United States Senator, and United States Representative by persons eighteen years of age or over and under twenty-one years of age, and to provide for voting for the offices of President and Vice-President of the United States by persons who have resided in the state for at least thirty days, and for related purposes.	
Introduced, referred to state government .....	550
Amendment filed .....	592
Amendment filed .....	609
Amendment filed .....	631
391 By Agriculture. A bill for an act relating to the bonding of operators of slaughterhouses buying cattle, hogs, or sheep, and the bonding of agents, dealers, or brokers of such operators, and providing a penalty.	

H. F.	Page	H. F.	Page
Introduced, placed on calendar ..	574	Committee report adopted .....	612
Point of order raised .....	686	Steering recommends calendar ..	726
Referred to ways and means .....	686	S. F. 365 substituted .....	759
Committee amendment filed .....	701	Withdrawn .....	760
Amendment filed .....	701		
Amendment filed .....	784	397 By Pelton (Mowry). A bill	
Committee report .....	843	for an act relating to escheat	
Recommended amendment, pas-		of unclaimed postal savings	
sage .....	843	system accounts.	
Committee amendment .....	843	Introduced, referred to state gov-	
Committee report adopted .....	849	ernment .....	575
Amendment filed .....	862	Withdrawn .....	1471
Committee amendment adopted ..	913		
Amendments adopted .....	913	398 By Strothman. A bill for an	
Committee amendment withdrawn	913	act requiring that consumer	
Amendment withdrawn .....	913	education be offered by all	
Amendment lost .....	913	secondary schools and taken	
Motion filed to reconsider vote ..	913	by all secondary students.	
Motion to reconsider vote pre-		Introduced, referred to schools ..	575
vailled .....	914		
Amendment adopted .....	921	399 By State Government. A bill	
Passed House. Ayes 80, nays 12 ..	922	for an act relating to exemp-	
		tions from the merit system	
		and providing for work test	
		appointments.	
392 By Johnston, Jesse, Kennedy,		Introduced, placed on calendar ..	575
Pelton, Waugh, Hansen, Kehe,		Passed House. Ayes 92, nays	
Kruse, Lawson, Husak, Blouin		none .....	686
and Small. A bill for an act		Message from Senate .....	1151
relating to rental deposits, im-		Amendment filed .....	1189
posing liabilities and relieving		Amendment filed .....	1264
certain persons from liability		Amendments withdrawn .....	1507
and providing penalties for		House concurred .....	1507
conversion of a deposit.		Repassed House. Ayes 66, nays	
Introduced, referred to commerce	574	15 .....	1507
Re-referred to judiciary .....	597	Explanation of vote .....	1519
		Reported correctly enrolled .....	1604
393 By Johnston. A bill for an		Signed by Speaker .....	1604
act relating to waiver of right		Sent to Governor .....	1604
to jury trial in indictable mis-		Signed by Governor .....	1698
demeanor cases.			
Introduced, referred to judiciary	574	400 By Pierson, Kruse, Dougher-	
Committee report .....	783	ty, Menefee, Stokes, Millen and	
Recommended amendment, pas-		Roorda. A bill for an act re-	
sage .....	783	lating to licensing of pur-	
Committee amendment .....	783	chasers and transporters of	
Committee report adopted .....	790	unprocessed grain, and provid-	
Placed on calendar .....	842	ing penalties.	
Committee amendment adopted ..	908	Introduced, referred to agricul-	
Passed House. Ayes 77, nays		ture .....	575
none .....	908	Committee report .....	719
Reported correctly enrolled .....	2195	Recommended passage .....	719
Signed by Speaker .....	2195	Committee report adopted .....	724
Sent to Governor .....	2195		
Signed by Governor .....	2223	401 By Dougherty, McElroy,	
394 By Johnston. A bill for an		Priebe, Waugh, Taylor, Scott,	
act relating to the payment of		Wells, Strothman, Pellett, Sig-	
court fines.		lin, Sargisson, Tieden, Trow-	
Introduced, referred to judiciary	575	bridge, Logemann, Norpel,	
		Moffitt, Roorda, Egenes, Coch-	
395 By Johnston. A bill for an		ran, Dunton, Stromer, Welden,	
act to permit local governmen-		Franklin, Mendenhall, Husak,	
tal bodies to participate in the		Wyckoff, Rodgers, Miller, Pat-	
purchase of motor vehicles by		ton, Den Herder, Edelen, Clark,	
the state car dispatcher.		Mayberry, Mollett, Stanley,	
Introduced, referred to state gov-		Nielsen, Stokes, Middleswart,	
ernment .....	575	Drake, Winkelman, Menefee,	
		Pierson, Knoblauch, Schroeder,	
396 By Kehe, Stanley, Winkel-		Doyle, Rex, Bergman, Ander-	
man, Campbell, Egenes, Moll-		sen, Goode, Christensen, Strand,	
lett, Uban, Schwieger and		Campbell and Kruse. A bill for	
Doyle (Doderer, Coleman, Rob-		an act relating to motion pic-	
inson, Miller and Gaudineer). A		tures shown at certain theaters	
bill for an act to provide for		and providing a penalty.	
this state to enter into the		Introduced, referred to commerce	575
midwest nuclear compact.		Amendment filed .....	690
Introduced, referred to Iowa de-		Committee report .....	718
velopment .....	575	Recommended passage .....	718
Committee report .....	606	Committee report adopted .....	724
Recommended amendment, pas-		Amendment filed .....	901
sage .....	606		
Committee amendment .....	606		

HOUSE RECORD OF HOUSE BILLS

2291

H. F.	Page
Amendment filed .....	927
Amendments filed .....	985
402 By Schroeder and Knoke. A bill for an act relating to tuition charged to nonresident students enrolled at institutions of higher learning governed by the state board of regents.	
Introduced, referred to higher education .....	595
403 By Kehe, Welden, Edelen, Lawson, Patton, Ellsworth, Larson, Taylor, Kreamer, Millen, Drake and Middleswart. A bill for an act relating to the required qualifications for registration as a professional engineer.	
Introduced, referred to human and industrial relations .....	596
404 By Fischer of Grundy and Skinner. A bill for an act to prohibit the manufacture, distribution, possession, and use of devices designed for the interception of wire or oral communications, and prescribing criminal penalties and right to recovery in civil actions for violations of such prohibitions.	
Introduced, referred to law enforcement .....	596
405 By Doyle, Schwieger and Jesse. A bill for an act relating to dissolution of marriage.	
Introduced, referred to judiciary	596
406 By Ways and Means. A bill for an act relating to use tax.	
Introduced, placed on ways and means calendar .....	596
Amendment filed .....	644
Amendment filed .....	785
Amendment withdrawn .....	871
Amendment adopted .....	871
Passed House. Ayes 93, nays none .....	871
407 By Rodgers, Taylor, Roorda, Doyle, Tieden, Small, Wells, Miller, Friebe, Egenes, Christensen, Kruse, Cochran, Middleswart, Knoblauch and Pierson. A bill for an act relating to the collection and disposition of wastepaper by the state.	
Introduced, referred to state government .....	596
408 By Franklin, Blouin, Jesse, Monroe, Bray and Gluba. A bill for an act relating to the payment of civil rights commission appointees.	
Introduced, referred to state government .....	596
409 By Judiciary. A bill for an act relating to judicial redistricting.	
Introduced, placed on calendar ..	596
Amendment filed .....	701
Amendment filed .....	764
Steering recommends calendar ..	802

H. F.	Page
Amendment filed .....	845
S. F. 417 substituted .....	878
Withdrawn .....	890
410 By Shaw and Drake (Kennedy, Smith and Thordsen). A bill for an act relating to state land bordering on streams or lakes.	
Introduced, referred to conservation and recreation .....	596
411 By Rodgers. A bill for an act relating to permit and license fees for certain advertising devices and providing penalties for violations.	
Introduced, referred to ways and means .....	596
412 By Welden, Hansen and Kehe. A bill for an act relating to administrative rules of departments of the state.	
Introduced, referred to state government .....	597
Sifting recommends calendar ..	1534
Committee amendment filed .....	1538
Committee amendment adopted ..	1538
Passed House. Ayes 73, nays none .....	1538
413 By Kreamer and Pelton (De Koster and Gaudineer). A bill for an act relating to non-profit corporations.	
Introduced, referred to commerce	597
Withdrawn .....	1147
414 By Kreamer. A bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations.	
Introduced, referred to commerce	597
Amendment filed .....	1774
415 By Welden, Fischer of Grundy, Stromer, Radl, Kehe, Nielsen and Campbell. A bill for an act relating to labor disputes.	
Introduced, referred to human and industrial relations .....	597
416 By Lawson (Curran). A bill for an act relating to the support of mentally retarded children.	
Introduced, referred to social services .....	612
417 By Kelly. A bill for an act relating to the salaries of judges of the district court.	
Introduced, referred to appropriations .....	612
418 By Hansen and Holden (Walsh). A bill for an act to authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects.	
Introduced, referred to commerce	612
419 By Willits and Blouin. A bill for an act relating to the pur-	

H. F.	Page	H. F.	Page
chase by the state of paper and paper products made from recycled paper.		Placed on calendar .....	781
Introduced, referred to state government .....	612	Referred to commerce .....	1101
420 By Lawson, Freeman, Strand, Mayberry, Rex, Ellsworth, Edelen, Grassley, Drake, Dunton, Nielsen, Cochran, Millen, Anania and Monroe (Curran, Coleman and Rabedeaux). A bill for an act relating to reduction of sentence for prisoners held in county jails.		425 By Pelton and Lipsky (Potter and Riley). A bill for an act relating to standards for ambulance services and providing penalties for violations.	
Introduced, referred to law enforcement .....	612	Introduced, referred to commerce .....	613
Committee report .....	952	426 By Stromer, Rex, Schroeder, McCormick, Kehe and Schwieger. A bill for an act relating to forest and fruit tree reservations.	
Recommended passage .....	952	Introduced, referred to ways and means .....	613
Committee report adopted .....	958	427 By Strand and Dougherty (Van Gilst and Briles). A bill for an act relating to the use of school buses.	
Placed on calendar .....	1020	Introduced, referred to schools ..	613
Passed House. Ayes 90, nays none .....	1095	428 By Mendenhall. A bill for an act regulating registration of motor vehicles by requiring proof of financial responsibility at time of registration and amending certain penalty provisions.	
Message from Senate .....	1414	Introduced, referred to transportation .....	613
House concurred .....	1512	429 By Constitutional Amendments and Reapportionment. A bill for an act relating to preparation of ballots and voting machines for constitutional questions, amendments and public measures.	
Repassed House. Ayes 78, nays none .....	1512	Introduced, placed on calendar ..	613
Explanation of vote .....	1519	Steering recommends calendar ...	726
Reported correctly enrolled .....	1604	Passed House. Ayes 91, nays none .....	743
Signed by Speaker .....	1604	Reported correctly enrolled .....	1248
Sent to Governor .....	1604	Signed by Speaker .....	1248
Signed by Governor .....	1698	Sent to Governor .....	1248
421 By Fisher of Greene and Millen. A bill for an act providing for a procedure allowing state employees to meet and confer with the merit employment commission for the purpose of developing procedures relating to wages, hours, benefits, and other conditions and terms of employment.		Signed by Governor .....	1321
Introduced, referred to state government .....	613	430 By Schwieger, Schroeder, Drake, Uban, Stanley, Larson and Knoke (Van Drie). A bill for an act relating to crash-resistant automobile bumpers and declaring certain acts to be unlawful and providing penalties for violations.	
422 By Tieden (Erskine). A bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations.		Introduced, referred to transportation .....	632
Introduced, referred to conservation and recreation .....	613	431 By Ellsworth, Egenes and Kennedy (Davis, Griffin and Coleman). A bill for an act relating to state communications.	
423 By Kehe, Shaw and Knoke. A bill for an act to provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations.		Introduced, referred to commerce .....	633
Introduced, referred to cities and towns .....	613	432 By Uban, McCormick, Knoblauch, Cochran, Dunton, Husak, Wells, Kennedy, Wyckoff, Willits, Larson, Ewell and Bray. A bill for an act relating to a simplified reporting form for Iowa income taxpayers, and making certain changes in Iowa income tax rates, exemptions, and administrative requirements.	
Committee report .....	881	Introduced, referred to ways and means .....	633
Recommended amendment, passage .....	881		
Committee amendment .....	881		
Committee report adopted .....	885		
Steering recommends calendar ..	914		
Amendment filed .....	927		
Committee amendment adopted ..	990		
Amendment adopted .....	991		
Passed House. Ayes 59, nays 33 ..	991		
424 By Fischer of Grundy. A bill for an act relating to the issuance of scale weight tickets and warehouse receipts.			
Introduced, referred to commerce ..	613		
Committee report .....	718		
Recommended passage .....	718		
Committee report adopted .....	724		

HOUSE RECORD OF HOUSE BILLS

2293

H. F.	Page
Amendment filed .....	690
Amendment filed .....	765
433 By Bennett and Ellsworth. A bill for an act relating to membership in labor unions. Introduced, referred to human and industrial relations .....	633
434 By Kreamer and Pelton (De Koster and Gaudineer). A bill for an act relating to private foundations and charitable trusts. Introduced, referred to judiciary Committee report .....	633
Recommended passage .....	830
Committee report adopted .....	832
Placed on calendar .....	842
S. F. 347 substituted .....	909
Withdrawn .....	910
435 By Knoblauch, Kinley, Wells, Husak, Norpel, Edelen, Tay- lor, Wyckoff, Monroe, Patton, Rodgers, Wirtz, Tieden and Anania (Griffin, Davis, Shaw- ver, Brownlee, Potter, Walsh and Kennedy). A bill for an act to permit pari-mutuel bet- ting in Iowa; to create a state racing commission and pre- scribe its powers and duties; to provide for licensing of cer- tain organizations for the pur- pose 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, referred to conserva- tion and recreation .....	633
Amendment filed .....	668
436 By Dunton, Ellsworth, Men- denhall, Welden, Lawson, Logemann, Christensen, Han- sen, Shaw, Holden, Mayberry, Mollett, Drake, Gluba, Kno- blauch, Kehe, Pierson, Strand, Wells, Priebe, Andersen, Free- man and Roorda. A bill for an act relating to student fees at merged area community col- leges and vocational schools. Introduced, referred to ways and means .....	633
Withdrawn .....	1658
437 By Lipsky (Robinson). A bill for an act designating a certain water area of the Wapsipinicon River as an arti- ficial lake and providing for the management of the lake area. Introduced, referred to conserva- tion and recreation .....	633
438 By Lipsky. A bill for an act relating to the authority of county conservation boards. Introduced, referred to conserva- tion and recreation .....	634
439 By Schwieger. A bill for an act relating to misuse of food	

H. F.	Page
stamps and providing a pen- alty. Introduced, referred to judiciary Committee report .....	634
Recommended amendment, pas- sage .....	952
Committee amendment .....	952
Committee report adopted .....	958
Sifting recommends calendar .....	1626
Committee amendment adopted ..	1642
Passed House. Ayes 80, nays none .....	1642
Explanation of vote .....	1669
440 By Kehe. A bill for an act relating to the sales and use tax. Introduced, referred to ways and means .....	634
441 By Willits. A bill for an act relating to age requirements for admission to school. Introduced, referred to schools ..	634
442 By Doyle. A bill for an act relating to the penalties for false drawing and uttering of checks. Introduced, referred to judiciary	647
443 By Dunton, Waugh, Ells- worth, Lawson, Blouin, Gluba, Hansen, Shaw, Pierson, Wells, Priebe and Mayberry. A bill for an act relating to the salary of the superintendent of a merged area. Introduced, referred to schools ..	647
444 By Doyle. A bill for an act to prohibit the operation of certain motor vehicles upon improved lands and to provide a penalty. Introduced, referred to law en- forcement .....	647
445 By Goode. A bill for an act relating to the effective date of Acts passed by the General Assembly. Introduced, referred to state gov- ernment .....	647
446 By Scott. A bill for an act relating to public recreation on private lands. Introduced, referred to conserva- tion and recreation .....	647
Amendment filed .....	845
Committee report .....	862
Recommended passage .....	862
Committee report adopted .....	867
Placed on calendar .....	915
Amendment adopted .....	962
Passed House. Ayes 81, nays 4 ..	2000
Reported correctly enrolled .....	2000
Signed by Speaker .....	2000
Sent to Governor .....	2000
Signed by Governor .....	2065
447 By Knoke. A bill for an act relating to orders or judg- ments for periodic support payments, declaring certain acts to be unlawful and pro- viding penalties. Introduced, referred to judiciary	647

H. F.	Page	H. F.	Page			
448	By Shaw, Fischer of Grundy, Sorg, Knoke and Skinner (Riley, Griffin, Tapscott, Walsh and Conklin). A bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program. Introduced, referred to higher education .....	648	457	By Kreamer. A bill for an act to create a vocational youth organization fund, and to make an appropriation therefor. Introduced, referred to appropriations .....	648	
				Committee report .....	1773	
				Recommended passage .....	1774	
				Committee report adopted .....	1780	
				Passed House. Ayes 82, nays 4 ..	1813	
449	By Sorg (Kennedy). A bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations. Introduced, referred to county government .....	648	458	By Larson and Schwieger. A bill for an act establishing the state historical board. Introduced, referred to state government .....	649	
450	By Alt. A bill for an act relating to statutory distance requirements for transportation of public school pupils. Introduced, referred to schools ..	648	459	By Lawson (Walsh). A bill for an act to exempt certain industrial materials and equipment from retail sales and use taxes. Introduced, referred to ways and means .....	649	
451	By Agriculture. A bill for an act relating to the automatic recorders on scales. Introduced, placed on calendar ..	648	460	By Franklin. A bill for an act relating to the testing of newborn babies for sickle cell anemia. Introduced, referred to social services .....	649	
				Committee amendment filed .....	882	
				Amendment filed .....	917	
				Amendment filed .....	928	
452	By Schmeiser, Rex, Fischer of Grundy, Bennett, Priebe, Monroe and Schroeder. A bill for an act relating to the clarification of the notification date to property owner by county assessor. Introduced, referred to county government .....	648	461	By Freeman, Clark, Ellsworth and Kelly. A bill for an act to establish a radiation control program, to make an appropriation therefor, and to provide a penalty. Introduced, referred to appropriations .....	649	
				Committee report .....	926	
				Recommended passage .....	926	
				Committee report adopted .....	930	
				Amendment filed .....	1227	
453	By Mollett, Bennett, Ellsworth and Stanley. A bill for an act relating to the Iowa civil rights commission. Introduced, referred to human and industrial relations .....	648	462	By Ways and Means. A bill for an act relating to a tax on the cost of occupancy of any hotel accommodations. Introduced, placed on ways and means calendar .....	649	
454	By Millen. A bill for an act relating to motor vehicle registration cards. Introduced, referred to transportation .....	648		Re-referred to ways and means ..	675	
				Committee report .....	916	
				Recommended passage .....	916	
				Committee report adopted .....	920	
				Sifting recommends calendar ..	1475	
				Amendment filed .....	1475	
				Amendment adopted .....	1523	
				Passed House. Ayes 84, nays 3 ..	1524	
455	By Welden. A bill for an act relating to the duties of the state fire marshal. Introduced, referred to state government .....	648	463	By Goode. A bill for an act relating to emergency succession and emergency location of state and local governments. Introduced, referred to state government .....	649	
456	By Waugh. A bill for an act authorizing merged areas to issue general obligation bonds for the purchase of community vocational school or community college buildings. Introduced, referred to schools ..	648		Committee report .....	1051	
				Recommended passage .....	1051	
				Committee report adopted .....	1081	
				Placed on calendar .....	1116	
				Passed House. Ayes 87, nays none .....	1172	
				Reported correctly enrolled .....	2000	
				Signed by Speaker .....	2000	
				Sent to Governor .....	2000	
				Signed by Governor .....	2065	
				464	By Knoke. A bill for an act relating to the duty of support of certain dependents and providing for the enforcement of that duty, and defining desertion and providing penalties therefor. Introduced, referred to judiciary ..	649
				Committee report .....	901	
				Recommended amendment, passage .....	901	
				Committee amendment .....	901	
				Committee report adopted .....	906	

# HOUSE RECORD OF HOUSE BILLS

2295

H. F.	Page
465 By Knoke. A bill for an act relating to salaries of deputy sheriffs.	
Introduced, referred to county government .....	649
Amendment filed .....	939
466 By Priebe, Drake, Bergman, Rex, Freeman, Patton, Welden, Millen, Nielsen, Knoblauch, Skinner, Christensen, Rodgers, Mendenhall, Wirtz, Stromer, Schroeder, Siglin and Edelen (Kyhl, Arbuckle, Neu, Palmer and Potgeter). A bill for an act to authorize counties operating county public hospitals to issue revenue bonds.	
Introduced, referred to ways and means .....	649
Committee report .....	1285
Recommended passage .....	1285
Committee report adopted .....	1293
Amendment filed .....	1322
Amendment filed .....	1401
Amendment filed .....	1476
Amendment filed .....	1496
Amendments adopted .....	1527
Amendment adopted .....	1528
Amendment lost .....	1528
Passed House. Ayes 65, nays 23 ..	1529
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2223
467 By Lawson, Welden, Kennedy, Drake, Gluba, Hansen, Shaw, Knoblauch, Dunton, Mollett, Kehe, Pierson, Wells, Holden, Andersen, Mayberry, Ellsworth and Freeman. A bill for an act relating to levy of a tax for buildings and sites in merged areas.	
Introduced, referred to schools ..	650
468 By Alt. A bill for an act relating to school bus transportation for public high school pupils.	
Introduced, referred to schools ..	650
469 By Millen, Taylor and Drake. A bill for an act relating to mechanics' liens.	
Introduced, referred to judiciary	650
470 By Winkelman. A bill for an act relating to sale or transfer of livestock brands.	
Introduced, referred to agriculture .....	650
Committee report .....	784
Recommended passage .....	784
Committee report adopted .....	790
Placed on calendar .....	842
Amendment filed .....	845
Amendment adopted .....	894
Passed House. Ayes 79, nays none .....	894
Reported correctly enrolled .....	1248
Signed by Speaker .....	1248
Sent to Governor .....	1248
Signed by Governor .....	1321
471 By Willits. A bill for an act establishing a professional standards board governing approval of teacher prepara-	

H. F.	Page
tion institutions and certification of teachers.	
Introduced, referred to schools ..	650
472 By Lawson. A bill for an act relating to local boards of health.	
Introduced, referred to social services .....	650
Committee report .....	1021
Recommended amendment, passage .....	1021
Committee amendment .....	1021
Committee report adopted .....	1033
473 By Human and Industrial Relations. A bill for an act relating to part-time work in agriculture by minors.	
Introduced, placed on calendar ..	650
Steering recommends calendar ..	726
Amendment filed .....	744
Amendment adopted .....	745
Motion filed to reconsider vote ..	745
Motion to reconsider vote failed ..	754
Passed House. Ayes 80, nays 17 ..	755
Message from Senate .....	1112
House concurred .....	1275
Repassed House. Ayes 82, nays none .....	1275
Reported correctly enrolled .....	1495
Signed by Speaker .....	1495
Sent to Governor .....	1495
Signed by Governor .....	1552
Became law by publication .....	1894
474 By Dunton. A bill for an act related to the mileage compensation paid to county board of supervisors.	
Introduced, referred to county government .....	650
475 By Johnston. A bill for an act relating to the penalty for malicious injury to buildings and fixtures.	
Introduced, referred to law enforcement .....	650
476 By Franklin. A bill for an act relating to pensions granted to the widows of retired policemen and firemen.	
Introduced, referred to human and industrial relations. ....	650
477 By Kreamer. A bill for an act relating to eligibility to receive the benefits of certain welfare programs.	
Introduced, referred to human and industrial relations .....	651
478 By Kreamer. A bill for an act relating to a statute of limitations on action to recover from uninsured motorist insurance.	
Introduced, referred to commerce	651
479 By Law Enforcement. A bill for an act relating to the extension of operators' and chauffeurs' licenses for persons separated from military service.	
Introduced, placed on calendar ..	651
Placed on calendar .....	727
Passed House. Ayes 85, nays none .....	736

H. F.	Page	H. F.	Page
Message from Senate .....	1381	relating to deceptive trade practices and providing for civil remedies.	
House concurred .....	1511	Introduced, referred to commerce	652
Repassed House. Ayes 80, nays none .....	1511		
Explanation of vote .....	1519	488 By Small. A bill for an act relating to the transportation of nonpublic school children.	
Reported correctly enrolled .....	1604	Introduced, referred to schools ..	652
Signed by Speaker .....	1604		
Sent to Governor .....	1604	489 By Lawson. A bill for an act relating to fees charged for civil processes by sheriffs.	
Signed by Governor .....	1698	Introduced, referred to county government .....	652
480 By Alt (Shaff). A bill for an act to license and regulate water conditioning contractors and to establish a water conditioning examining board and providing penalties for violations.		490 By Law Enforcement. A bill for an act relating to hearings on the revocation or denial of driving privileges.	
Introduced, referred to social services .....	651	Introduced, placed on calendar ..	652
481 By Lipsky. A bill for an act relating to the academic education of law enforcement officers.		Steering recommends calendar ..	746
Introduced, referred to law enforcement .....	651	Passed House. Ayes 83, nays 3 ..	778
482 By Alt, Ellsworth, Kreamer, Drake, Franklin and Blouin (Milligan, Davis, Lamborn, Walsh, Palmer and Tapscott). A bill for an act to provide tuition grants, based upon financial need, to full-time resident post baccalaureate students attending accredited private institutions of higher education in Iowa.		491 By Welden. A bill for an act relating to workmen's compensation for peace officers.	
Introduced, referred to higher education .....	651	Introduced, referred to human and industrial relations .....	652
483 By Andersen, Doyle and Sargisson. A bill for an act relating to the salary of county officers.		492 By Uban, Schwieger, Husak, Ewell, Jesse, Kennedy, Bray, Franklin, Johnston, Schmeiser, Norpel, Wells, Gluba, Skinner, Monroe, Patton, Radl, Stromer, Fisher of Greene, Egenes, Winkelman, Tieden and Drake. A bill for an act relating to credit service charges for revolving charge accounts and providing penalties.	
Introduced, referred to county government .....	651	Introduced, referred to commerce	652
484 By Ellsworth. A bill for an act relating to the allocation and limitation of mileage within the functional classification system of the roads and highways.		493 By Priebe, Siglin, Stokes, Edelen, Schmeiser, Rodgers and Curtis. A bill for an act relating to the homestead tax credit.	
Introduced, referred to transportation .....	651	Introduced, referred to ways and means .....	672
485 By Rodgers, Pierson, Christensen, McCormick, Wirtz, Scott, Trowbridge, Dougherty, Holden, Dunton, Siglin, Anania, Cochran and Stromer. A bill for an act to prohibit the sale or distribution of certain beverages in certain disposable containers and provide a penalty for any violation.		494 By County Government. A bill for an act relating to the transfer of portions of the primary road system into the secondary road system.	
Introduced, referred to law enforcement .....	651	Introduced, placed on calendar ..	672
Re-referred to environmental preservation .....	675	Re-referred to county government .....	752
486 By Small. A bill for an act to allow children enrolled in project headstart to ride public school buses.		495 By Knoke. A bill for an act relating to aid to dependent children and providing penalties for violations.	
Introduced, referred to schools ..	652	Introduced, referred to social services .....	672
487 By Kreamer (DeKoster and Gaudineer). A bill for an act		Committee report .....	747
		Recommended amendment, passage .....	747
		Committee amendment .....	747
		Amendment filed .....	748
		Committee report adopted .....	751
		Amendment filed .....	806
		496 By Knoke (Mowry and Briles). A bill for an act to require higher bail for persons accused of violent crimes.	
		Introduced, referred to judiciary	672



# HOUSE RECORD OF HOUSE BILLS

2297

H. F.	Page
497 By Hansen. A bill for an act relating to the duties of the legislative fiscal director. Introduced, referred to state government .....	672
498 By Lawson, Logemann, Dunton, Blouin, Gluba, Hansen, Knoblauch, Pierson, Strand Wells, Andersen, Mayberry, Kelly, Freeman, Mollett and Roorda. A bill for an act to appropriate from the general fund of the State of Iowa to the office for planning and programming in the governor's office for the establishment of programs and courses in area vocational schools and community colleges in aid of the development of new and expanding industries in Iowa. Introduced, referred to appropriations .....	672
Amendment filed .....	955
Amendment filed .....	970
499 By Grassley, Pelton, Taylor, Millen and Drake. A bill for an act relating to regulation of advertising and selling courses of instruction. Introduced, referred to commerce .....	672
Committee report .....	881
Recommended amendment, passage .....	881
Committee amendment .....	881
Committee report adopted .....	885
500 By Ellsworth and Radl. A bill for an act relating to the licensing of dogs by municipalities and counties. Introduced, referred to county government .....	673
501 By Franklin, Bray, Blouin, Kennedy and Johnston. A bill for an act relating to the use of temporary injunctions for discrimination in housing. Introduced, referred to judiciary .....	694
Committee report .....	952
Recommended amendment, passage .....	953
Committee amendment .....	953
Committee report adopted .....	958
502 By Jesse, Franklin, Gluba, Johnston, Bray, Blouin and Kennedy. A bill for an act providing for the rights of a tenant in the maintenance and repair of rental property used in whole or in part as a dwelling. Introduced, referred to commerce .....	694
503 By Waugh. A bill for an act relating to levee and drainage districts. Introduced, referred to county government .....	694
Committee report .....	926
Recommended passage .....	926
Committee report adopted .....	930
Placed on calendar .....	1020
Passed House. Ayes 85, nays none .....	1094
Message from Senate .....	2107

H. F.	Page
House concurred .....	2134
Repassed House. Ayes 80, nays none .....	2134
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2223
504 By Lipsky, Hill, Shaw, Miller, Blouin, Franklin, Campbell, Sargisson, Egenes and McElroy. A bill for an act authorizing the state department of health to distribute information concerning birth control and to establish family planning clinics. Introduced, referred to social services .....	694
505 By Ways and Means. A bill for an act relating to the fees charged for insurance agent licenses and making the act retroactive. Introduced, placed on ways and means calendar .....	694
Amendment filed .....	720
Amendment filed .....	748
Amendment filed .....	785
Amendment lost .....	794
Amendment withdrawn .....	794
Amendment adopted .....	794
Passed House. Ayes 81, nays 12 ..	795
Explanation of vote .....	795
Reported correctly enrolled .....	1050
Signed by Speaker .....	1050
Sent to Governor .....	1050
Signed by Governor .....	1050
Became law by publication .....	1152
506 By Pelton. A bill for an act relating to release and consent requirements in child placement and adoption proceedings. Introduced, referred to judiciary .....	694
507 By Pelton and Fischer of Grundy. A bill for an act relating to sheriff's fees. Introduced, referred to county government .....	694
508 By Kreamer. A bill for an act relating to homicide by vehicle and providing penalties for violations. Introduced, referred to law enforcement .....	694
509 By Knoke. A bill for an act relating to workmen's compensation. Introduced, referred to human and industrial relations .....	694
510 By Doyle, Knoblauch, Middleswart, Dougherty, Taylor, Winkelman, Tieden, Mollett, Lawson, Clark, Stanley, Stromer, Mendenhall, Schwartz, Sargisson, Anania, Fischer of Grundy, Schroeder, Wirtz, Wells, Norpel, Edelen, Miller, Scott, Rex, McElroy, Husak, Wyckoff, Priebe, Monroe, McCormick and Rodgers. A bill for an act to authorize cities	

H. F.	Page	H. F.	Page
and towns to impose a tax on theaters.		proceedings shall be enforceable obligations of said township.	
Introduced, referred to ways and means .....	695	Introduced, referred to judiciary	705
511 By Bennett. A bill for an act relating to the term of labor commissioner.		Proof of publication certified .....	706
Introduced, referred to state government .....	695	Committee report .....	880
512 By Pelton and Fischer of Grundy. A bill for an act relating to vehicular homicide and providing a penalty.		Recommended passage .....	880
Introduced, referred to law enforcement .....	705	Committee report adopted .....	885
513 By Kreamer, Andersen, Fischer of Grundy, Bennett, Doyle, Kinley, Fisher of Greene, Ellsworth, Anania, Jesse, Dunton, Drake, Franklin, Christensen, Freeman, Radl, Middleswart, Tieden, Scott, Knoblauch, Willits, Mayberry, Kruse, Roorda, Stromer, Rodgers, Patton, Friebe, Schroeder, Alt, Kennedy, Rex, Skinner and Bloun (Tapscott, Potgeter, Smith, Gaudineer, Van Gilst, DeKoster, Walsh, Briles, Schaben, Robinson, Arbuckle, Griffin, Gilley, Coleman, Palmer, Kennedy, Shawver, Erskine, Balloun, Rhodes, Miller, Nicholson and Graham). A bill for an act to make an appropriation to the executive council for the college of osteopathic medicine and surgery, Polk county, Iowa.		Placed on calendar .....	915
Introduced, referred to appropriations .....	705	Passed House. Ayes 82, nays none .....	963
514 By Alt, Tieden, Jesse, Willits, Kreamer, Hill, Kinley, Anania, Skinner, Kruse, Bennett, Middleswart and Franklin. A bill for an act relating to county conservation boards.		Reported correctly enrolled .....	1578
Introduced, referred to county government .....	705	Signed by Speaker .....	1578
Re-referred to conservation and recreation .....	870	Sent to Governor .....	1579
Committee report .....	969	Signed by Governor .....	1625
Recommended passage .....	970	516 By Strothman. A bill for an act relating to the sale of certain land in Henry County, Iowa, legalizing such sale, and authorizing the issuance of a patent so as to provide clear title to such land.	
Committee report adopted .....	973	Introduced, referred to judiciary	705
Sifting recommends calendar .....	1475	Proof of publication certified .....	706
Passed House. Ayes 83, nays none .....	1483	Sifting recommends calendar .....	2005
Reported correctly enrolled .....	2000	Returned to sifting .....	2030
Signed by Speaker .....	2000	Removed from calendar .....	2030
Sent to Governor .....	2000	517 By Cochran, Stromer, Dougherty, Middleswart, Schmeiser, Christensen, Knoblauch, Rodgers, Scott, Gluba and Priebe (Tapscott). A bill for an act relating financing of aid to dependent children, blind assistance, and aid to the disabled.	
Signed by Governor .....	2065	Introduced, referred to ways and means .....	706
515 By Skinner. A bill for an act to legalize and validate the proceedings of the board of township trustees of Delaware township of Polk county, Iowa, in connection with certain elections held to authorize a tax levy for fire protection purposes and the issuance of bonds in anticipation of said tax and declaring the validity of said elections and that bonds issued pursuant to said		518 By Den Herder, Skinner, Ellsworth and Wirtz (Brownlee, Riley, Smith, Tapscott, Davis and Palmer). 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.	
		Introduced, referred to social services .....	706
		Amendment filed .....	721
		519 By Hill, Kinley, Bennett, Anania, Franklin, Jesse, Skinner and Willits. A bill for an act relating to the tax for county public hospitals.	
		Introduced, referred to county government .....	724
		Re-referred to ways and means ..	752
		Withdrawn .....	1620
		520 By Knoke. A bill for an act relating to eligibility for aid to dependent children.	
		Introduced, referred to social services .....	724
		521 By Kennedy. A bill for an act relating to tax exemptions allowed for veterans.	
		Introduced, referred to ways and means .....	724
		522 By Law Enforcement. A bill for an act relating to the regulation of the manufacture,	

HOUSE RECORD OF HOUSE BILLS

2299

H. F.	Page
sale, transportation, storage, possession, and use of explosive materials; providing penalties for violations of those regulations; and requiring prompt reporting of knowledge or discovery of explosive devices, and providing a penalty for failure to so report.	
Introduced, placed on calendar ..	724
Steering recommends calendar ..	746
Amendment filed ..	761
Amendment adopted ..	761
Amendments filed ..	776
Amendments adopted ..	776
Amendment withdrawn ..	776
Passed House. Ayes 95, nays 3 ..	777
Motion filed to reconsider vote ..	781
Motion to reconsider vote withdrawn ..	817
Message from Senate ..	1315
House refused to concur in part ..	1494
House refused to concur in part ..	1495
House concurred in part ..	1495
Repassed House. Ayes 84, nays none ..	1576
Reported correctly enrolled ..	1873
Signed by Speaker ..	1874
Sent to Governor ..	1874
Signed by Governor ..	2030
523 By Priebe and Fischer of Grundy. A bill for an act relating to the state car dispatcher and state-owned airplanes.	
Introduced, referred to state government ..	724
Amendment filed ..	729
524 By Freeman, Fischer of Grundy, Christensen, Doyle, Sorg and Kremer. A bill for an act relating to the definition and regulation of optometrists, establishing the state board of optometry, and providing penalties.	
Introduced, referred to social services ..	724
525 By Schwieger, Den Herder, Holden, Pelton, Patton, Small and Kennedy (Doderer and Messerly). A bill for an act to authorize and regulate nonprofit corporations which provide prepaid comprehensive health care.	
Introduced, referred to commerce ..	732
526 By Bennett. A bill for an act relating to civil service employment in certain cities.	
Introduced, referred to human and industrial relations ..	732
527 By Agriculture. A bill for an act relating to inspection fees for weights and measures.	
Introduced, placed on calendar ..	732
Placed on calendar ..	842
Committee amendment filed ..	882
Committee amendment adopted ..	887
Passed House. Ayes 77, nays 8 ..	887
528 By Priebe and Schmeiser. A bill for an act relating to powers of the board of review.	

H. F.	Page
Introduced, referred to ways and means ..	732
529 By Doyle. A bill for an act relating to the training of security guards.	
Introduced, referred to law enforcement ..	732
530 By Commerce. A bill for an act relating to the collection of premium taxes on insurance premiums collected by nonprofit hospital and medical service corporations.	
Introduced, placed on calendar ..	732
Referred to ways and means ..	795
531 By Blouin. A bill for an act relating to the consolidation of counties and county officers.	
Introduced, referred to county government ..	732
532 By Priebe. A bill for an act relating to the storage of dynamite and dynamite caps and providing a penalty for the violation of the provisions of this Act.	
Introduced, referred to law enforcement ..	752
533 By Kelly. A bill for an act relating to inspection of patients' records.	
Introduced, referred to social services ..	752
Sifting recommends calendar ..	1756
Passed House. Ayes 69, nays 14 ..	1764
534 By Doyle. A bill for an act relating to renewal of licenses for real estate salesmen and brokers.	
Introduced, referred to commerce ..	752
535 By Lawson. A bill for an act to allow employees of certain nonprofit corporations to be covered under the Iowa public employees' retirement system.	
Introduced, referred to commerce ..	753
536 By Gluba, Small, Larson and Willits. A bill for an act relating to the homestead tax credit for persons sixty-five years of age or over or totally disabled, and providing penalties for violating the provisions of this Act.	
Introduced, referred to ways and means ..	753
Amendment filed ..	785
537 By Kelly. A bill for an act relating to the age requirement for marriage.	
Introduced, referred to judiciary ..	753
Committee report ..	1051
Recommended passage ..	1051
Committee report adopted ..	1081
Placed on calendar ..	1116
Passed House. Ayes 80, nays none ..	1182
Reported correctly enrolled ..	2214
Signed by Speaker ..	2214
Sent to Governor ..	2214
Signed by Governor ..	2223

H. F.	Page	H. F.	Page
538 By Trowbridge. A bill for an act relating to operators' and chauffeurs' licenses.		Recommended passage .....	1051
Introduced, referred to transportation .....	753	Committee report adopted .....	1081
539 By Grassley and Shaw. A bill for an act to define administrative rules.		Sifting recommends calendar .....	1626
Introduced, referred to state government .....	753	Passed House. Ayes 80, nays none .....	1643
Sifting recommends calendar .....	1553	Explanation of vote .....	1669
Passed House. Ayes 72, nays none .....	1624	Reported correctly enrolled .....	2214
540 By Christensen, Tieden, Freeman, Mayberry and Dunton (Van Drie, Griffin and Riley). A bill for an act relating to cosmetology and to require the licensing of beauty salons.		Signed by Speaker .....	2214
Introduced, referred to social services .....	753	Sent to Governor .....	2214
Amendment filed .....	862	Signed by Governor .....	2223
Amendment filed .....	970	547 By Doyle and Andersen. A bill for an act relating to the salaries of elected county officials.	
541 By Freeman, Ellsworth and Hansen. A bill for an act relating to assignment of group life insurance.		Introduced, referred to county government .....	772
Introduced, referred to commerce .....	753	548 By Schroeder. A bill for an act to repeal the authorization for purchase of tax-sheltered annuities for certain employees.	
Withdrawn .....	1482	Introduced, referred to schools ..	772
542 By Jesse. A bill for an act providing for the inspection of elevators, dumbwaiters, escalators, moving walks, and manlifts, creating the elevator safety division of the bureau of labor, prescribing methods of enforcement, and providing for fees and penalties.		549 By Schroeder. A bill for an act to reimburse local taxing authorities for the loss of tax revenue from certain tax-exempt real estate.	
Introduced, referred to human and industrial relations .....	753	Introduced, referred to ways and means .....	790
543 By Schwieger. A bill for an act relating to acts which threaten violence toward another and providing penalties for the commission of such acts.		550 By Ways and Means. A bill for an act relating to information obtained by the department of revenue.	
Introduced, referred to law enforcement .....	753	Introduced, placed on ways and means calendar .....	790
544 By Logemann. A bill for an act relating to the soldiers relief commission.		Passed House. Ayes 89, nays none .....	859
Introduced, referred to county government .....	772	Reported correctly enrolled .....	1116
545 By Dunton, Ellsworth, Lawson, Logemann, Christensen, Blouin, Drake, Gluba, Hansen, Middleswart, Knoblauch, Pierson, Strand, Wells, Priebe, Andersen, Mayberry and Mollett. 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.		Signed by Speaker .....	1116
Introduced, referred to schools ..	772	Sent to Governor .....	1117
546 By Schwieger. A bill for an act relating to contempt actions in paternity cases.		Signed by Governor .....	1188
Introduced, referred to judiciary ..	772	551 By Ways and Means. A bill for an act relating to registration of motor vehicles.	
Committee report .....	1051	Introduced, placed on ways and means calendar .....	790
		Passed House. Ayes 82, nays 3 ..	859
		Reported correctly enrolled .....	1050
		Signed by Speaker .....	1050
		Sent to Governor .....	1050
		Signed by Governor .....	1117
		552 By Dunton. A bill for an act relating to the tax on services.	
		Introduced, referred to ways and means .....	790
		Amendment filed .....	971
		553 By Dunton. A bill for an act relating to a service tax on new construction.	
		Introduced, referred to ways and means .....	790
		554 By Small. A bill for an act relating to state regulation of aircraft noise and providing a penalty.	
		Introduced, referred to environmental preservation .....	790
		555 By Kreamer (Milligan). A bill for an act to legalize and validate the proceedings of the board of directors of the Des	

# HOUSE RECORD OF HOUSE BILLS

2301

H. F.	Page
<b>Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property.</b>	
Introduced, referred to judiciary	791
Proof of publication certified	790
Placed on calendar	1187
Committee report	1188
Recommended passage	1188
Committee report adopted	1218
S. F. 426 substituted	1238
Withdrawn	1239
556 By Shaw. A bill for an act relating to actions arising out of the rendition of services under the Uniform Anatomical Gift Act.	
Introduced, referred to social services	791
557 By Cities and Towns. A bill for an act to legalize and validate the proceedings of the town council of the town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water.	
Introduced, referred to judiciary	791
Proof of publication certified	790
Re-referred to cities and towns	841
Withdrawn	1239
558 By Dunton. A bill for an act relating to the taxation of mobile homes.	
Introduced, referred to ways and means	791
559 By Uban, Kinley and Schwieger. A bill for an act relating to the payment of property taxes in installments.	
Introduced, referred to ways and means	791
560 By Pelton. A bill for an act relating to a chief administrator in the office of governor.	
Introduced, referred to state government	791
561 By Trowbridge. A bill for an act relating to the authority of peace officers to close public highways and providing a penalty.	
Introduced, referred to law enforcement	791
562 By Fischer of Grundy. A bill for an act relating to licenses for professional boxing and wrestling matches and increasing the tax on the sale of tickets of admission.	
Introduced, referred to conservation and recreation	791
563 By Cities and Towns. A bill for an act relating to the powers of cities and other governmental bodies to form a public authority under chapter	

H. F.	Page
<b>twenty-eight E (28E) of the Code for the purpose of obtaining a supply of electric power and energy, gas, or water, and to the powers and duties of such a public authority.</b>	
Introduced, placed on calendar	791
Steering recommends calendar	914
Amendment filed	928
Amendment filed	1024
Amendment filed	1053
564 By Priebe and Fischer of Grundy. A bill for an act relating to an office of the state architect and providing an appropriation.	
Introduced, referred to state government	808
565 By Alt. A bill for an act to legalize and validate the proceedings of the city council of the city of Windsor Heights and the city council of the city of Clive, in the County of Polk, State of Iowa, in adopting an inter-governmental corporation boundary agreement and establishing a portion of their common corporation boundary line and in taking action in reliance thereon.	
Introduced, referred to judiciary	808
Proof of publication certified	808
Committee report	1051
Recommended passage	1051
Committee report adopted	1081
Placed on calendar	1116
Passed House. Ayes 87, nays none	1173
Reported correctly enrolled	2195
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2223
566 By Trowbridge. A bill for an act to provide for the disposal of abandoned motor vehicles, and for related purposes.	
Introduced, referred to law enforcement	808
Re-referred to environmental preservation	870
Withdrawn	1551
567 By Schwartz and Goode (Glenn). A bill for an act relating to commission form cities.	
Introduced, referred to cities and towns	808
Committee report	1153
Recommended passage	1153
Committee report adopted	1169
Sifting recommends calendar	1456
Passed House. Ayes 78, nays 1	1469
Message from Senate	1715
House concurred	1752
Repassed House. Ayes 79, nays none	1752
Reported correctly enrolled	2000
Signed by Speaker	2000
Sent to Governor	2000
Signed by Governor	2065
568 By Dougherty, Curtis, McElroy, Husak, Wyckoff, Sar-	

H. F.	Page	H. F.	Page
gisson, Pellett and Cochran. A bill for an act relating to the regulation of home solicitation sales.		Introduced, placed on calendar ..	809
Introduced, referred to commerce	808	Amendment filed .....	862
569 By Clark, Blouin, Hansen, Pierson, Mendenhall, Lawson, Schwieger, Ellsworth, Rex and Franklin. A bill for an act relating to peer review.		Amendments filed .....	863
Introduced, referred to social services .....	808	Amendment filed .....	903
570 By Ways and Means. A bill for an act relating to the collection of sales and use taxes.		Steering recommends calendar ..	914
Introduced, placed on ways and means calendar .....	809	Amendment filed .....	939
Amendment filed .....	845	Amendments filed .....	940
Amendment adopted .....	898	Amendment filed .....	1007
Passed House. Ayes 73, nays 24 ..	898	Amendment filed .....	1555
Reported correctly enrolled .....	1050	Point of order raised .....	1576
Signed by Speaker .....	1050	Amendment adopted .....	1577
Sent to Governor .....	1050	Amendment lost .....	1577
Signed by Governor .....	1050	Amendments lost .....	1578
Became law by publication .....	1321	Amendment filed .....	1578
571 By Kreamer, Roorda, Knoke, Pierson, Logemann, Grassley, Den Herder, Moffitt, Campbell, Siglin, Sorg, Wirtz, Trowbridge, Winkelman, Stokes, Drake, Pellett, Nielsen, Fisher of Greene, Kruse, Andersen, Mollett, Nystrom, Stanley, Curtis, Rex, Mendenhall, Edelen, Hansen and Menefee. A bill for an act relating to obscenity and indecent material, declaring certain acts to be unlawful, and providing penalties.		Amendment withdrawn .....	1586
Introduced, referred to law enforcement .....	809	Amendment filed .....	1587
Committee report .....	1050	Amendments adopted .....	1587
Recommended passage .....	1051	Amendment lost .....	1587
Committee report adopted .....	1081	Point of order raised .....	1588
Amendment filed .....	1264	Amendment withdrawn .....	1588
Sifting recommends calendar .....	1534	Amendment adopted .....	1588
Amendment filed .....	1544	Passed House. Ayes 57, nays 34 ..	1588
Amendment adopted .....	1544	Message from Senate .....	2096
Amendment adopted .....	1545	House concurred .....	2113
Amendment filed .....	1545	Repassed House. Ayes 65, nays 20 .....	2113
Amendment lost .....	1546	Reported correctly enrolled .....	2214
Amendments filed .....	1546	Signed by Speaker .....	2214
Point of order raised .....	1546	Sent to Governor .....	2214
Amendment lost .....	1547	Signed by Governor .....	2224
Motion filed to reconsider vote ..	1547	574 By Cities and Towns. A bill for an act relating to home rule for cities; establishing the City Code of Iowa which provides for powers and duties of cities including the power to impose penalties by ordinance, city development, organization of city government, city elections, city legislation, city finance including the power to issue bonds, city utilities, and administrative agencies of cities; coordinating the Code of Iowa with the City Code of Iowa; repealing incompatible chapters in title fifteen (15) and reenacting provisions from title fifteen (15) which belong in other parts of the Code of Iowa; removing inconsistent references, incorrect provisions, limited grants of power, and restrictions based upon population; and providing for a state housing code and penalties for violation thereof, to be enforced in cooperation with city officials.	
Motion to reconsider vote failed ..	1547	Introduced, placed on calendar ..	809
Amendments filed .....	1547	Referred to appropriations .....	858
Amendments adopted .....	1547	Amendment filed .....	863
Passed House. Ayes 76, nays 16 ..	1547	Amendment filed .....	955
572 By Appropriations. A bill for an act relating to the construction of an administration building for the state highway commission.		Amendment filed .....	956
Introduced, placed on appropriation calendar .....	809	Amendment filed .....	1117
Passed House. Ayes 85, nays 7 .....	878	Committee report .....	1579
Reported correctly enrolled .....	1116	Reported without recommendation ..	1579
Signed by Speaker .....	1116	Amendment filed .....	1580
Sent to Governor .....	1117	Committee report adopted .....	1585
Signed by Governor .....	1188	Amendment filed .....	1605
Became law by publication .....	1496	Amendment filed .....	1634
573 By Conservation and Recreation. A bill for an act relating to fish and game licenses and fees.		Amendments filed .....	1635
		Amendments filed .....	1661
		Amendments filed .....	1662
		Amendments filed .....	1663
		Amendments filed .....	1664
		Amendment filed .....	1665
		Amendment filed .....	1668

HOUSE RECORD OF HOUSE BILLS

2303

H. F.	Page
Amendments filed .....	1699
Amendments filed .....	1700
Amendment adopted .....	1709
Amendments filed .....	1710
Amendment lost .....	1710
Amendments adopted .....	1710
Amendments withdrawn .....	1711
Amendment adopted .....	1711
Amendments lost .....	1713
Amendments lost .....	1714
Amendment lost .....	1715
Amendment filed .....	1717
Amendments withdrawn .....	1724
Amendment lost .....	1724
Amendment filed .....	1724
Amendment adopted .....	1725
Amendments lost .....	1726
Amendment withdrawn .....	1726
Amendment filed .....	1726
Amendment filed .....	1727
Amendments adopted .....	1727
Amendments adopted .....	1728
Amendment adopted .....	1729
Amendments lost .....	1730
Amendments lost .....	1731
Amendments withdrawn .....	1731
Amendment withdrawn .....	1733
Amendments lost .....	1733
Amendment filed .....	1734
Amendments adopted .....	1734
Passed House. Ayes 87, nays 2 ..	1734
575 By Gluba (Tapscott). A bill for an act relating to the registration of migrant workers and to provide a penalty. Introduced, referred to human and industrial relations .....	809
576 By Schmeiser, Rex, Radl, Tieden and Schroeder. A bill for an act relating to a state tax credit. Introduced, referred to ways and means .....	833
577 By Conservation and Recreation. A bill for an act imposing fees for the use of certain state recreational areas and providing penalties for violations. Introduced, placed on calendar ..	833
Steering recommends calendar ...	914
Point of order raised .....	935
Amendment filed .....	935
Motion to table .....	936
Motion to table lost .....	936
Amendment lost .....	936
Amendments filed .....	940
Amendment withdrawn .....	944
Amendment adopted .....	945
Amendment filed .....	945
Point of order raised .....	945
Passed House. Ayes 52, nays 45 ..	945
Motion filed to reconsider vote ..	946
Motion to reconsider vote laid on table .....	946
Motion to reconsider vote laid on table failed .....	946
578 By Schwieger and Larson (Doderer and Conklin). A bill for an act relating to protective eyeglass lens and frames and providing a penalty. Introduced, referred to human and industrial relations .....	833
Amendment filed .....	1007
Withdrawn .....	1504

H. F.	Page
579 By Dougherty, Pierson, Cochran, Rex, Christensen, Moffitt, Rodgers, Mendenhall, Kruse, Sargisson, Doyle, Kelly, Middleswart, Trowbridge, Husak, McElroy, Curtis, Wyckoff and Siglin. A bill for an act to require railroads cars to be equipped with reflectors and to provide a penalty. Introduced, referred to human and industrial relations .....	833
580 By Willits, Ewell and Pelton. A bill for an act to appropriate from the general fund of the state to the department of public instruction for study of the feasibility of implementing a twelve-month school year. Introduced, referred to appropriations .....	833
581 By Willits. A bill for an act relating to director districts of school districts. Introduced, referred to schools ..	833
582 By Willits. A bill for an act to change the date for school elections and to change the date of organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. Introduced, referred to schools ..	849
583 By Schroeder. A bill for an act relating to unauthorized insurers. Introduced, referred to commerce	849
584 By Logemann. A bill for an act relating to outdoor campaign advertising and providing a penalty for violations. Introduced, referred to state government .....	849
585 By Lipsky and Shaw (Potgeter). A bill for an act relating to prevention, abatement or control of noise pollution, and providing penalties for violations. Introduced, referred to environmental preservation .....	849
586 By Mollett (Griffin). A bill for an act relating to sanitary and improvement districts. Introduced, referred to county government .....	849
587 By Judiciary. A bill for an act relating to rules of statutory construction. Introduced, placed on calendar ..	849
Placed on calendar .....	915
Amendment filed .....	971
Amendment adopted .....	977
Passed House. Ayes 90, nays none .....	977
Reported correctly enrolled .....	1604
Signed by Speaker .....	1604
Sent to Governor .....	1604
Signed by Governor .....	1698

H. F.	Page	H. F.	Page
588 By Pelton. A bill for an act relating to the examination of counties, county hospitals, cities, towns, and school districts.		597 By Welden. A bill for an act relating to the management of state records.	
Introduced, referred to county government .....	868	Introduced, referred to state government .....	886
589 By Patton, Anania, Sargison, Schwartz, Mayberry, Uban, Blouin, Jesse, Wyckoff, Waugh, Freeman and Taylor. A bill for an act relating to the recording of livestock brands and the inspection of the records of livestock dealers and providing a penalty.		Committee report .....	1051
Introduced, referred to agriculture .....	868	Recommended passage .....	1052
590 By Trowbridge and Grassley. A bill for an act relating to property tax exemptions.		Committee report adopted .....	1081
Introduced, referred to ways and means .....	868	598 By Millen, Pelton, Grassley, Taylor and Drake. A bill for an act relating to home solicitation sales.	
Amendment filed .....	1089	Introduced, referred to commerce .....	886
591 By Johnston, Pelton, Kennedy and Knoke. A bill for an act relating to jurors.		599 By Freeman. A bill for an act relating to false drawing and uttering of financial instruments.	
Introduced, referred to judiciary .....	868	Introduced, referred to commerce .....	886
592 By Grassley, Fischer of Grundy and Knoblauch. A bill for an act to provide for the establishment of a cooperative educational service committee and to define its duties, to provide for the establishment of cooperative educational service agencies, to abolish the county school system, and to provide an appropriation for the cooperative educational service agencies.		600 By State Government. A bill for an act relating to the minimum age for appointment of commissioned and warrant officers in the national guard.	
Introduced, referred to schools ..	868	Introduced, placed on calendar ...	886
593 By Schroeder. A bill for an act relating to contributions for retirement systems by board of regents institutions.		Placed on calendar .....	915
Introduced, referred to higher education .....	869	Passed House. Ayes 83, nays 1 ..	983
594 By Taylor, Drake, Grassley, Millen and Pelton. A bill for an act relating to consumer fraud and providing a penalty.		Message from Senate .....	1761
Introduced, referred to judiciary .....	885	House concurred .....	1780
595 By Cities and Towns. A bill for an act relating to taxation of agricultural lands located within the limits of municipal corporations.		Repassed House. Ayes 78, nays none .....	1780
Introduced, referred to ways and means .....	885	Reported correctly enrolled .....	2000
Amendment filed .....	940	Signed by Speaker .....	2000
596 By Blouin. A bill for an act prohibiting the use of aerosol pesticide dispensers in restaurants and food establishments and providing a penalty.		Sent to Governor .....	2000
Introduced, referred to human and industrial relations .....	885	Signed by Governor .....	2065
		601 By State Government. A bill for an act relating to the interagency liaison committee.	
		Introduced, placed on calendar ..	886
		Placed on calendar .....	915
		Objection filed .....	931
		602 By Agriculture. A bill for an act relating to the use and application of pesticides.	
		Introduced, placed on calendar ..	886
		603 By Gluba. A bill for an act relating to the homestead tax credit.	
		Introduced, referred to ways and means .....	886
		604 By Blouin, Small, Bennett, Gluba, Anania, Jesse, Patton, Uban, Dunton, Kinley, Midleswart and McCormick. A bill for an act relating to the shipment of dangerous materials by railroads and providing penalties for violations.	
		Introduced, referred to law enforcement .....	886
		605 By County Government. A bill for an act relating to the regulated use of ground water.	
		Introduced, placed on calendar ..	886
		Placed on calendar .....	915
		Passed House. Ayes 81, nays none .....	982
		Reported correctly enrolled .....	1604
		Signed by Speaker .....	1604
		Sent to Governor .....	1604
		Signed by Governor .....	1698



HOUSE RECORD OF HOUSE BILLS

2305

H. F.	Page
606 By Appropriations. A bill for an act relating to war orphans' educational aid fund and making an appropriation to the bonus board.	
Introduced, placed on appropriation calendar .....	886
Passed House. Ayes 90, nays 2 ..	935
Reported correctly enrolled .....	2000
Signed by Speaker .....	2000
Sent to Governor .....	2000
Signed by Governor .....	2065
607 By Wells and Ellsworth. A bill for an act relating to unemployment compensation benefits for recipients of retirement benefits, social security benefits, or vacation benefits.	
Introduced, referred to human and industrial relations .....	887
608 By Dunton. A bill for an act relating to registration fees for airmen and aeronautics instructors.	
Introduced, referred to ways and means .....	906
609 By Ewell. A bill for an act relating to compensation received for work performed on Sunday or a legal holiday.	
Introduced, referred to human and industrial relations .....	906
610 By Norpel, Husak, Kinley, Wyckoff, Edelen, Blouin and Tieden. A bill for an act relating to zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers.	
Introduced, referred to transportation .....	906
611 By Larson. A bill for an act relating to fees for certain hunting and fishing licenses.	
Introduced, referred to conservation and recreation .....	907
612 By Stromer, Drake and Winkelman. A bill for an act relating to partition fences.	
Introduced, referred to county government .....	907
613 By Fisher of Greene, Grassley, Andersen and Rex (Doderer). A bill for an act relating to deferred compensation for governmental employees.	
Introduced, referred to state government .....	907
614 By County Government. A bill for an act relating to the state fair board.	
Introduced, referred to appropriations .....	907
Committee report .....	938
Recommended amendment, passage .....	938
Committee amendment .....	938
Committee report adopted .....	943
Committee amendment adopted ..	989
Passed House. Ayes 75, nays 2 ..	990

H. F.	Page
Reported correctly enrolled .....	1495
Signed by Speaker .....	1495
Sent to Governor .....	1495
Signed by Governor .....	1552
615 By Appropriations. A bill for an act relating to the costs of auditing the accounts of the area schools.	
Introduced, placed on appropriation calendar .....	907
Amendment filed .....	984
Point of order raised .....	985
Amendment filed .....	1008
Re-referred to appropriations ..	1049
616 By Andersen, Bergman, Drake, Bray, Larson, Trowbridge, Rex, Egenes, Mayberry and Kennedy. A bill for an act relating to the payment of the salaries of state employees.	
Introduced, referred to state government .....	907
617 By Andersen, Nystrom, Bergman, Drake, Bray, Larson, Trowbridge, Rex, Egenes, Mayberry and Kennedy. A bill for an act relating to leave of absence for state employees.	
Introduced, referred to state government .....	907
618 By Pelton, Doyle, Gluba, Hamilton, Clark, Millen, Johnston, Stanley, Wells, Small, Mayberry, Pierson, Kelly, Mendenhall, Dougherty, Roorda, Radl, Bray, Kennedy, Cochran, Ellsworth, Knoke, Drake, Alt, Tieden, Dunton, Blouin, Holden, Mollett and Sorg (Riley, Robinson, Kennedy, Gaudineer, Davis, Potter, Coleman, Walsh and Kyhl). A bill for an act relating to the establishment of civil service for deputy county sheriffs and providing penalties for violations.	
Introduced, referred to county government .....	907
619 By Schwieger. A bill for an act relating to the arrest and court records of juveniles.	
Introduced, referred to judiciary ..	920
620 By Dunton. A bill for an act relating to penalties for violations of terms of certificates of convenience and necessity by motor carriers.	
Introduced, referred to transportation .....	920
621 By Taylor. A bill for an act relating to conditions of withdrawal from a county library district.	
Introduced, referred to county government .....	920
Withdrawn .....	1645
622 By Norpel. A bill for an act relating to state income tax returns.	
Introduced, referred to ways and means .....	920

H. F.	Page	H. F.	Page
623 By Schwieger, Holden, Camp, Schroeder and Grassley. A bill for an act relating to application of income tax refunds to court-ordered support payments.		ments, and hotels, and providing a penalty.	
Introduced, referred to judiciary	931	Introduced, referred to agriculture	943
624 By Schwieger and Knoke. A bill for an act relating to evaluations of the emotional stability of parents or guardians whose children are adjudicated to be neglected, dependent, or delinquent.		632 By State Government. A bill for an act amending House File one hundred nineteen (119) of the Sixty-fourth General Assembly, First Session, relating to the population of election precincts.	
Introduced, referred to social services	931	Introduced, placed on calendar	944
625 By Judiciary. A bill for an act relating to city and town ordinances.		Placed on calendar	1116
Introduced, placed on calendar	931	Passed House. Ayes 80, nays 3	1148
Placed on calendar	1020	633 By Willits. A bill for an act relating to public hearings for rate increases of public utilities.	
Amendment filed	1102	Introduced, referred to commerce	958
Amendment adopted	1146	634 By Dougherty, Wells, Rodgers, Wyckoff and Husak. A bill for an act relating to migratory labor camps.	
Passed House. Ayes 79, nays none	1146	Introduced, referred to human and industrial relations	958
Reported correctly enrolled	2195	635 By Taylor, Pelton, Grassley, Millen and Drake. A bill for an act to amend the Uniform Commercial Code, relating to rights of a holder of certain instruments.	
Signed by Speaker	2195	Introduced, referred to commerce	958
Sent to Governor	2195	636 By Doyle. A bill for an act authorizing cities and towns to impose a local tax on the gross receipts from sales of tickets and admissions to athletic events, and making the tax subject to applicable provisions of the Code, including penalties.	
Signed by Governor	2224	Introduced, referred to ways and means	959
626 By Ewell. A bill for an act relating to the removal of tracks from an abandoned railway right-of-way.		637 By Lipsky. A bill for an act relating to the establishment and financing of school administrative units.	
Introduced, referred to transportation	931	Introduced, referred to schools	959
627 By Ellsworth, Mollett and Stanley (Walsh and Kennedy). A bill for an act relating to the regulation, licensing and control of the dispensing of optical devices.		638 By Ewell, Wyckoff, Kinley, Husak, McCormick and Blouin. A bill for an act relating to workmen's compensation death benefits.	
Introduced, referred to social services	932	Introduced, referred to human and industrial relations	959
628 By Pelton. A bill for an act establishing a study of the public information activities of the executive branch and to make an appropriation.		639 By Schmeiser. A bill for an act relating to requests for withdrawal of body substances under the implied consent law.	
Introduced, referred to appropriations	932	Introduced, referred to social services	959
629 By Transportation. A bill for an act relating to temporary restrictions on weight and load of motor vehicles, and to provide penalties for violation of temporary restrictions.		Re-referred to law enforcement	974
Introduced, placed on calendar	932	640 By Mayberry. A bill for an act relating to the sale of land by the commissioner of social services.	
630 By Andersen, Larson, Mayberry, Nystrom, Schwieger, Grassley, Rex and Drake. A bill for an act relating to the payment of salaries for state employees.		Introduced, referred to state government	959
Introduced, referred to state government	943	641 By Taylor, Campbell, Pierson, Middleswart, Strothman	
631 By Strothman. A bill for an act relating to inspection of food establishments, food-service establishments, temporary food-service establish-			

HOUSE RECORD OF HOUSE BILLS

2307

H. F.	Page
and Priebe. A bill for an act relating to county business licenses.	
Introduced, referred to county government .....	959
642 By County Government. A bill for an act to provide a civil proceeding making possible an adversary hearing upon questions of obscenity, as required by federal law.	
Introduced, placed on calendar ..	959
643 By Ellsworth, Skinner and Curtis (Walsh). 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; and to provide penalties for violations of the provisions of this Act.	
Introduced, referred to commerce	959
644 By County Government. A bill for an act to create an error, omission and embezzlement fund and to impose a tax therefor.	
Introduced, referred to ways and means .....	974
645 By Gluba (Robinson, Palmer, Gaudineer, Tapscott, Doderer and Glenn). A bill for an act relating to the establishment of uniform procedures for the payment of wages by employers and for settling disputes and providing penalties for violations.	
Introduced, referred to human and industrial relations .....	974
646 By Monroe. A bill for an act relating to proceedings auxiliary to execution.	
Introduced, referred to judiciary	974
647 By Dunton. A bill for an act relating to the vocational education advisory council.	
Introduced, referred to schools ..	974
648 By State Government. 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.	
Introduced, placed on calendar ..	974
649 By State Government. A bill for an act relating to the Iowa crime commission.	
Introduced, placed on calendar ..	975
Amendment filed .....	1025
Withdrawn .....	1472
650 By Monroe, Johnston, Ewell, Gluba, Rodgers, Scott, Willits, Small, McCormick, Bennett, Doyle, Franklin, Dunton, Schwartz, Anania, Dougherty, Wells, Husak and Bray. A bill for an act relating to benefits under the workmen's compensation law.	

H. F.	Page
Introduced, referred to human and industrial relations. ....	975
651 By Dougherty. A bill for an act relating to bills of sales on certain items.	
Introduced, referred to commerce	975
652 By Logemann. A bill for an act relating to the manner of election of county boards of supervisors.	
Introduced, referred to county government .....	975
653 By Grassley, Holden, Skinner, Waugh, Radl and Dunton. A bill for an act relating to local law enforcement personnel.	
Introduced, referred to law enforcement .....	975
654 By Ways and Means. A bill for an act relating to financing of governmental programs by providing state aid to schools, school district property taxes, imposing a school district income tax including administration by the director of revenue and adoption of administrative provisions for the state individual income tax including penalties and interest, relating to the state individual and corporate income tax, relating to sales and use tax exemptions, providing property tax relief for the elderly and totally disabled, relating to the taxation of municipal interstate toll bridges, and providing aid to cities, towns, and counties.	
Introduced, placed on ways and means calendar .....	975
Made special order .....	989
Amendment filed .....	1007
Amendment filed .....	1025
Amendment filed .....	1028
Amendments filed .....	1031
Special order .....	1035
Committee of the whole .....	1035
Amendment filed, committee of the whole .....	1036
Amendment lost, committee of the whole .....	1036
Amendment filed, committee of the whole .....	1037
Amendment lost, committee of the whole .....	1040
Amendments filed, committee of the whole .....	1041
Amendment adopted, committee of the whole .....	1041
Amendment adopted, committee of the whole .....	1043
Amendment withdrawn, committee of the whole .....	1043
Amendment filed, committee of the whole .....	1043
Amendment lost, committee of the whole .....	1044
Amendments adopted, committee of the whole .....	1044
Amendments filed, committee of the whole .....	1044

H. F.	Page	H. F.	Page
Amendment adopted, committee of the whole	1045	Points of order raised, committee of the whole	1150
Amendment filed, committee of the whole	1045	Amendment withdrawn, committee of the whole	1151
Amendments filed, committee of the whole	1046	Amendment filed	1153
Amendments adopted, committee of the whole	1046	Amendments filed	1154
Motion to reconsider, committee of the whole	1046	Amendments filed	1155
Amendments adopted, committee of the whole	1047	Amendment filed	1158
Amendment filed, committee of the whole	1047	Amendment filed	1166
Amendment lost, committee of the whole	1048	Amendment filed, committee of the whole	1184
Amendment filed	1053	Amendment adopted, committee of the whole	1184
Amendments filed	1054	Amendment lost, committee of the whole	1185
Amendments filed	1055	Amendment filed, committee of the whole	1185
Amendments filed	1056	Amendment adopted, committee of the whole	1185
Amendment filed	1062	Amendment lost, committee of the whole	1186
Amendment filed	1070	Motion to reconsider, committee of the whole	1186
Amendments filed, committee of the whole	1083	Motion to reconsider, committee of the whole	1186
Amendment lost, committee of the whole	1083	Motion to reconsider, committee of the whole	1187
Amendment lost, committee of the whole	1084	Amendments filed	1189
Amendment filed, committee of the whole	1084	Amendment filed	1190
Amendment adopted, committee of the whole	1084	Amendment filed	1198
Amendment lost, committee of the whole	1085	Amendment filed	1202
Amendment filed, committee of the whole	1085	Amendment filed	1203
Amendment lost, committee of the whole	1087	Motion to reconsider vote prevailed, committee of the whole	1222
Amendment withdrawn, committee of the whole	1087	Motion to reconsider vote prevailed, committee of the whole	1222
Amendment filed, committee of the whole	1087	Amendment withdrawn, committee of the whole	1222
Amendment adopted, committee of the whole	1087	Motion to reconsider vote failed, committee of the whole	1223
Motion to reconsider, committee of the whole	1087	Amendment withdrawn, committee of the whole	1224
Amendment filed	1089	Amendment lost, committee of the whole	1225
Motion to reconsider, committee of the whole	1101	Motion to reconsider, committee of the whole	1225
Amendment filed	1102	Amendment filed	1228
Motion to reconsider vote failed, committee of the whole	1114	Motion to reconsider vote prevailed, committee of the whole	1242
Point of order raised, committee of the whole	1115	Amendment withdrawn, committee of the whole	1242
Amendment filed, committee of the whole	1115	Amendments adopted, committee of the whole	1245
Amendment adopted, committee of the whole	1115	Amendment adopted, committee of the whole	1246
Amendments filed	1118	Amendment lost, committee of the whole	1247
Amendment filed	1119	Amendments filed	1249
Amendments filed	1121	Amendments filed	1250
Amendment filed	1125	Amendment filed	1251
Amendments filed	1126	Amendment filed, committee of the whole	1256
Amendment filed	1127	Amendment adopted, committee of the whole	1256
Amendment lost, committee of the whole	1142	Amendment filed, committee of the whole	1257
Motion to reconsider vote failed, committee of the whole	1143	Amendment adopted, committee of the whole	1257
Amendment withdrawn, committee of the whole	1143	Amendment lost, committee of the whole	1257
Point of order raised, committee of the whole	1144	Motion to reconsider, committee of the whole	1257
Amendment filed, committee of the whole	1145	Motion to reconsider vote prevailed, committee of the whole	1258
Amendments adopted, committee of the whole	1145	Amendments adopted, committee of the whole	1258
Amendment filed, committee of the whole	1149	Amendment filed, committee of the whole	1260

HOUSE RECORD OF HOUSE BILLS

2309

H. F.	Page
Amendment lost, committee of the whole	1261
Amendment filed, committee of the whole	1261
Amendment lost, committee of the whole	1262
Amendment adopted, committee of the whole	1263
Amendments filed	1268
Amendment filed, committee of the whole	1276
Amendment lost, committee of the whole	1278
Amendments filed, committee of the whole	1279
Amendment lost, committee of the whole	1279
Amendment adopted, committee of the whole	1280
Motion to reconsider, committee of the whole	1280
Motion to reconsider vote failed, committee of the whole	1280
Amendment lost, committee of the whole	1280
Amendment lost, committee of the whole	1282
Amendment withdrawn, committee of the whole	1282
Amendment filed, committee of the whole	1282
Amendment adopted, committee of the whole	1283
Motion to reconsider, committee of the whole	1283
Motion to withdraw motion to reconsider, C. of the W.	1283
Motion to withdraw motion to reconsider failed, C. of the W.	1283
Motion to reconsider, committee of the whole	1284
Explanation of votes	1285
Amendments filed	1286
Amendment filed	1287
Amendment filed	1291
Motion to reconsider vote prevailed, committee of the whole	1299
Amendment withdrawn, committee of the whole	1299
Amendment filed, committee of the whole	1299
Amendment lost, committee of the whole	1300
Amendment filed, committee of the whole	1300
Amendment filed, committee of the whole	1301
Amendment lost, committee of the whole	1302
Amendment filed, committee of the whole	1302
Amendment adopted, committee of the whole	1303
Amendments filed, committee of the whole	1303
Amendment withdrawn, committee of the whole	1303
Amendment lost, committee of the whole	1304
Amendment adopted, committee of the whole	1305
Amendment lost, committee of the whole	1306
Amendment adopted, committee of the whole	1307
Amendments withdrawn, committee of the whole	1307

H. F.	Page
Amendments withdrawn, committee of the whole	1308
Motion to reconsider withdrawn, committee of the whole	1308
Amendment filed, committee of the whole	1312
Amendments adopted, committee of the whole	1313
Lines of amendment withdrawn, committee of the whole	1314
Motion to reconsider, committee of the whole	1314
Motion to reconsider, committee of the whole	1314
Motion to reconsider, committee of the whole	1314
Motion to reconsider, committee of the whole	1314
Amendments filed	1324
Amendment filed	1331
Amendment filed	1336
Amendment lost, committee of the whole	1352
Amendment lost, committee of the whole	1353
Amendment lost, committee of the whole	1354
Amendment filed, committee of the whole	1354
Amendment adopted, committee of the whole	1359
Amendments withdrawn, committee of the whole	1359
Amendments adopted, committee of the whole	1360
Point of order raised, committee of the whole	1361
Point of order raised, committee of the whole	1362
Committee of the whole report	1362
Recommended amendment, passage	1363
Committee amendment	1363
Rule suspended	1379
Committee report adopted	1379
Amendment filed	1401
Amendments filed	1402
Amendments filed	1403
Amendment adopted	1425
Amendment lost	1426
Amendment lost	1427
Amendment filed	1427
Amendments filed	1429
Amendments adopted	1429
Amendment lost	1430
Amendment filed	1430
Amendment lost	1432
Amendment adopted	1432
Amendment filed	1432
Amendment adopted	1433
Amendment filed	1433
Amendment adopted	1434
Amendment lost	1435
Motion filed to reconsider vote	1435
Motion to reconsider vote prevailed	1436
Amendment withdrawn	1436
Amendment filed	1436
Amendment adopted	1436
Amendment adopted	1437
Amendment filed	1437
Amendment lost	1443
Amendment filed	1443
Amendment lost	1444
Amendment filed	1444
Amendment lost	1446
Amendment filed	1446
Amendment lost	1447

H. F.	Page	H. F.	Page
Amendment withdrawn .....	1448	and more economically supplied by a regional agency than by local school districts.	
Amendment filed .....	1448	Introduced, referred to schools ..	1012
Amendment lost .....	1452	658 By Transportation. A bill for an act relating to flashing emergency lights on motor vehicles.	
Amendment adopted .....	1453	Introduced, placed on calendar ..	1012
Committee of the whole report and amendment adopted .....	1453	Placed on calendar .....	1116
Amendment filed .....	1454	Passed House. Ayes 85, nays none .....	1171
Amendment adopted .....	1454	Reported correctly enrolled ..	2000
Failed to pass House. Ayes 47, nays 44 .....	1455	Signed by Speaker .....	2000
Motion filed to reconsider vote ..	1455	Sent to Governor .....	2000
Motion to reconsider vote prevailed .....	1461	Signed by Governor .....	2065
Passed House. Ayes 52, nays 41 ..	1461	659 By Conservation and Recreation. 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.	
Message from Senate .....	1676	Introduced, referred to ways and means .....	1033
House refused to concur .....	1697	Amendment filed .....	1269
Conference committee appointed ..	1708	Amendment filed .....	1580
Conference committee report .....	1841	660 By Judiciary. A bill for an act relating to disabled and retired policemen and firemen and disabled elected and appointed officials.	
Conference committee report rejected .....	1889	Introduced, placed on calendar ..	1034
Objection filed .....	1889	Placed on calendar .....	1248
Motion filed to reconsider vote ..	1895	S. F. 474 substituted .....	1273
Point of order raised .....	1962	Withdrawn .....	1274
Motion to reconsider vote failed ..	1963	661 By Blouin and Dunton. A bill for an act to create a system of regional educational service agencies 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 perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems.	
Second conference committee appointed .....	1978	Introduced, referred to schools ..	1034
Second conference committee report .....	2008	662 By Blouin and Dunton. A bill for an act relating to the establishment of county school districts, defining the powers and duties of county school districts, and to abolish presently existing local school districts.	
Second conference committee report adopted .....	2008	Introduced, referred to schools ..	1034
Repassed House. Ayes 52, nays 44 .....	2028	663 By Rex. A bill for an act relating to the establishment	
Motion filed to reconsider vote ..	2028		
Motion to reconsider vote laid on table .....	2028		
Motion to reconsider vote laid on table prevailed .....	2029		
Reported correctly enrolled .....	2195		
Signed by Speaker .....	2195		
Sent to Governor .....	2195		
Signed by Governor .....	2224		
655 By Law Enforcement. A bill for an act relating to restricted driving privileges for a person whose operator's or chauffeur's license has been revoked, and providing a penalty for violation of the privilege.			
Introduced, placed on calendar ..	988		
656 By Norpel, Sorg, Anania, Dunton, Tieden, Wyckoff and Patton. A bill for an act relating to the practice of accountancy by licensed accountants, establishing a board of licensed accountants and collection of fees for support thereof, and declaring certain acts to be unlawful and providing penalties therefor.			
Introduced, referred to commerce ..	1012		
657 By Cochran. A bill for an act to create a system of regional educational service agencies for the purpose of supplying services and furnishing educational programs to the school districts of the regional system, to perform governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems, and to provide services which can be more efficiently			

HOUSE RECORD OF HOUSE BILLS

2311

H. F.	Page
of benefited fire districts. Introduced, referred to county government .....	1034
664 By Cochran, Franklin, Gluba, Middelswart, Dougherty, Schmeiser, Johnston, Rodgers, Blouin and Wells (Tapscott, Kennedy, Robinson, Miller and Doderer). A bill for an act relating to Iowa income tax. Introduced, referred to ways and means .....	1081
665 By Logemann. A bill for an act to transfer supervision over bonded warehouses from the Iowa state commerce commission to the Iowa department of agriculture. Introduced, referred to commerce.	1081
666 By State Government. A bill for an act relating to salaries, vacation, and sick leave for state employees. Introduced, placed on calendar ..	1081
Sifting recommends calendar ..	1399
Passed House. Ayes 88, nays 5 ..	1468
Reported correctly enrolled ..	2214
Signed by Speaker ..	2214
Sent to Governor ..	2214
Signed by Governor ..	2224
667 By Cochran. A bill for an act relating to the employment of legislative staff. Introduced, referred to state government .....	1091
668 By Social Services. A bill for an act relating to the definition of flammable liquids. Introduced, placed on calendar ..	1091
Placed on calendar ..	1116
Passed House. Nays 87, nays none .....	1183
669 By Lipsky. A bill for an act to establish a state helicopter emergency ambulance service. Introduced, referred to law enforcement .....	1091
670 By Andersen, Nystrom, Bergman, Drake, Bray, Larson, Rex, Egenes, Mayberry and Kennedy. A bill for an act relating to vacations for state employees. Introduced, referred to state government .....	1091
671 By Environmental Preservation. A bill for an act to provide for the disposal of abandoned motor vehicles, and for related purposes. Introduced, placed on calendar ..	1091
Sifting recommends calendar ..	1534
Amendment filed ..	1549
Amendment lost ..	1549
Passed House. Ayes 88, nays none .....	1549
672 By Fischer of Grundy. A bill for an act relating to the location of electric generating facilities. Introduced, referred to commerce.	1091

H. F.	Page
673 By Taylor, Sargisson, Logemann, Schroeder, Schwieger, Radl, Wells, Moffitt and Roorda. A bill for an act relating to the control of access to highways in the secondary road system. Introduced, referred to transportation .....	1105
674 By Trowbridge, Kelly, Schwieger, Hill, Anania, Tieden, Knoke, Larson, Small, Priebe, Knoblauch, Mayberry, Kehe, Ellsworth, Taylor, Schwartz, Doyle, Norpel, Gluba, Kennedy, Bennett, Skinner, Mollett and Dougherty (Walsh, Riley, Kennedy and Griffin). A bill for an act relating to the sale and distribution of wine containing not more than seventeen percent alcohol by weight, declaring certain acts to be unlawful and prescribing penalties therefor. Introduced, referred to law enforcement .....	1105
675 By Judiciary. A bill for an act relating to the payment of court costs. Introduced, placed on calendar ..	1135
Placed on calendar ..	1187
Passed House. Ayes 89, nays none .....	1236
Reported correctly enrolled ..	2214
Signed by Speaker ..	2214
Sent to Governor ..	2214
Signed by Governor ..	2224
676 By Norpel. A bill for an act to provide reasonable competition in the sale of credit life and credit accident and health insurance. Introduced, referred to commerce.	1135
677 By Judiciary. A bill for an act relating to corrective amendments to the statute on self-liquidating improvements. Introduced, placed on calendar ..	1169
Placed on calendar ..	1248
Passed House. Ayes 74, nays none .....	1273
Explanation of vote ..	1285
678 By Cochran. A bill for an act relating to property tax exemptions. Introduced, referred to ways and means .....	1231
679 By Pelton. A bill for an act relating to the powers and duties of the budget and financial control committee and the legislative fiscal director. Introduced, passed on file .....	1253
Sifting recommends calendar ..	1756
Amendment filed ..	1766
Amendment adopted ..	1766
Passed House. Ayes 57, nays 28 ..	1767
Motion filed to reconsider vote ..	1773
Amendment filed ..	1775
Amendments filed ..	1798

H. F.	Page
Motion to reconsider vote pre- valled .....	1814
Amendment lost .....	1817
Amendments adopted .....	1817
Repassed House. Ayes 79, nays 10 .....	1817
680 By Conservation and Recrea- tion. A bill for an act to clarify the status of law en- forcement officers appointed by the state conservation com- mission. Introduced, passed on file .....	1271
681 By Logemann. A bill for an act relating to the registration of vending machines, imposing permit fees, and providing penalties for violations. Introduced, passed on file .....	1271
682 By Tieden and Menefee (Walsh). A bill for an act re- lating to area school boards. Introduced, passed on file .....	1272
683 By Tieden, Taylor, Menefee, Ellsworth, Mendenhall, Ken- nedy and Blouin. A bill for an act to make an appropria- tion to merged area I for the purpose of implementing the provisions of law requiring an area recreational attendance center. Introduced, referred to appropria- tions .....	1272
Amendment filed .....	1349
684 By Ways and Means. A bill for an act relating to enforce- ment of the motor fuel tax laws. Introduced, placed on ways and means calendar .....	1293
Amendment filed .....	1496
Amendment adopted .....	1513
Passed House. Ayes 70, nays 9 ..	1514
Explanation of vote .....	1519
685 By Gluba, Blouin, Kelly, Kennedy, Knoblauch, Larson and Bray. A bill for an act re- lating to the hours during which alcoholic liquor and beer may be sold by liquor licensees and beer permittees. Introduced, passed on file .....	1351
686 By Ways and Means. A bill for an act relating to the re- view of school budgets for the school year commencing July 1, 1971 by the school budget review committee, and the filing of tentative budgets by individual school districts. Introduced, placed on ways and means calendar .....	1351
Passed House. Ayes 78, nays 1 ..	1465
Message from Senate .....	1715
House concurred .....	1753
Repassed House. Ayes 81, nays 1	1753
Reported correctly enrolled .....	1873
Signed by Speaker .....	1874
Sent to Governor .....	1874
Signed by Governor .....	2030

H. F.	Page
687 By County Government. A bill for an act relating to the authority of the auditor of state. Introduced, passed on file .....	1351
Sifting recommends calendar .....	1475
Amendment filed .....	1497
Amendment adopted .....	1502
Passed House. Ayes 67, nays none .....	1503
Explanation of vote .....	1519
Motion filed to reconsider vote ..	1533
688 By Appropriations. A bill for an act making an approp- riation to the department of public instruction to provide school lunch assistance. Introduced, placed on appropria- tion calendar .....	1459
Passed House. Ayes 80, nays 3 ..	1531
Motion filed to reconsider vote ..	1537
Motion to reconsider vote with- drawn .....	1649
Reported correctly enrolled .....	2000
Signed by Speaker .....	2000
Sent to Governor .....	2000
Signed by Governor .....	2065
689 By Taylor, Bennett, Loge- mann, Mendenhall, Scott, Priebe and Nielsen. A bill for an act to establish a county law en- forcement unit and to transfer the duties of the constables, marshals, city policemen, and sheriffs' deputies to the coun- ty law enforcement unit. Introduced, referred to sifting ...	1459
690 By Ewell (Doderer). A bill for an act relating to cam- paign expenses, and provid- ing penalties. Introduced, referred to sifting ..	1459
691 By Appropriations. A bill for an act to make an approp- riation to the department of history and archives. Introduced, placed on appropria- tion calendar .....	1459
Re-referred to appropriations ..	1533
Amendment filed .....	1535
Withdrawn .....	1705
692 By Appropriations. A bill for an act to appropriate ad- ministration and educational and training aid funds from the general fund of the state to the department of public in- struction. Introduced, placed on appropria- tion calendar .....	1459
Passed House. Ayes 80, nays 3 ..	1532
Motion filed to reconsider vote ..	1538
Motion to reconsider vote with- drawn .....	1649
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2224
693 By Appropriations. A bill for an act to appropriate from moneys received by the Iowa aeronautics commission.	



H. F.	Page
Introduced, placed on appropriation calendar	1459
Amendment filed	1555
Amendments filed	1605
Amendment lost	1612
Amendment adopted	1613
Amendment lost	1614
Passed House. Ayes 53, nays 28	1614
Message from Senate	1840
House concurred	1865
Repassed House. Ayes 64, nays 17	1865
Reported correctly enrolled	2195
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2224
<b>694 By Appropriations. A bill for an act relating to and to appropriate from the motor fuel tax fund to the department of revenue.</b>	
Introduced, placed on appropriation calendar	1459
Passed House. Ayes 74, nays 2	1520
Motion filed to reconsider vote	1538
Amendment filed	1606
Motion to reconsider vote prevailed	1648
Amendment adopted	1649
Repassed House. Ayes 81, nays 1	1649
Explanation of vote	1669
Reported correctly enrolled	1873
Signed by Speaker	1874
Sent to Governor	1874
Signed by Governor	2030
<b>695 By Appropriations. A bill for an act to appropriate from the motor vehicle fuel tax fund for the biennium beginning July 1, 1971 and ending June 30, 1973, to the state comptroller.</b>	
Introduced, placed on appropriation calendar	1459
Passed House. Ayes 74, nays 2	1521
Motion filed to reconsider vote	1538
Motion to reconsider vote withdrawn	1649
<b>696 By Appropriations. A bill for an act to appropriate from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system.</b>	
Introduced, placed on appropriation calendar	1459
Passed House. Ayes 65, nays 23	1522
Message from Senate	1818
House concurred	1864
Repassed House. Ayes 78, nays none	1864
Reported correctly enrolled	2195
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2224
<b>697 By Appropriations. A bill for an act to appropriate from the general fund to the department of public instruction.</b>	
Introduced, placed on appropriation calendar	1500
Amendments filed	1535
Amendment filed	1555

H. F.	Page
Amendments lost	1572
Amendment withdrawn	1572
Passed House. Ayes 86, nays 3	1572
<b>698 By Hansen. A bill for an act relating to information concerning school district budgets and expenditures.</b>	
Introduced, referred to sifting	1500
<b>699 By Appropriations. A bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.</b>	
Introduced, placed on appropriation calendar	1519
Passed House. Ayes 87, nays none	1589
Reported correctly enrolled	2000
Signed by Speaker	2000
Sent to Governor	2000
Signed by Governor	2065
<b>700 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards and departments.</b>	
Introduced, placed on appropriation calendar	1537
Amendment filed	1582
Amendment withdrawn	1616
Passed House. Ayes 85, nays none	1616
Message from Senate	1840
House concurred	1866
Repassed House. Ayes 79, nays 1	1866
Reported correctly enrolled	2195
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2224
<b>701 By Appropriations. A bill for an act to appropriate from the general fund of the state to various state departments and their divisions.</b>	
Introduced, placed on appropriation calendar	1537
Amendment filed	1582
Amendment lost	1617
Passed House. Ayes 84, nays 1	1617
Message from Senate	1840
House concurred	1867
Repassed House. Ayes 78, nays 1	1867
Reported correctly enrolled	2195
Signed by Speaker	2195
Sent to Governor	2195
Signed by Governor	2224
<b>702 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards and departments.</b>	
Introduced, placed on appropriation calendar	1537
Amendment filed	1582
Amendment withdrawn	1618
Passed House. Ayes 82, nays none	1618
Reported correctly enrolled	2000
Signed by Speaker	2000
Sent to Governor	2000
Signed by Governor	2065
<b>703 By Appropriations. A bill for an act making an appro-</b>	

H. F.	Page
priation from the general fund of the state to the Iowa reciprocity board.	
Introduced, placed on appropriation calendar .....	1537
Amendment filed .....	1533
Amendment lost .....	1615
Passed House. Ayes 79, nays 4 ..	1615
Message from Senate .....	1863
Amendment filed .....	1882
Amendments adopted .....	1882
House concurred .....	1882
Repassed House. Ayes 82, nays 2 ..	1882
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2224
<b>704 By Human and Industrial Relations. A bill for an act to extend and improve the federal-state unemployment compensation program.</b>	
Introduced, referred to sifting ..	1537
Sifting recommends calendar .....	1552
Amendment filed .....	1533
Amendment filed .....	1597
Amendment lost .....	1598
Amendment adopted .....	1599
Motion filed to reconsider vote ..	1599
Amendment filed .....	1599
Amendment lost .....	1600
Amendment filed .....	1601
Amendments adopted .....	1601
Motion to reconsider vote pre- vailed .....	1602
Amendment adopted .....	1603
Passed House. Ayes 90, nays 1 ..	1603
Message from Senate .....	1809
House concurred .....	1828
Repassed House. Ayes 73, nays 9 ..	1828
Motion filed to reconsider vote ..	1861
Motion to reconsider vote with- drawn .....	1978
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2224
<b>705 By Appropriations. A bill for an act to make an appropriation to the department of history and archives.</b>	
Introduced, placed on appropriation calendar .....	1535
Passed House. Ayes 87, nays 4 ..	1705
Message from Senate .....	1879
House concurred .....	1955
Repassed House. Ayes 77, nays 3 ..	1955
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2224
<b>706 By Law Enforcement. A bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.</b>	
Introduced, referred to appropriations .....	1585
Amendment filed .....	1665
<b>707 By Cities and Towns. A bill for an act to permit cities of not less than thirteen nor more than seventeen thousand population, located on a navigable</b>	

H. F.	Page
river, to enter into a single responsibility contract for construction of a waste treatment facility.	
Introduced, referred to sifting ...	1585
Sifting recommends calendar .....	1620
Passed House. Ayes 81, nays none .....	1643
Explanation of vote .....	1669
Reported correctly enrolled .....	2000
Signed by Speaker .....	2000
Sent to Governor .....	2000
Signed by Governor .....	2065
Became law by publication .....	2238
<b>708 By Appropriations. A bill for an act making an appropriation to the commission on aging.</b>	
Introduced, placed on appropriation calendar .....	1585
Amendment filed .....	1700
Amendment filed .....	1706
Amendment adopted .....	1706
Amendment withdrawn .....	1706
Passed House. Ayes 85, nays none .....	1706
Message from Senate .....	1840
House concurred .....	1868
Repassed House. Ayes 78, nays 2 ..	1868
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2224
<b>709 By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to the department of public instruction and relating to renewal fees for certificates.</b>	
Introduced, placed on appropriation calendar .....	1610
Amendment filed .....	1700
Amendment lost .....	1739
Passed House. Ayes 84, nays 1 ..	1739
Amendment filed .....	2145
House concurred in part .....	2170
Amendments adopted .....	2170
House concurred as House amended .....	2170
House refused to concur in part ..	2171
Message from Senate .....	2191
Repassed House. Ayes 82, nays none .....	2192
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2224
<b>710 By Appropriations. A bill for an act relating to sewage treatment projects and to appropriate from the general fund of the state for the sewage works construction fund.</b>	
Introduced, placed on appropriation calendar .....	1610
Amendment filed .....	1700
Amendment lost .....	1707
Amendment filed .....	1707
Amendment adopted .....	1707
Passed House. Ayes 91, nays 3 ..	1707
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2224

HOUSE RECORD OF HOUSE BILLS

2315

H. F.	Page
711 By Conservation and Recreation. A bill for an act relating to registration and safety regulations for snow-mobiles.	
Introduced, referred to sifting ..	1639
712 By Tieden, Welden and Winkelman. A bill for an act to establish an Iowa natural and scenic rivers system.	
Introduced, referred to sifting ..	1639
Amendment filed ..	1976
713 By Drake and Uban. A bill for an act relating to the election laws.	
Introduced, referred to sifting ..	1716
Amendment filed ..	1737
Amendment filed ..	1801
Amendment filed ..	1805
Sifting recommends calendar ..	1822
Amendments filed ..	1823
Amendment adopted ..	1829
Amendment lost ..	1831
Amendment filed ..	1831
Amendment adopted ..	1831
Amendments filed ..	1832
Amendments adopted ..	1832
Amendment withdrawn ..	1832
Amendments filed ..	1832
Amendments lost ..	1832
Amendment filed ..	1833
Amendment lost ..	1835
Amendments withdrawn ..	1836
Amendments lost ..	1836
Amendment filed ..	1836
Amendments lost ..	1837
Amendment withdrawn ..	1837
Amendment filed ..	1838
Amendment lost ..	1838
Passed House. Ayes 87, nays 3 ..	1838
Message from Senate ..	2096
House concurred ..	2112
Repassed House. Ayes 72, nays 8 ..	2112
Reported correctly enrolled ..	2214
Signed by Speaker ..	2214
Sent to Governor ..	2214
Signed by Governor ..	2224
714 By Kelly. A bill for an act to prohibit littering on any private or public land or water and to provide penalties for violations.	
Introduced, referred to sifting ..	1720
715 By Appropriations. A bill for an act to appropriate from moneys received by the department of public safety motor vehicle dealers license fee fund.	
Introduced, placed on appropriation calendar ..	1720
Passed House. Ayes 83, nays none ..	1740
Reported correctly enrolled ..	2000
Signed by Speaker ..	2000
Sent to Governor ..	2000
Signed by Governor ..	2065
716 By Judiciary. A bill for an act to legalize and validate the procedures followed by the Poweshiek county board of supervisors in contracting with	

H. F.	Page
the Frank Wheeler construction company of Montezuma, Iowa, for the repair and remodeling of the Poweshiek county jail located at Montezuma, Iowa.	
Introduced, referred to sifting ..	1720
Proof of publication certified ..	1719
Sifting recommends calendar ..	1773
Passed House. Ayes 81, nays none ..	1782
Reported correctly enrolled ..	2195
Signed by Speaker ..	2195
Sent to Governor ..	2195
Signed by Governor ..	2225
717 By Judiciary. A bill for an act authorizing supplements to salaries for county attorneys, assistant county attorneys, sheriffs and deputy sheriffs from governmental funds.	
Introduced, referred to sifting ..	1720
718 By Judiciary. A bill for an act relating to requests of peace officers for blood tests under the implied consent law.	
Introduced, referred to sifting ..	1720
719 By Appropriations. A bill for an act appropriating funds transferred to the marine fuel tax fund to the state conservation commission.	
Introduced, placed on appropriation calendar ..	1736
Amendment filed ..	1772
Amendment adopted ..	1772
Committee amendment filed ..	1775
Amendment filed ..	1806
Amendment adopted ..	1820
Committee amendment adopted ..	1820
Passed House. Ayes 84, nays none ..	1820
Reported correctly enrolled ..	2195
Signed by Speaker ..	2195
Sent to Governor ..	2195
Signed by Governor ..	2225
720 By Appropriations. A bill for an act to appropriate the fish and game protection fund for use by the state conservation commission.	
Introduced, placed on appropriation calendar ..	1736
Committee amendment filed ..	1768
Committee amendment adopted ..	1768
Passed House. Ayes 89, nays none ..	1768
Reported correctly enrolled ..	2195
Signed by Speaker ..	2195
Sent to Governor ..	2195
Signed by Governor ..	2225
Item veto ..	2229
721 By Appropriations. A bill for an act relating to the administration fund of the state conservation commission.	
Introduced, placed on appropriation calendar ..	1736
Committee amendment filed ..	1770
Committee amendment adopted ..	1770
Passed House. Ayes 90, nays 1 ..	1770
Reported correctly enrolled ..	2195
Signed by Speaker ..	2195

H. F.	Page
Sent to Governor .....	2195
Signed by Governor .....	2225
<b>722 By Appropriations. A bill for an act to appropriate from the general fund of the State of Iowa to the state conservation commission.</b>	
Introduced, placed on appropriation calendar .....	1736
Committee amendment filed .....	1769
Committee amendment adopted .....	1769
Passed House. Ayes 88, nays 1 .....	1769
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2225
<b>723 By Appropriations. A bill for an act to appropriate from the general fund of the State of Iowa to the state conservation commission for carrying out specific projects.</b>	
Introduced, placed on appropriation calendar .....	1736
Amendments filed .....	1771
Amendments lost .....	1771
Passed House. Ayes 92, nays 1 .....	1772
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2225
Item veto .....	2229
<b>724 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the state board of regents and institutions under the control of the board and to the higher education facilities commission for the tuition grant program.</b>	
Introduced, placed on appropriation calendar .....	1736
Amendment filed .....	1753
Amendment filed .....	1775
Amendment filed .....	1776
Amendment filed .....	1777
Amendment lost .....	1784
Amendment filed .....	1784
Amendment lost .....	1786
Amendment lost .....	1788
Amendment filed .....	1788
Amendment filed .....	1790
Amendments lost .....	1792
Amendments lost .....	1793
Amendment withdrawn .....	1793
Point of order raised .....	1793
Amendment filed .....	1794
Amendments adopted .....	1794
Committee amendment filed .....	1794
Committee amendment adopted .....	1794
Points of order raised .....	1795
Amendments filed .....	1795
Amendment adopted .....	1795
Passed House. Ayes 68, nays 28 .....	1796
Motion filed to reconsider vote .....	1796
Motion to reconsider vote laid on table .....	1796
Motion to reconsider vote laid on table prevailed .....	1797
Message from Senate .....	2035
Amendment filed .....	2146
Amendment filed .....	2164
Point of order raised .....	2165
Amendment filed .....	2166

H. F.	Page
Amendment adopted .....	2167
House concurred .....	2168
Repassed House. Ayes 55, nays 37 .....	2168
Message from Senate .....	2175
House insisted .....	2175
Conference committee appointed .....	2175
Conference committee report .....	2182
Second conference committee appointed .....	2183
Second conference committee report .....	2204
Second conference committee report adopted .....	2204
Repassed House. Ayes 76, nays 11 .....	2206
Reported correctly enrolled .....	2214
Signed by Speaker .....	2214
Sent to Governor .....	2214
Signed by Governor .....	2225
<b>725 By Logemann, Taylor, Friebe, Wirtz, Mendenhall, Schwieger, Grassley, Middleswart, Dougherty, Winkelman, Roorda, Nielsen, Strothman, Edelen, Trowbridge, Schroeder, Stromer, Scott, Miller, Strand, Patton, Wyckoff, Waugh, Moffitt, McElroy, Radl, Rex, Stokes, Siglin, Menefee, Dunton, Fischer of Grundy and Nystrom (Curran, Keith and Stephens). A bill for an act requiring the election of members of county zoning commissions and voter approval of county zoning plans.</b>	
Introduced, referred to sifting .....	1760
<b>726 By Conservation and Recreation. A bill for an act imposing damage liability for the unlawful destruction, taking, or possession of wildlife owned by the State of Iowa.</b>	
Introduced, referred to sifting .....	1825
<b>727 By Transportation. A bill for an act relating to the movement of oversized and overweight vehicles and loads and providing penalties for violations thereof.</b>	
Introduced, referred to sifting .....	1825
Sifting recommends calendar .....	1888
Amendment filed .....	1897
Amendment filed .....	1998
Amendment adopted .....	1998
Amendment lost .....	1999
Passed House. Ayes 81, nays 2 .....	1999
<b>728 By Appropriations. A bill for an act to appropriate from the general fund of the State of Iowa to the department of agriculture and its various divisions.</b>	
Introduced, placed on appropriation calendar .....	1826
Amendment filed .....	1876
Amendment filed .....	1897
Amendment adopted .....	1958
Amendment lost .....	1958
Passed House. Ayes 86, nays 9 .....	1958
Reported correctly enrolled .....	2195
Signed by Speaker .....	2195
Sent to Governor .....	2195
Signed by Governor .....	2225

H. F.	Page
729	By State Government. A bill for an act relating to the appointment of notaries public by the secretary of state.
	Introduced, referred to sifting ..1326
	Sifting recommends calendar ..2004
	Passed House. Ayes 92, nays none ..2007
	Reported correctly enrolled ..2214
	Signed by Speaker ..2214
	Sent to Governor ..2214
	Signed by Governor ..2225
730	By Appropriations. A bill for an act making an appropriation from the general fund of the state for the state department of health and its divisions.
	Introduced, placed on appropriation calendar ..1326
	Amendment filed ..1876
	Amendment filed ..1982
	Amendments adopted ..1982
	Passed House. Ayes 82, nays 1..1983
	Message from Senate ..2049
	House concurred ..2077
	Repassed House. Ayes 88, nays none ..2077
	Reported correctly enrolled ..2214
	Signed by Speaker ..2214
	Sent to Governor ..2214
	Signed by Governor ..2225
731	By Appropriations. A bill for an act to appropriate from the general fund of the state to the higher education facilities commission.
	Introduced, placed on appropriation calendar ..1326
	Passed House. Ayes 91, nays none ..1959
	Reported correctly enrolled ..2195
	Signed by Speaker ..2195
	Sent to Governor ..2195
	Signed by Governor ..2225
732	By Constitutional Amendments and Reapportionment. A bill for an act to establish the composition of the General Assembly and provide for election of the members thereof.
	Introduced, passed on file ..1861
	Sifting recommends calendar ..1888
	Motion for special order ..1890
	Motion for special order failed ..1890
	Rule suspended ..1890
	Amendment filed ..1897
	Amendments filed ..1898
	Amendments filed ..1899
	Amendment filed ..1900
	Amendment filed ..1901
	Amendment lost ..1965
	Amendment filed ..1965
	Amendment adopted ..1966
	Amendment lost ..1967
	Amendment lost ..1968
	Amendments filed ..1969
	Amendments adopted ..1969
	Amendments filed ..1970
	Amendment adopted ..1970
	Amendment lost ..1970
	Amendments adopted ..1971
	Amendment lost ..1973
	Amendment withdrawn ..1973
	Amendment lost ..1974
	Amendment filed ..1974

H. F.	Page
	Amendment lost ..1975
	Passed House. Ayes 56, nays 37..1975
	Motion filed to reconsider vote ..1976
	Motion to reconsider vote laid on table ..1976
	Motion to reconsider vote laid on table prevailed ..1976
	Message from Senate ..2043
	House concurred ..2062
	Repassed House. Ayes 53, nays 37 ..2062
	Motion filed to reconsider vote ..2063
	Motion to reconsider vote laid on table prevailed ..2063
	Reported correctly enrolled ..2214
	Signed by Speaker ..2214
	Sent to Governor ..2214
	Signed by Governor ..2225
733	By Ways and Means. A bill for an act to change the fiscal year of cities and towns, counties, and other political subdivisions.
	Introduced, placed on ways and means calendar ..1378
	Re-referred to ways and means..1978
734	By Transportation. A bill for an act relating to junkyards along interstate and federal aid primary highways.
	Introduced, referred to sifting ..1878
	Sifting recommends calendar ..1888
	Passed House. Ayes 81, nays 5..1960
735	By Judiciary. A bill for an act authorizing the state highway commission to acquire existing interstate bridges, including partially constructed interstate bridges, to complete, improve, repair, remodel, or reconstruct interstate bridges and to issue revenue bonds therefor.
	Introduced, referred to sifting ..1878
	Sifting recommends calendar ..1888
	Amendment filed ..1961
	Amendment adopted ..1961
	Passed House. Ayes 88, nays 2..1961
	Reported correctly enrolled ..2214
	Signed by Speaker ..2214
	Sent to Governor ..2214
	Signed by Governor ..2225
736	By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to the Iowa liquor control commission for capital improvements.
	Introduced, placed on appropriation calendar ..1978
	Passed House. Ayes 85, nays 5..2006
	Reported correctly enrolled ..2214
	Signed by Speaker ..2214
	Sent to Governor ..2214
	Signed by Governor ..2225
737	By Transportation. A bill for an act to control and regulate outdoor advertising along interstate and federal aid primary highways.
	Introduced, referred to sifting ..2034
738	By Appropriations. A bill for an act to appropriate from

H. F.	Page	H. F.	Page
the general fund of the state to the educational radio and television facility board.		merged areas, and providing an appropriation.	
Introduced, placed on appropriation calendar .....	2048	Introduced, placed on appropriation calendar .....	2070
Amendment filed .....	2078	Amendments filed .....	2102
Amendment lost .....	2078	Amendment withdrawn .....	2115
Passed House. Ayes 74, nays 18.	2079	Amendment lost .....	2116
Reported correctly enrolled .....	2214	Passed House. Ayes 92, nays 4.	2116
Signed by Speaker .....	2214	Message from Senate .....	2173
Sent to Governor .....	2214	House concurred .....	2176
Signed by Governor .....	2225	Repassed House. Ayes 83, nays 1.	2176
739 By Appropriations. A bill for an act setting the salary rate for state officials and designated employees of the state.		Reported correctly enrolled .....	2214
Introduced, placed on appropriation calendar .....	2064	Signed by Speaker .....	2214
Amendments filed .....	2067	Sent to Governor .....	2214
Amendment filed .....	2079	Signed by Governor .....	2226
Amendment adopted .....	2080	742 By Conservation and Recreation. A bill for an act to authorize and direct the issuance of a patent to certain real estate by the governor and secretary of state to the United States of America.	
Amendment adopted .....	2081	Introduced, referred to sifting ..	2070
Amendments filed .....	2081	Passed House. Ayes 88, nays 2.	2118
Amendments lost .....	2081	Reported correctly enrolled .....	2214
Amendment filed .....	2082	Signed by Speaker .....	2214
Amendment adopted .....	2082	Sent to Governor .....	2214
Amendments lost .....	2082	Signed by Governor .....	2226
Amendment lost .....	2083	743 By Kruse, Rex, Bergman, Mendenhall, Radl, Rodgers, Menefee, Nielsen and Ellsworth. A bill for an act to create an alcoholism rehabilitation fund by imposing a tax on consumers of alcoholic beverages and to provide for the use of the funds for the rehabilitation of alcoholics.	
Amendments filed .....	2083	Introduced, referred to sifting ..	2096
Amendments adopted .....	2083	744 By Appropriations. A bill for an act to make an appropriation to merged area I for the purpose of implementing the provisions of law requiring an area vocational attendance center.	
Amendments filed .....	2084	Introduced, placed on appropriation calendar .....	2106
Amendments lost .....	2084	Amendment filed .....	2117
Amendment withdrawn .....	2085	Amendment lost .....	2117
Passed House. Ayes 86, nays 8.	2085	Passed House. Ayes 83, nays 13.	2118
Message from Senate .....	2178	Reported correctly enrolled .....	2214
House refused to concur in part.	2184	Signed by Speaker .....	2214
House concurred in part .....	2185	Sent to Governor .....	2214
Repassed House. Ayes 76, nays 3.	2211	Signed by Governor .....	2226
Reported correctly enrolled .....	2214		
Signed by Speaker .....	2214		
Sent to Governor .....	2214		
Signed by Governor .....	2226		
740 By Appropriations. A bill for an act making an appropriation to the state comptroller for payment of certain publication costs of the Iowa academy of science.			
Introduced, placed on appropriation calendar .....	2070		
Passed House. Ayes 75, nays 11.	2114		
741 By Appropriations. A bill for an act relating to payment of general school aid to			

**RECORD OF SENATE BILLS IN HOUSE**

**SENATE JOINT RESOLUTIONS AND SENATE FILES  
PASSED AND APPROVED—147**

S. J. R. 10

S. F.

1, 3, 8, 28, 36, 37, 38, 40, 41, 59, 63, 65, 70, 76, 78, 83,  
89, 103, 105, 118, 120, 122, 129, 133, 138, 146, 147, 148, 149, 155, 156, 157,  
158, 160, 170, 171, 179, 183, 188, 190, 199, 201, 204, 205, 209, 210, 217, 225,  
236, 249, 250, 256, 257, 269, 277, 280, 289, 296, 297, 302, 308, 312, 325, 326,  
332, 345, 347, 348, 349, 353, 355, 361, 365, 386, 389, 402, 417, 425, 426, 433,  
442, 444, 449, 460, 461, 462, 468, 469, 473, 474, 484, 485, 487, 500, 502, 503,  
507, 509, 510, 514, 518, 526, 528, 530, 533, 542, 543, 544, 545, 550, 551, 552,  
553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 568, 569, 570,  
571, 572, 573, 574, 576, 577, 578, 579, 580, 581, 582, 583, 584, 586, 587, 588,  
589, 591.

SENT TO SECRETARY OF STATE

S. J. R. 10

**ITEM VETO ON BILLS APPROVED BY THE GOVERNOR**

S. F. 543, 544, 545, 555, 556, 561, 565, 572, 586

S. J. R.	Page	S. F.	Page
10 By Appropriations. A joint resolution establishing legislative compensation to be paid because of a vacancy resulting in the Senate membership.		Committee amendments adopted ..	113
Received, referred to appropriations .....	1382	Committee amendments adopted ..	114
Committee report .....	1401	Committee amendment withdrawn ..	114
Recommended passage .....	1401	Amendment adopted .....	114
Committee report adopted .....	1413	Amendment adopted .....	115
Passed House. Ayes 90, nays none .....	1462	Amendment withdrawn .....	115
Signed by Speaker .....	1604	Explanation of vote .....	116
S. F.	Page	Motion filed to reconsider vote ..	116
1 By Mowry, Gaudineer, Kyhl and Potgeter (Millen, Hansen, Johnston and Sorg). A bill for an act relating to the regulation and control of certain drugs and other substances affecting the public health, herein designated and controlled substances, and providing procedures for enforcement and penalties.		Motion filed to reconsider vote ..	116
Received, referred to judiciary ...	71	Amendments filed .....	118
Committee report .....	76	Amendments filed .....	122
Recommended amendment, passage .....	76	Amendment filed .....	123
Committee amendment H2 .....	76	Amendment filed .....	124
Amendment H1 filed .....	80	Motion to reconsider vote pre- vailed .....	129
Committee report adopted .....	89	Amendment lost .....	130
Committee amendment H2 adopted ..	95	Amendments adopted .....	130
Committee amendments H2 adopted ..	96	Amendments adopted .....	131
Committee amendments H2 adopted ..	97	Amendment withdrawn .....	131
Committee amendments H2 adopted ..	98	Motion to reconsider vote pre- vailed .....	132
Amendment filed .....	104	Committee amendments with- drawn .....	132
Amendments filed .....	105	Amendment filed .....	133
Amendments filed .....	106	Amendment adopted .....	134
Amendments filed .....	107	Amendments withdrawn .....	134
Committee amendments adopted .....	112	Amendment lost .....	135
Committee amendments lost .....	113	Amendment withdrawn .....	136
		Amendments adopted .....	136
		Amendments adopted .....	137
		Amendment withdrawn .....	137
		Amendment adopted .....	138
		Amendment lost .....	138
		Motion filed to reconsider vote ..	138
		Motion to reconsider vote pre- vailed .....	138
		Amendment filed .....	138
		Amendments adopted .....	138
		Motion filed to reconsider vote ..	139
		Motion to reconsider vote pre- vailed .....	139
		Amendment withdrawn .....	139
		Amendment filed .....	139
		Amendments adopted .....	139
		Amendment adopted .....	140

S. F.	Page	S. F.	Page
Correction by Chief Clerk .....	140	penalty for the redemption of real property.	
Passed House. Ayes 99, nays 1 ..	140	Received, referred to county gov- ernment .....	157
Explanation of vote .....	141	Amendment filed .....	187
Motion filed to reconsider vote ..	145	36 By County Government. A bill for an act to increase cost of filing of a mechanic's lien.	
Motion filed to reconsider vote ..	145	Received, passed on file .....	146
Amendments filed .....	154	Substituted for H. F. 84 .....	151
Motion to reconsider vote pre- vailed .....	159	Passed House. Ayes 88, nays 4 ..	151
Motion filed to reconsider vote ..	159	Signed by Speaker .....	173
Motion to reconsider vote pre- vailed .....	159	37 By County Government. A bill for an act to permit coun- ties to become associated with the Iowa state association of counties.	
Amendment withdrawn .....	159	Received, referred to county gov- ernment .....	157
Amendment filed .....	160	Committee report .....	195
Amendment lost .....	161	Recommended amendment, pas- sage .....	195
Amendment withdrawn .....	161	Committee amendment .....	195
Amendment filed .....	161	Committee report adopted .....	198
Amendments adopted .....	162	Committee amendment adopted ..	214
Motion to reconsider vote pre- vailed .....	162	Point of order raised .....	214
Amendment withdrawn .....	162	Referred to ways and means ..	214
Amendment withdrawn .....	163	Committee report .....	2045
Amendments filed .....	163	Recommended passage .....	2045
Amendments adopted .....	163	Committee report adopted .....	2048
Passed House. Ayes 94, nays none .....	163	Amendments filed .....	2186
Message from Senate .....	269	Motion to table .....	2186
House concurred .....	368	Motion to table lost .....	2186
Repassed House. Ayes 90, nays none .....	368	Amendment adopted .....	2186
Explanation of vote .....	376	Amendment lost .....	2187
Signed by Speaker .....	519	Passed House. Ayes 64, nays 22 ..	2187
3 By Brownlee (Middleswartz and Freeman). A bill for an act relating to blood donors.		Signed by Speaker .....	2214
Received, passed on file .....	145	38 By County Government. A bill for an act relating to fees charged by county recorders.	
Substituted for H. F. 41 .....	148	Received, passed on file .....	146
Passed House. Ayes, 92, nays none .....	149	Substituted for H. F. 85 .....	152
Signed by Speaker .....	173	Passed House. Ayes 75, nays 17 ..	152
8 By Briles, Ollenburg, Griffin and Potgeter (Holden, Stromer and Priebe). A bill for an act relating to the acquisition of bridges.		Signed by Speaker .....	173
Received, referred to commerce ..	212	40 By Van Gilst. A bill for an act relating to the notification of mobile homeowners of tax assessments and providing cer- tain penalties.	
Committee report .....	505	Received, referred to county gov- ernment .....	328
Recommended passage .....	505	Committee report .....	605
Committee report adopted .....	508	Recommended passage .....	605
Passed House. Ayes 87, nays 3 ..	583	Committee report adopted .....	612
Signed by Speaker .....	629	Placed on calendar .....	629
28 By Curran. A bill for an act relating to public recreation on private lands.		Passed House. Ayes 87, nays none .....	658
Received, referred to conservation and recreation .....	212	Signed by Speaker .....	746
Committee report .....	323	41 By Briles. A bill for an act relating to the authorization of assistant county attorneys and salaries therefor.	
Recommended passage .....	323	Amendment filed .....	423
Committee report adopted .....	328	Amendment filed .....	435
Passed House. Ayes 85, nays none .....	416	Received, passed on file .....	441
Signed by Speaker .....	519	Substituted for H. F. 131 .....	512
29 By Mowry. A bill for an act relating to the standard of proof for termination of the parent-child relationship.		Amendment adopted .....	512
Received, referred to judiciary ..	145	Amendment withdrawn .....	512
31 By Mowry. A bill for an act relating to the interest rates on judgments and decrees.		Passed House. Ayes 91, nays 2 ..	512
Received, referred to judiciary ..	157	Signed by Speaker .....	629
35 By County Government. A bill for an act relating to the rates of interest and interest		57 By Milligan (Kreamer and Hill). A bill for an act relat- ing to district court bailiffs.	



S. F.	Page
Amendment filed .....	435
Received, referred to judiciary ...	441
59 By Shaff. A bill for an act relating to teachers pension systems.	
Received, referred to schools ....	212
Committee report .....	323
Recommended passage .....	323
Committee report adopted .....	328
Passed House. Ayes 87, nays none .....	417
Signed by Speaker .....	519
63 By County Government. A bill for an act relating to the dates of settlement with county treasurers and boards of supervisors.	
Received, referred to county government .....	167
Substituted for H. F. 103 .....	192
Passed House. Ayes 93, nays none .....	192
Signed by Speaker .....	231
65 By County Government. A bill for an act relating to taxation of mobile homes.	
Received, referred to county government .....	212
Amendment filed .....	372
Committee report .....	383
Recommended amendment, passage .....	383
Committee amendment .....	383
Committee report adopted .....	386
Amendment lost .....	542
Amendment withdrawn .....	542
Passed House. Ayes 81, nays 7 ..	543
Signed by Speaker .....	629
70 By Briles, Lamborn and Gaudineer (Anania and Fischer of Grundy). A bill for an act relating to eligibility for unemployment compensation for veterans.	
Received, passed on file .....	240
Substituted for H. F. 97 .....	276
Passed House. Ayes 85, nays 3 ..	276
Signed by Speaker .....	344
76 By Ollenburg (Stromer). A bill for an act relating to temporary registration of snowmobiles.	
Received, referred to conservation and recreation .....	695
Sifting recommends calendar .....	1455
Passed House. Ayes 75, nays none .....	1480
Signed by Speaker .....	1604
77 By Tapscott (Bray). A bill for an act relating to referendum for approval of low-rent housing projects.	
Received, referred to sifting ....	1737
Sifting recommends calendar ....	2004
Amendment filed .....	2146
Made special order .....	2188
78 By Tapscott, Walsh, Potgeter and Robinson (Mayberry, Holden, Jesse and Lipsky). A bill for an act to establish a program to permit doctors'	

S. F.	Page
assistants to work under a doctor's supervision.	
Received, referred to social services .....	441
Committee report .....	606
Recommended passage .....	606
Committee report adopted .....	612
Steering recommends calendar ..	746
Amendment filed .....	748
Amendment filed .....	785
Amendment filed .....	863
Amendment adopted .....	874
Amendments withdrawn .....	874
Explanation of vote .....	874
Amendment filed .....	882
Motion filed to reconsider vote ..	890
Motion to reconsider vote prevailed .....	890
Amendments adopted .....	892
Passed House. Ayes 94, nays none .....	893
Signed by Speaker .....	1050
79 By Miller, Kennedy, Griffin and Thordsen (Monroe, Tieden, Schmeiser, Dunton and Fischer of Grundy). A bill for an act relating to hunting-safety education and providing a penalty.	
Received, passed on file .....	1218
83 By Van Drie. A bill for an act relating to the auditing committee of a credit union.	
Received, referred to commerce ..	301
Committee report .....	472
Recommended passage .....	472
Committee report adopted .....	474
Passed House. Ayes 82, nays 2 ..	567
Explanation of vote .....	574
Signed by Speaker .....	629
85 By Laverty, Erskine, Curran, Milligan and Smith (Varley, Blouin, Cochran, Miller, McCormick, Dougherty, Rodgers and Lawson). A bill for an act creating a department of environmental quality, specifying its powers, duties, and functions, and providing penalties for violations thereof.	
Received, referred to sifting ....	1953
Amendments filed .....	2046
Re-referred to appropriations ...	2064
Amendments filed .....	2103
Amendment filed .....	2147
89 By Neu, Curran and Thordsen (Shaw, Drake and Fisher of Greene). A bill for an act relating to the issuance of certificates of convenience and necessity to motor vehicle carriers.	
Received, referred to commerce ..	366
Amendment filed .....	941
Committee report .....	953
Recommended passage .....	953
Committee report adopted .....	958
Sifting recommends calendar .....	1626
Amendment filed .....	1637
Amendment withdrawn .....	1652
Amendment adopted .....	1652
Passed House. Ayes 86, nays none .....	1652
Explanation of vote .....	1669
Signed by Speaker .....	1798

S. F.	Page	S. F.	Page
90 By County Government. A bill for an act to authorize the consolidation of counties.		119 By Gaudineer, Riley, Kennedy and Van Drie. A bill for an act relating to the salary of municipal court judges.	
Received, referred to county government .....	250	Received, referred to appropriations .....	1272
Committee report .....	445	120 By Higher Education. A bill for an act relating to the control of vehicles at institutions under the jurisdiction of the state board of regents.	
Recommended amendment, passage .....	445	Received, referred to higher education .....	302
Committee amendment .....	445	Amendment filed .....	356
Committee report adopted .....	452	Amendment filed .....	721
Amendment filed .....	473	Substituted for H. F. 162 .....	898
Re-referred to county government .....	563	Amendment lost .....	899
92 By Mowry. A bill for an act relating to dog license fees and disposition of dogs by counties.		Amendment filed .....	899
Received, passed on file .....	1253	Amendment filed .....	953
103 By Gaudineer. A bill for an act relating to excuse of jurors.		Amendment filed .....	954
Received, referred to judiciary ..	343	Amendment adopted .....	965
Committee report .....	519	Amendments withdrawn .....	965
Recommended passage .....	519	Amendment lost .....	965
Committee report adopted .....	523	Amendment adopted .....	966
Amendment filed .....	571	Amendment lost .....	966
Amendment filed .....	572	Passed House. Ayes 66, nays 16..	966
Amendments adopted .....	588	Signed by Speaker .....	1116
Passed House. Ayes 92, nays none .....	588	122 By Higher Education. A bill for an act relating to academic and administrative buildings and facilities and utilities services for such buildings and facilities and the financing by the state board of regents.	
Signed by Speaker .....	666	Received, passed on file .....	673
105 By Shaff. A bill for an act making the embezzlement of secured interests in collateral a crime and providing a penalty therefor.		Amendments filed .....	691
Received, referred to judiciary ..	328	Substituted for H. F. 157 .....	696
Committee report .....	519	Amendment adopted .....	696
Recommended passage .....	519	Amendment filed .....	697
Committee report adopted .....	523	Amendments lost .....	697
Passed House. Ayes 92, nays none .....	589	Amendment lost .....	710
Signed by Speaker .....	629	Passed House. Ayes 67, nays 26..	711
109 By Riley. A bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law.		Signed by Speaker .....	916
Received, referred to judiciary ..	733	123 By Judiciary. A bill for an act relating to supreme and district court judges' expenses.	
Re-referred to commerce .....	772	Received, referred to judiciary ..	328
116 By Conservation and Recreation. A bill for an act relating to the penalty for violation of the snowmobile regulations.		127 By Walsh, Van Drie, Nicholson, Van Gilst, Miller and Kennedy. A bill for an act relating to the limitation of certain damage actions arising out of improvements or work upon real property.	
Received, referred to conservation and recreation .....	269	Received, referred to commerce..	419
Sifting recommends calendar .....	1455	Committee report .....	590
Amendment filed .....	1477	Recommended passage .....	590
Re-referred to conservation and recreation .....	1620	Committee report adopted .....	595
118 By Van Drie and De Koster (Alt, Dougherty, Stokes, Edden and Duntton). A bill for an act relating to savings and loan associations.		Amendment filed .....	702
Received, referred to commerce..	343	Amendment filed .....	714
Committee report .....	398	Amendments lost .....	714
Recommended passage .....	398	Failed to pass House. Ayes 49, nays 40 .....	725
Committee report adopted .....	406	Motion filed to reconsider vote ..	726
Passed House. Ayes 78, nays 11..	561	Amendment filed .....	749
Explanation of vote .....	574	Amendments filed .....	786
Signed by Speaker .....	629	Amendment filed .....	865
		Motion to reconsider vote pre- valled .....	1399
		Amendments filed .....	2067
		129 By Bass (Harbor). A bill for an act to legalize and validate the proceedings of the city	

S. F.	Page
council of Red Oak, in the county of Montgomery, Iowa, in the purchase of lot No. 6 and the west half of lot No. 5 in block No. 28 in the city of Red Oak for the purpose of constructing off-street parking facilities in accordance with Chapter 390 of the 1966 Code of Iowa.	
Received, referred to judiciary ..	343
Proof of publication certified ....	213
Committee report .....	667
Recommended passage .....	667
Committee report adopted .....	672
Placed on calendar .....	727
Passed House. Ayes 85, nays none .....	737
Signed by Speaker .....	781
 133 By Judiciary. A bill for an act relating to the establishment of a second grand jury and to the appointment of additional clerks of the grand jury.	
Received, referred to judiciary ..	302
Committee report .....	519
Recommended amendment, passage .....	519
Committee amendment .....	519
Committee report adopted .....	523
Amendment filed .....	592
Committee amendment adopted ..	677
Amendment filed .....	677
Amendments adopted .....	677
Passed House. Ayes 73, nays 19 ..	677
Signed by Speaker .....	916
 138 By Miller. A bill for an act to establish a chiropractice examining board fund and to increase the fee for renewal of a license to practice chiropractic.	
Received, passed on file .....	1272
Sifting recommends calendar ..	1455
Amendment filed .....	1497
Amendment lost .....	1505
Passed House. Ayes 81, nays 1 ..	1505
Explanation of vote .....	1519
Signed by Speaker .....	1659
 146 By State Government. A bill for an act relating to the disposal of certain used state motor vehicles.	
Received, referred to state government .....	329
Committee report .....	396
Recommended passage .....	396
Committee report adopted .....	406
Passed House. Ayes 87, nays 3 ..	530
Signed by Speaker .....	629
 147 By Conservation and Recreation. A bill for an act relating to the use of trotlines.	
Received, referred to conservation and recreation .....	320
Committee report .....	506
Recommended passage .....	506
Committee report adopted .....	508
Passed House. Ayes 84, nays 1 ..	534
Signed by Speaker .....	629
 148 By Conservation and Recreation. A bill for an act relating	

S. F.	Page
to the state park and institutional road system.	
Received, referred to conservation and recreation .....	320
Committee report .....	397
Recommended passage .....	397
Committee report adopted .....	406
Passed House. Ayes 85, nays none .....	558
Explanation of vote .....	574
Signed by Speaker .....	629
 149 By Conservation and Recreation. A bill for an act relating to the imposition of a general criminal penalty for violations of the fish and game conservation laws.	
Received, referred to conservation and recreation .....	652
Committee report .....	970
Recommended passage .....	970
Committee report adopted .....	973
Placed on calendar .....	1020
Passed House. Ayes 87, nays none .....	1147
Signed by Speaker .....	1248
 155 By Arbuckle (Campbell). A bill for an act relating to findings of the commission of hospitalization.	
Received, passed on file .....	754
Substituted for H. F. 232 .....	1234
Passed House. Ayes 86, nays 5 ..	1235
Signed by Speaker .....	1284
 156 By Commerce. A bill for an act relating to the renewal of automobile insurance.	
Received, referred to commerce ..	375
Committee report .....	505
Recommended passage .....	505
Committee report adopted .....	508
Passed House. Ayes 92, nays none .....	678
Signed by Speaker .....	746
 157 By Commerce. A bill for an act relating to conflicts of interest of officers and directors of insurance companies.	
Received, referred to commerce ..	343
Committee report .....	472
Recommended passage .....	472
Committee report adopted .....	474
Passed House. Ayes 79, nays 2 ..	579
Signed by Speaker .....	629
 158 By Conservation and Recreation. A bill for an act relating to the use of firearms on state preserves.	
Received, passed on file .....	343
Substituted for H. F. 198 .....	412
Passed House. Ayes 87, nays 3 ..	412
Signed by Speaker .....	519
 159 By Conservation and Recreation. A bill for an act relating to water safety regulations.	
Received, referred to conservation and recreation .....	343
Committee report .....	533
Recommended passage .....	533
Committee report adopted .....	536
Placed on calendar .....	629
Passed House. Ayes 62, nays 28 ..	654

S. F.	Page	S. F.	Page
Motion filed to reconsider vote ..	689	Amendment filed .....	603
Re-referred to conservation and recreation .....	1101	Amendment lost .....	603
160 By Conservation and Recreation. A bill for an act to allow black bass to be bought, sold, bartered, or offered for sale. Received, referred to conservation and recreation .....	343	Amendment lost .....	604
Committee report .....	533	Passed House. Ayes 89, nays 7..	604
Recommended passage .....	533	Signed by Speaker .....	715
Committee report adopted .....	536	181 By Arbuckle, Glenn, Miller and Briles (Campbell, Schwartz and Rex). A bill for an act relating to the liability of the commission of hospitalization and the clerk of the district court for certain acts. Received, referred to sifting .....	1501
Placed on calendar .....	629	183 By Balloun. A bill for an act relating to disposal of unneeded documents. Received, referred to state government .....	653
Passed House. Ayes 89, nays 1..	655	Committee report .....	952
Signed by Speaker .....	746	Recommended passage .....	952
163 By Cities and Towns. A bill for an act relating to retirement systems for policemen and firemen. Amendment filed .....	421	Committee report adopted .....	958
Received, referred to cities and towns .....	426	Placed on calendar .....	1020
170 By State Government. A bill for an act relating to the appointment and tenure of the commissioner of public safety. Received, referred to state government .....	366	Passed House. Ayes 86, nays 2..	1096
Committee report .....	397	Signed by Speaker .....	1248
Recommended amendment, passage .....	397	188 By Judiciary. A bill for an act to define criminal trespass and to prescribe the penalty for such trespass. Received, referred to judiciary ..	640
Committee amendment .....	397	Committee report .....	782
Committee report adopted .....	406	Recommended amendment, passage .....	782
Committee amendment adopted ..	662	Committee amendment .....	782
Passed House. Ayes 88, nays 2..	663	Committee report adopted .....	790
Signed by Speaker .....	746	Steering recommends calendar ..	802
171 By Appropriations. A bill for an act making an appropriation from the primary road fund and road use tax fund to the state highway commission to pay for deficiencies in funds appropriated for field operations and to pay for certain special assessments against property owned by the state. Received, referred to appropriations .....	441	Amendment filed .....	806
Committee report .....	505	Amendment filed .....	839
Recommended amendment, passage .....	505	Amendment adopted .....	840
Committee amendment .....	505	Amendments filed .....	846
Committee report adopted .....	508	Amendment filed .....	852
Committee amendment adopted ..	526	Amendment adopted .....	852
Passed House. Ayes 77, nays 9..	527	Amendments lost .....	852
Signed by Speaker .....	629	Amendment filed .....	853
179 By Appropriations. A bill for an act relating to the expenditure and appropriation of state funds. Received, referred to appropriations .....	344	Amendment lost .....	853
Amendment filed .....	347	Amendments withdrawn .....	853
Committee report .....	571	Amendments withdrawn .....	854
Recommended passage .....	571	Amendment filed .....	854
Amendment filed .....	572	Amendment adopted .....	854
Committee report adopted .....	574	Committee amendment adopted ..	854
Amendment filed .....	592	Passed House. Ayes 93, nays 3 ..	854
Amendment filed .....	593	Message from Senate .....	920
Amendment adopted .....	602	House insisted .....	980
Amendment lost .....	602	Conference committee appointed ..	981
Amendment withdrawn .....	602	Conference committee report .....	1106
		Conference report adopted .....	1385
		Repassed House. Ayes 64, nays 30 ..	1385
		Signed by Speaker .....	1495
		190 By Tapscott, Mowry, Gaudineer, De Koster, Milligan and Robinson (Jesse, Hill, Franklin and Knoke). A bill for an act relating to the transfer of persons committed to jail. Received, referred to judiciary ..	640
		Committee report .....	843
		Recommended amendment, passage .....	843
		Committee amendment .....	843
		Committee report adopted .....	849
		Steering recommends calendar ..	880
		Amendment filed .....	928
		Committee amendments adopted ..	994
		Amendments adopted .....	995

S. F.	Page
Amendment lost .....	995
Passed House. Ayes 76, nays 14..	995
Signed by Speaker .....	1248
191 By Judiciary. A bill for an act relating to the dissolution of marriage docket.	
Received, referred to Judiciary..	419
199 By Coleman, Miller and Thordsen (Cochran, Schroeder and McCormick). A bill for an act relating to prohibited advertising practices by chiropractors and providing a penalty therefor.	
Received, passed on file .....	1272
Sifting recommends calendar ..	2095
Amendment filed .....	2190
Amendment lost .....	2190
Passed House. Ayes 74, nays 10..	2190
Signed by Speaker .....	2214
201 By County Government. A bill for an act relating to the issuance of marriage licenses.	
Received, referred to county government .....	441
Committee report .....	699
Recommended passage .....	699
Committee report adopted .....	705
Placed on calendar .....	727
Passed House. Ayes 68, nays 20..	739
Signed by Speaker .....	781
202 By County Government. A bill for an act relating to changing of names by individuals.	
Received, referred to county government .....	454
Committee report .....	699
Recommended passage .....	699
Committee report adopted .....	705
Placed on calendar .....	727
Amendments filed .....	749
Removed from calendar .....	754
Amendment filed .....	770
Amendment filed .....	806
203 By County Government. A bill for an act relating to administrative rules and regulations.	
Amendment filed .....	492
Received, referred to county government .....	508
204 By County Government. A bill for an act relating to board of supervisor approval of the salaries for the staff of probation officers.	
Received, referred to county government .....	537
Amendment filed .....	547
Substituted for H. F. 295 .....	663
Amendment lost .....	665
Amendment filed .....	668
Amendment adopted .....	676
Passed House. Ayes 62, nays 27..	676
Signed by Speaker .....	746
205 By Neu (Cochran). A bill for an act relating to assessments levied by drainage and levee districts and to interest rates.	

S. F.	Page
Received, passed on file .....	1549
Substituted for H. F. 257 .....	1619
Passed House. Ayes 82, nays 2..	1645
Explanation of vote .....	1669
Signed by Speaker .....	1717
208 By Neu, Walsh, Doderer and Gaudineer. A bill for an act to authorize purchase of tax-sheltered annuities for employees of the state educational radio and television facility board.	
Received, referred to state government .....	833
209 By Van Drie, Rabedaux, Messerly, Doderer and Gaudineer. A bill for an act relating to dissolution of credit unions.	
Received, referred to commerce..	653
Committee report .....	718
Recommended passage .....	719
Committee report adopted .....	724
Placed on calendar .....	727
Passed House. Ayes 90, nays none .....	817
Signed by Speaker .....	916
210 By Van Drie, Gaudineer, Rabedaux, Messerly and Doderer. A bill for an act relating to the conversion of credit union charters.	
Received, referred to commerce..	653
Committee report .....	862
Recommended passage .....	862
Committee report adopted .....	867
Placed on calendar .....	915
Passed House. Ayes 90, nays none .....	978
Signed by Speaker .....	1050
211 By Commerce. A bill for an act relating to the licensing of insurance adjusters and providing penalties for the violations thereof.	
Received, referred to commerce..	550
Amendment filed .....	572
217 By State Government. A bill for an act relating to compensating state employees for the use of their motor vehicles.	
Received, referred to state government .....	614
Committee report .....	804
Recommended amendment, passage .....	804
Committee amendment .....	804
Committee report adopted .....	808
Steering recommends calendar ..	914
Amendment filed .....	941
Amendment lost .....	993
Amendment filed .....	993
Amendment adopted .....	993
Committee amendment adopted ..	993
Passed House. Ayes 84, nays 4..	993
Message from Senate .....	1151
House insisted .....	1219
Conference committee appointed..	1219
Conference committee report .....	1379
Conference committee report adopted .....	1594
Repassed House. Ayes 81, nays 3..	1595
Signed by Speaker .....	1698

S. F.	Page	S. F.	Page
224 By Social Services. A bill for an act relating to the qualifications of the commissioner of public health. Received, referred to social services .....	550	256 By Cities and Towns. A bill for an act authorizing cities and towns to acquire land by lease for park purposes, and to finance the acquisition or improvement of the leased land by issuing general obligation bonds. Received, referred to cities and towns .....	653
225 By Gaudineer. A bill for an act relating to the definition of a nonresident for the purpose of making service of process. Received, referred to judiciary ..	653	Committee report .....	1153
Committee report .....	783	Recommended passage .....	1153
Recommended passage .....	783	Committee report adopted .....	1169
Committee report adopted .....	790	Placed on calendar .....	1187
Placed on calendar .....	842	Passed House. Ayes 84, nays 4..	1236
Passed House. Ayes 91, nays none .....	896	Signed by Speaker .....	1284
Signed by Speaker .....	1050	257 By Conservation and Recreation. A bill for an act relating to fish which may be taken with licensed commercial fishing gear. Received, referred to conservation and recreation .....	653
236 By Constitutional Amendments and Reapportionment. A bill for an act relating to congressional districts. Received, referred to constitutional amendments and reapportionment .....	419	Committee report .....	830
Committee report .....	433	Recommended passage .....	830
Recommended passage .....	433	Committee report adopted .....	832
Amendment filed .....	435	Placed on calendar .....	842
Committee report adopted .....	440	Passed House. Ayes 87, nays 1..	911
Made special order .....	445	Signed by Speaker .....	1050
Amendments filed .....	447	259 By Erskine (Shaw). A bill for an act relating to the imposition of an annual registration fee upon all motorboats and sailboats in lieu of personal property taxes and providing penalties for violations. Received, referred to ways and means .....	1414
Amendment filed .....	448	260 By Briles. A bill for an act relating to weather modification in counties. Received, referred to county government .....	792
Amendment filed .....	449	262 By Walsh and Griffin. A bill for an act establishing a radiation control program, providing penalties for violation of provisions of this Act, and making an appropriation therefor. Received, passed on file .....	1253
Special order .....	454	Referred to appropriations .....	1735
Amendment adopted .....	459	263 By Keith. A bill for an act to legalize and validate the proceedings of the board of directors of Iowa Lakes Community College of the counties of Emmet, Dickinson, Clay, Palo Alto, and Kossuth, Iowa, (merged area III) and the Estherville community school district of the counties of Emmet and Dickinson, Estherville, Iowa, in regard to the transfer of buildings, real estate, equipment, books and the repayment of operational costs necessary in the transfer of the existing Estherville junior college operated by the Estherville community school district to the Iowa lakes com-	
Amendment lost .....	460		
Amendment lost .....	461		
Amendment lost .....	462		
Amendment filed .....	464		
Amendments lost .....	464		
Amendment filed .....	466		
Amendment lost .....	467		
Amendment filed .....	467		
Amendment lost .....	469		
Passed House. Ayes 62, nays 34..	469		
Motion filed to reconsider vote ..	470		
Motion to reconsider vote laid on table .....	470		
Motion to reconsider vote laid on table prevailed .....	470		
Signed by Speaker .....	519		
249 By Van Drie, Gaudineer, Rabedaux, Doderer and Messerly. A bill for an act relating to federal share insurance for credit unions. Received, referred to commerce ..	673		
Committee report .....	718		
Recommended passage .....	718		
Committee report adopted .....	724		
Placed on calendar .....	727		
Passed House. Ayes 83, nays none .....	738		
Signed by Speaker .....	916		
250 By Kyhl (Nystrom). A bill for an act relating to the changing and regulation of mileage measurements contained on motor vehicle odometers and providing penalties for violating the act. Received, passed on file .....	673		
Substituted for H. F. 296 .....	792		
Passed House. Ayes 75, nays 14..	792		
Signed by Speaker .....	880		

S. F.	Page
munity college (merged area III) and to authorize and etc. Received, referred to judiciary ..	653
Proof of publication certified ...	424
<b>269</b> By Miller, Kennedy, Briles and Gilley (Schmeiser, Rex, Monroe, Scott, Roorda, Priebe, Knoblauch, Middleswart and Schroeder). A bill for an act to provide that expenditures of funds by the county board of supervisors to replace property acquired by another governmental body need not be submitted to the voters.	
Received, referred to county government ..	654
Amendment filed ..	865
Substituted for H. F. 329 ..	1093
Amendment adopted ..	1093
Passed House. Ayes 81, nays 5 ..	1094
Signed by Speaker ..	1284
<b>277</b> By Mowry. A bill for an act to legalize and validate the procedures wherein the West Marshall Community School District in the counties of Marshall and Story entered into contract for the sale of certain real estate.	
Proof of publication certified ...	452
Received, referred to judiciary ..	654
Committee report ..	880
Recommended passage ..	880
Committee report adopted ..	885
Placed on calendar ..	915
Passed House. Ayes 79, nays none ..	981
Signed by Speaker ..	1050
<b>280</b> By Riley (Pelton). A bill for an act relating to garnishment of wages, liability for costs, and discharge of employees.	
Received, referred to sifting ..	1381
Sifting recommends calendar ..	1552
Amendment filed ..	1646
Amendment adopted ..	1646
Passed House. Ayes 80, nays 1 ..	1646
Explanation of vote ..	1669
Signed by Speaker ..	1798
<b>282</b> By Riley. A bill for an act relating to the issuance of bonds by cities and towns.	
Received, referred to sifting ...	1501
<b>289</b> By Doderer and Conklin. A bill for an act relating to providing protective eyeglass lens and frames and providing a penalty.	
Received, referred to human and industrial relations ..	849
Sifting recommends calendar ..	1475
Passed House. Ayes 80, nays none ..	1503
Explanation of vote ..	1519
Signed by Speaker ..	1604
<b>295</b> By Judiciary. A bill for an act relating to nonprobate transfers.	
Received, referred to judiciary ..	733

S. F.	Page
<b>296</b> By Agriculture. A bill for an act relating to the establishment of a soybean promotion fund to receive assessments made on the sale of soybeans; to establish an Iowa soybean promotion fund; to provide for a referendum among soybean producers and to provide penalties.	
Received, passed on file ..	1169
Amendment filed ..	1321
Amendment filed ..	1322
Amendment filed ..	1411
Substituted for H. F. 349 ..	1472
Amendments adopted ..	1472
Amendment filed ..	1472
Amendments lost ..	1474
Amendments filed ..	1477
Amendments lost ..	1485
Amendment filed ..	1485
Amendments adopted ..	1486
Amendments filed ..	1486
Amendment lost ..	1486
Amendments adopted ..	1487
Amendments lost ..	1487
Passed House. Ayes 69, nays 27 ..	1487
Motion filed to reconsider vote ..	1488
Amendment filed ..	1555
Motion to reconsider vote prevailed ..	1574
Amendment adopted ..	1574
Repassed House. Ayes 74, nays 13 ..	1574
Signed by Speaker ..	1822
<b>297</b> By Law Enforcement. A bill for an act relating to motor vehicle inspection and safety and relating to registration certificates and containers, and providing penalties for violation of the act.	
Received, referred to law enforcement ..	944
Re-referred to transportation ..	960
Amendment filed ..	1078
Amendment filed ..	1248
Sifting recommends calendar ..	1626
Amendment filed ..	1660
Amendments filed ..	1717
Amendment withdrawn ..	1721
Amendment withdrawn ..	1722
Amendment filed ..	1722
Amendments adopted ..	1722
Passed House. Ayes 64, nays 30 ..	1723
Signed by Speaker ..	2099
<b>302</b> By Conklin. A bill for an act relating to the reporting of motor vehicle accidents.	
Received, referred to law enforcement ..	1081
Sifting recommends calendar ..	1475
Amendment filed ..	1497
Amendment withdrawn ..	1524
Passed House. Ayes 86, nays none ..	1525
Signed by Speaker ..	1659
<b>308</b> By Griffin and Walsh. A bill for an act relating to delegates to political party caucuses and conventions.	
Received, passed on file ..	1253
Sifting recommends calendar ..	1455
Passed House. Ayes 86, nays none ..	1469
Signed by Speaker ..	1604

S. F.	Page
312 By Judiciary. A bill for an act relating to the organization of corporations.	
Received, referred to judiciary ..	654
Committee report ..	783
Recommended passage ..	783
Committee report adopted ..	790
Placed on calendar ..	842
Passed House. Ayes 86, nays none ..	909
Signed by Speaker ..	1050
323 By Davis and Doderer. A bill for an act relating to negotiation proceedings of public agencies.	
Received, referred to sifting ....	1382
325 By Mowry (Pelton). A bill for an act relating to escheat of unclaimed postal savings system accounts.	
Received, passed on file ..	1254
Sifting recommends calendar ..	1456
Passed House. Ayes 86, nays 1 ..	1470
Signed by Speaker ..	1534
326 By Laverty (Varley). A bill for an act relating to the authority of the chemical technology review board.	
Received, referred to environmental preservation ..	1034
Committee report ..	1117
Recommended passage ..	1117
Committee report adopted ..	1135
Sifting recommends calendar ..	1400
Amendment filed ..	1411
Amendment lost ..	1467
Passed House. Ayes 84, nays 4 ..	1467
Signed by Speaker ..	1534
332 By Conservation and Recreation. A bill for an act relating to the seasons and limits on fish and frogs.	
Received, referred to conservation and recreation ..	1034
Sifting recommends calendar ..	1552
Amendment filed ..	1579
Amendment adopted ..	1621
Passed House. Ayes 78, nays none ..	1621
Signed by Speaker ..	1798
345 By Social Services. A bill for an act to provide protection for the institutional officers of the Iowa security medical facility.	
Received, referred to social services ..	733
Committee report ..	1247
Recommended passage ..	1247
Committee report adopted ..	1253
Sifting recommends calendar ..	1475
Passed House. Ayes 78, nays none ..	1506
Explanation of vote ..	1519
Signed by Speaker ..	1604
347 By De Koster and Gaudineer (Kreamer and Pelton). A bill for an act relating to private foundations and charitable trusts.	
Received, passed on file ..	850

S. F.	Page
Substituted for H. F. 434 ..	909
Passed House. Ayes 89, nays 1 ..	910
Signed by Speaker ..	1050
348 By De Koster and Gaudineer (Kreamer and Pelton). A bill for an act relating to non-profit corporations.	
Received, referred to judiciary ..	850
Committee report ..	952
Recommended passage ..	952
Committee report adopted ..	958
Placed on calendar ..	1020
Passed House. Ayes 82, nays none ..	1147
Signed by Speaker ..	1284
349 By Ways and Means. A bill for an act relating to the penalty and interest for the sales tax.	
Received, referred to ways and means ..	673
Committee report ..	1021
Recommended passage ..	1021
Committee report adopted ..	1033
Passed House. Ayes 82, nays none ..	1297
Signed by Speaker ..	1456
353 By Cities and Towns. A bill for an act relating to powers of local authorities to designate snow routes and regulate traffic thereon.	
Received, referred to cities and towns ..	733
Committee report ..	783
Recommended passage ..	783
Committee report adopted ..	790
Steering recommends calendar ..	802
Passed House. Ayes 84, nays 7 ..	816
Motion filed to reconsider vote ..	823
Motion to reconsider vote withdrawn ..	834
Signed by Speaker ..	916
355 By Tapscott, Palmer and Carlson. A bill for an act relating to the tax levy for county hospitals in counties having a population of two hundred twenty-five thousand or more.	
Received, referred to ways and means ..	1254
Committee report ..	1579
Recommended passage ..	1579
Committee report adopted ..	1585
Passed House. Ayes 83, nays none ..	1619
Signed by Speaker ..	1698
361 By Potgeter. A bill for an act relating to the taxation of private and professional libraries.	
Received, referred to ways and means ..	772
Committee report ..	1285
Recommended passage ..	1285
Committee report adopted ..	1293
Passed House. Ayes 73, nays 1 ..	1296
Signed by Speaker ..	1456
363 By County Government. A bill for an act relating to the salary of deputy sheriffs in counties having a population	



HOUSE RECORD OF SENATE BILLS

2329

S. F.	Page
of over two hundred fifty thousand.	
Received, referred to law enforcement	733
Sifting recommends calendar	2004
Amendment filed	2047
Removed from calendar	2050
 365 By Iowa Development. A bill for an act to provide for this state to enter into the mid-west nuclear compact.	
Received, passed on file	733
Substituted for H. F. 396	759
Passed House. Ayes 96, nays none	760
Signed by Speaker	880
 369 By Kennedy, Briles, Gilley, Riley, Walsh, Kyhl, Potter, Gaudineer, Lamborn and Shawver (Tieden, Doyle, Ellsworth, Taylor, Mendenhall, Blouin and McCormick). A bill for an act to authorize certain vehicle safety regulations on streets and highways and to prescribe a penalty.	
Received, referred to sifting	1878
 386 By Commerce. A bill for an act relating to assignment of group life insurance.	
Received, referred to commerce	773
Sifting recommends calendar	1456
Passed House. Ayes 76, nays 1	1482
Signed by Speaker	1534
 389 By Cities and Towns. A bill for an act relating to the place of payment of public bonds.	
Received, referred to cities and towns	850
Committee report	1153
Recommended passage	1153
Committee report adopted	1169
Placed on calendar	1187
Passed House. Ayes 86, nays none	1237
Signed by Speaker	1284
 392 By Agriculture. A bill for an act relating to the eradication of hog cholera and the control and eradication of the swine diseases.	
Received, passed on file	1272
Sifting recommends calendar	1822
Amendment filed	1870
Amendment withdrawn	1870
Amendments filed	1871
Amendments adopted	1871
Amendment lost	1871
Passed House. Ayes 88, nays 1	1872
Motion filed to reconsider vote	1879
 402 By Law Enforcement. A bill for an act relating to benefits under the peace officers' retirement system.	
Received, referred to law enforcement	850
Committee report	1188
Recommended passage	1188
Committee report adopted	1218
Sifting recommends calendar	1534
Passed House. Ayes 79, nays none	1540
Signed by Speaker	1659

S. F.	Page
413 By Higher Education. A bill for an act relating to the period of time for which a merged area may levy a tax for certain purposes.	
Received, referred to ways and means	1720
 417 By Judiciary. A bill for an act relating to judicial restricting and judicial nominating commissions.	
Received, passed on file	773
Amendment filed	806
Amendment filed	865
Substituted for H. F. 409	878
Amendment lost	879
Amendment filed	882
Amendment adopted	889
Point of order raised	889
Passed House. Ayes 68, nays 29	890
Signed by Speaker	1116
 418 By Gaudineer. A bill for an act relating to benefits for veterans in state employment.	
Received, referred to state government	1169
 425 By Milligan (Alt and Freeman). A bill for an act to legalize and validate the proceedings of the town council of the town of Peterson, Clay county, Iowa, levying certain special assessments and issuing special assessment street improvement bonds.	
Proof of publication certified	773
Received, referred to judiciary	1082
Sifting recommends calendar	1534
Passed House. Ayes 82, nays 1	1550
Signed by Speaker	1659
 426 By Milligan (Kreamer). A bill for an act to legalize and validate the proceedings of the board of directors of the Des Moines Independent Community School District, in the County of Polk, State of Iowa, confirming and authorizing the sale of certain property.	
Proof of publication certified	751
Message from Senate	1232
Substituted for H. F. 555	1238
Passed House. Ayes 83, nays none	1238
Signed by Speaker	1284
 428 By Judiciary. A bill for an act to provide a unified trial court having district court judges and district court magistrates, and district court associate judges during transition; to discontinue courts inferior to the district court; and to establish traffic violations offices within the district court to receive uniform traffic violation penalties.	
Received, referred to judiciary	1034
 431 By Conservation and Recreation. A bill for an act relating to hunting restrictions.	
Received, referred to conservation and recreation	1219
Amendment filed	1556

S. F.	Page	S. F.	Page
433		Passed House. Ayes 79, nays 2.	1504
		Explanation of vote	1519
		Signed by Speaker	1659
Received, referred to state government	1135	461	
Committee report	1188	By Judiciary. A bill for an act relating to supreme court officers and employees and their duties, including court administration, as directed by the supreme court.	
Recommended passage	1189	Received, passed on file	1254
Committee report adopted	1218	Sifting recommends calendar	1456
Sifting recommends calendar	1399	Passed House. Ayes 75, nays none	1481
Amendment filed	1497	Signed by Speaker	1659
Amendment withdrawn	1539	462	
Passed House. Ayes 69, nays 7.	1539	By Ways and Means. A bill for an act relating to property tax levies for the basic school tax in Ida, Johnson, and Kosuth counties.	
Signed by Speaker	1659	Received, referred to ways and means	960
438		Committee report	1285
By Social Services. A bill for an act relating to easements on property subject to the jurisdiction of the department of social services.		Recommended passage	1285
Received, referred to social services	850	Committee report adopted	1293
442		Passed House. Ayes 80, nays none	1297
By Riley. A bill for an act relating to the investment of public funds from the sale of school bonds.		Signed by Speaker	1456
Received, referred to sifting	1382	463	
Sifting recommends calendar	1552	By Ways and Means. A bill for an act relating to registration fees for snowmobiles and the disposition of the fees.	
Passed House. Ayes 79, nays none	1622	Received, referred to ways and means	1231
Signed by Speaker	1698	468	
444		By Law Enforcement. A bill for an act relating to the regulation and control of certain drugs and providing procedures for enforcement and penalties and making additional amendments to the Code in conformity with Senate File one (1), Acts of the Sixty-fourth General Assembly, first session.	
By Higher Education. A bill for an act relating to student fees at merged area community colleges and vocational schools.		Received, referred to law enforcement	1169
Received, referred to sifting	1382	Sifting recommends calendar	1475
Sifting recommends calendar	1626	Passed House. Ayes 78, nays 1.	1514
Amendments filed	1654	Explanation of note	1519
Amendment adopted	1654	Signed by Speaker	1659
Amendment withdrawn	1655	469	
Motion filed to reconsider vote	1655	By Cities and Towns. A bill for an act to legalize and validate the proceedings of the town council of the town of Bussey, in the County of Marion, State of Iowa, in amending a certain resolution for the authorization and issuance of water revenue bonds, dated April 1, 1961, to increase the maximum rates which may be charged to consumers of water.	
Motion to reconsider vote prevailed	1655	Proof of publication certified	867
Amendments lost	1656	Received, referred to cities and towns	988
Amendment filed	1656	Committee report	1153
Amendment filed	1657	Recommended passage	1153
Point of order raised	1657	Committee report adopted	1169
Passed House. Ayes 82, nays 9.	1657	Placed on calendar	1187
Motion filed to reconsider vote	1659	Passed House. Ayes 87, nays none	1239
Explanation of vote	1669	Signed by Speaker	1284
Motion to reconsider vote failed	1766		
Signed by Speaker	1822		
446			
By Transportation. A bill for an act relating to the overall length of combinations of vehicles.			
Received, referred to sifting	1760		
449			
By State Government. A bill for an act relating to the purchase and use of state-owned automobiles.			
Received, referred to state government	1169		
Sifting recommends calendar	1475		
Passed House. Ayes 70, nays 7.	1515		
Explanation of vote	1519		
Signed by Speaker	1578		
460			
By Judiciary. A bill for an act providing for enactment of the uniform partnership act.			
Received, referred to judiciary	988		
Sifting recommends calendar	1475		

S. F.	Page
473 By Judiciary. A bill for an act relating to remedies for the dilution of the distinctiveness of a mark.	
Received, referred to judiciary	1219
Sifting recommends calendar	1553
Amendment filed	1580
Amendment adopted	1622
Passed House. Ayes 76, nays none	1623
Signed by Speaker	1798
474 By Law Enforcement. A bill for an act relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials.	
Received, passed on file	1231
Substituted for H. F. 660	1273
Amendment filed	1274
Amendment adopted	1274
Passed House. Ayes 75, nays 7	1274
Motion filed to reconsider vote	1283
Explanation of vote	1285
Motion to reconsider vote withdrawn	1362
Message from Senate	1603
House concurred	1647
Repassed House. Ayes 86, nays 1	1647
Explanation of vote	1669
Signed by Speaker	1717
480 By Agriculture. A bill for an act prohibiting the sale, offer for sale, and distribution of teasel or seeds, making teasel a noxious weed, and providing a penalty.	
Received, passed on file	1254
484 By County Government. A bill for an act to authorize county boards of supervisors to adopt and enforce certain traffic ordinances, and to provide penalties for violations.	
Received, referred to sifting	1382
Sifting recommends calendar	1553
Passed House. Ayes 77, nays none	1623
Signed by Speaker	1698
485 By Judiciary. A bill for an act relating to elections to fill vacancies in the General Assembly.	
Received, referred to sifting	1519
Sifting recommends calendar	1757
Passed House. Ayes 83, nays none	1765
Signed by Speaker	1874
487 By Appropriations. A bill for an act making appropriations to certain state agencies.	
Received, referred to appropriations	1035
Committee report	1400
Recommended passage	1400
Committee report adopted	1413
Passed House. Ayes 88, nays none	1463
Signed by Speaker	1604
500 By Judiciary. A bill for an act relating to the Iowa inheritance tax.	

S. F.	Page
Received, passed on file	1352
Amendment filed	1606
Sifting recommends calendar	1773
Amendment withdrawn	1783
Passed House. Ayes 86, nays 1	1783
Signed by Speaker	1874
502 By Environmental Preservation. A bill for an act relating to the establishment of water effluent standards.	
Received, referred to sifting	1382
Sifting recommends calendar	1399
Passed House. Ayes 87, nays none	1466
Signed by Speaker	1534
503 By County Government. A bill for an act relating to the salaries of county officers.	
Received, referred to sifting	1760
Sifting recommends calendar	2004
Amendment filed	2031
Amendment filed	2067
Amendments filed	2104
Amendment withdrawn	2179
Amendment lost	2180
Amendment withdrawn	2180
Amendment filed	2180
Amendment withdrawn	2181
Amendments filed	2181
Amendments adopted	2181
Amendment adopted	2182
Passed House. Ayes 67, nays 18	2182
Signed by Speaker	2214
505 By Ways and Means. A bill for an act relating to state income tax deductions.	
Received, referred to ways and means	1170
507 By State Government. A bill for an act relating to the Iowa crime commission.	
Received, referred to sifting	1414
Sifting recommends calendar	1456
Passed House. Ayes 80, nays 3	1471
Signed by Speaker	1534
509 By Human and Industrial Relations. A bill for an act relating to vocational training and apprenticeship programs.	
Received, referred to sifting	1382
Sifting recommends calendar	1553
Amendment filed	1700
Amendment adopted	1754
Passed House. Ayes 79, nays none	1754
Signed by Speaker	2000
510 By Ways and Means. A bill for an act relating to sales and use tax, the distribution of revenue therefrom, and providing penalties.	
Received, referred to ways and means	1549
Committee report	1579
Recommended passage	1579
Amendment filed	1580
Committee report adopted	1585
Amendment filed	1606
Amendment filed	1637
Amendment filed	1660
Amendment filed	1661

S. F.	Page	S. F.	Page
Amendment lost .....	1670	Received, referred to appropria-	
Amendment filed .....	1670	tions .....	1332
Amendments lost .....	1671	Committee report .....	1400
Amendment withdrawn .....	1672	Recommended passage .....	1401
Amendments adopted .....	1673	Committee report adopted .....	1413
Amendment filed .....	1673	Passed House. Ayes 90, nays	
Amendment lost .....	1674	none .....	1460
Failed to pass House. Ayes 48,		Signed by Speaker .....	1534
nays 49 .....	1674		
Motion filed to reconsider vote .....	1675	527 By Appropriations. A bill	
Motion filed to reconsider vote .....	1675	for an act relating to reports	
Motion filed to reconsider vote .....	1675	of treasurers of political sub-	
Motion filed to reconsider vote .....	1675	divisions.	
Amendment filed .....	1700	Received, referred to appropria-	
Amendment filed .....	1701	tions .....	1414
Amendment filed .....	1778		
Amendment filed .....	1798	528 By Appropriations. A bill	
Motion filed to reconsider vote .....	1839	for an act to appropriate funds	
Motion to reconsider vote with-		from the general fund of the	
drawn .....	2038	state to the higher education	
Motion to reconsider vote pre-		facilities commission for the	
valled .....	2039	state supported scholarship	
Amendment filed .....	2039	and medical student tuition	
Amendment adopted .....	2040	loan programs.	
Motion to reconsider vote with-		Received, referred to appropria-	
drawn .....	2040	tions .....	1720
Amendments withdrawn .....	2040	Committee report .....	1774
Point of order raised .....	2040	Recommended amendment, pas-	
Amendment filed .....	2040	sage .....	1774
Amendment withdrawn .....	2041	Committee amendment .....	1774
Amendments lost .....	2041	Committee report adopted .....	1780
Point of order raised .....	2041	Committee amendment adopted .....	1821
Amendments filed .....	2042	Passed House. Ayes 82, nays	
Amendment lost .....	2042	none .....	1821
Amendments withdrawn .....	2042	Signed by Speaker .....	2099
Amendment adopted .....	2042		
Passed House. Ayes 53, nays 40.		530 By County Government. A	
Motion filed to reconsider vote .....	2043	bill for an act relating to con-	
Motion to reconsider vote laid on		ditions of withdrawal from a	
table prevailed .....	2043	county library district.	
Signed by Speaker .....	2214	Received, referred to sifting ....	1520
		Sifting recommends calendar ....	1626
514 By Ways and Means. A bill		Passed House. Ayes 72, nays 11.	1644
for an act to increase the tax		Explanation of vote .....	1669
on beer.		Signed by Speaker .....	1717
Received, referred to ways and			
means .....	2108	533 By Judiciary. A bill for an	
Committee report .....	2125	act to legalize the purchase	
Recommended passage .....	2125	of real estate by the state	
Passed House. Ayes 54, nays 34.	2143	historical society of Iowa, for	
Signed by Speaker .....	2214	the use and benefit of the state	
		of Iowa.	
518 By County Government. A		Received, referred to sifting ....	1520
bill for an act relating to the		Sifting recommends calendar ....	1756
condemnation of property by		Passed House. Ayes 81, nays	
the county for flood and ero-		none .....	1765
sion control projects.		Signed by Speaker .....	1874
Received, referred to sifting ....	1460		
Sifting recommends calendar ....	1756	534 By Judiciary. A bill for an	
Passed House. Ayes 77, nays		act relating to the manner in	
none .....	1763	which court reporters are com-	
Signed by Speaker .....	1822	pensated.	
		Received, referred to sifting ...	1639
523 By Ways and Means. A bill			
for an act relating to the tax		539 By State Government. A bill	
exemption on forest and fruit-		for an act to legalize the pro-	
tree reservations.		ceedings of the board of su-	
Received, referred to ways and		perisors of Hardin County in	
means .....	2033	connection with contracts and	
		expenditures made for the re-	
526 By Appropriations. A bill		modeling of the county court	
for an act to make appropria-		house located in Eldora, Iowa.	
tions to the appointive mem-		Received, referred to sifting ....	1878
bers of the capitol planning		Proof of publication certified ....	1520
commission for per diem com-		Sifting recommends calendar ....	2004
penation for services ren-		Removed from calendar .....	2064
dered.			

S. F.	Page
542 By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to the department of public defense for various capital improvements, repairs, replacements, alterations, equipment and rehabilitation purposes.	
Received, referred to appropriations	1826
Committee report	1874
Recommended passage	1874
Committee report adopted	1878
Passed House. Ayes 74, nays 7.	1983
Signed by Speaker	2045
543 By Appropriations. A bill for an act to appropriate from the general fund of the state for capital improvements for institutions under the department of social services, including construction of new buildings, repairs, improvements, replacements, or alterations.	
Received, referred to appropriations	1703
Committee report	1774
Recommended passage	1774
Committee report adopted	1780
Amendment filed	1798
Amendment lost	1981
Passed House. Ayes 82, nays 3.	1981
Signed by Speaker	2045
544 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the commission on alcoholism.	
Received, referred to appropriations	1716
Amendment filed	1717
Committee report	1875
Recommended amendment, passage	1875
Committee amendment	1875
Committee report adopted	1878
Amendment filed	1976
Amendments lost	1985
Amendment filed	1985
Amendment filed	1986
Amendment adopted	1986
Committee amendment adopted	1986
Passed House. Ayes 79, nays 8.	1987
Message from Senate	2035
House insisted	2061
Conference committee appointed	2071
Conference committee report	2095
Conference committee report adopted	2122
Repassed House. Ayes 83, nays 9.	2123
Signed by Speaker	2214
545 By Appropriations. A bill for an act to appropriate from the general fund of the state for capital improvements for physical plant and facilities and for the discharge of duties by the superintendent of public buildings and grounds.	
Received, referred to appropriations	1703
Committee report	1875
Recommended passage	1875

S. F.	Page
Committee report adopted	1878
Passed House. Ayes 78, nays 4.	1991
Signed by Speaker	2099
549 By Judiciary. A bill for an act relating to the appointment and election of state judicial nominating commissioners.	
Received, referred to sifting	2070
550 By Appropriations. A bill for an act relating to the judicial retirement system.	
Received, referred to appropriations	1826
Committee report	2100
Recommended passage	2100
Passed House. Ayes 81, nays 7.	2160
Signed by Speaker	2214
551 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the department of public safety for radio equipment for the division of radio communication.	
Received, referred to appropriations	1809
Committee report	1895
Recommended passage	1895
Committee report adopted	1953
Passed House. Ayes 78, nays none	1992
Signed by Speaker	2099
552 By Appropriations. A bill for an act to appropriate from moneys received by certain commissions, boards, and departments.	
Received, referred to appropriations	1826
Committee report	1875
Recommended passage	1875
Committee report adopted	1878
Passed House. Ayes 87, nays 1.	1884
Signed by Speaker	2000
553 By Appropriations. A bill for an act making appropriations to certain state agencies and divisions thereof.	
Received, referred to appropriations	1826
Committee report	1875
Recommended passage	1875
Committee report adopted	1878
Passed House. Ayes 86, nays 1.	1885
Signed by Speaker	2000
554 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the Iowa state fair board.	
Received, referred to appropriations	1826
Amendment filed	1859
Committee report	1875
Recommended passage	1875
Committee report adopted	1878
Amendment filed	1988
Amendment lost	1988
Amendment lost	1989
Amendment filed	1989

S. F.	Page
Amendment lost .....	1990
Passed House. Ayes 72, nays 11.	1990
Signed by Speaker .....	2099
<b>555 By Appropriations. A bill for an act to provide an appropriation from the general fund of the state for capital improvements for the Iowa law enforcement academy.</b>	
Received, referred to appropriations .....	1760
Committee report .....	2140
Recommended passage .....	2140
Amendment filed .....	2161
Amendment lost .....	2161
Amendment filed .....	2171
Amendment adopted .....	2171
Passed House. Ayes 58, nays 30.	2171
Motion filed to reconsider vote.	2172
Motion to reconsider vote laid on table .....	2172
Motion to reconsider vote laid on table prevailed .....	2172
Signed by Speaker .....	2214
<b>556 By Appropriations. A bill for an act creating and making an appropriation to the executive council general contingent fund.</b>	
Received, referred to appropriations .....	1760
Committee report .....	2100
Recommended amendment, passage .....	2100
Committee amendment .....	2100
Committee amendment adopted .....	2121
Passed House. Ayes 89, nays 1.	2121
Signed by Speaker .....	2214
<b>557 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of public safety and various divisions thereof.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1895
Recommended passage .....	1895
Committee report adopted .....	1953
Amendment filed .....	1993
Amendment withdrawn .....	2005
Amendment filed .....	2005
Amendment adopted .....	2005
Passed House. Ayes 87, nays 2.	2005
Message from Senate .....	2043
House refused to concur .....	2061
Conference committee appointed.	2071
Conference committee report .....	2088
Conference committee report adopted .....	2088
Repassed House. Ayes 84, nays 1 .....	2088
Signed by Speaker .....	2214
<b>558 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa state commerce commission and its divisions, and providing for the assessment of expenses incurred by the commission.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1895

S. F.	Page
Recommended passage .....	1895
Committee report adopted .....	1953
Passed House. Ayes 73, nays 1.	1994
Signed by Speaker .....	2099
<b>559 By Appropriations. A bill for an act to appropriate and authorize expenditures from the car dispatcher revolving fund.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1895
Recommended passage .....	1896
Committee report adopted .....	1953
Passed House. Ayes 76, nays 1.	1994
Signed by Speaker .....	2099
<b>560 By Appropriations. A bill for an act relating to state aid for the mentally ill and mentally retarded.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1896
Recommended passage .....	1896
Committee report adopted .....	1953
Passed House. Ayes 77, nays 1.	1997
Signed by Speaker .....	2099
<b>561 By Appropriations. A bill for an act to appropriate from the general fund of the state to the Iowa state fair board for capital improvements.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1875
Recommended passage .....	1875
Committee report adopted .....	1878
Passed House. Ayes 72, nays 11.	1991
Signed by Speaker .....	2099
<b>562 By Appropriations. A bill for an act to appropriate from the general fund of the state of Iowa to the state historical society for development of designated historical sites.</b>	
Received, referred to appropriations .....	1861
Committee report .....	1876
Recommended passage .....	1876
Committee report adopted .....	1878
Passed House. Ayes 82, nays 8.	1886
Signed by Speaker .....	2000
<b>563 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the state historical society.</b>	
Received, referred to appropriations .....	1878
Committee report .....	1896
Recommended passage .....	1896
Committee report adopted .....	1953
Amendment filed .....	1976
Return to Senate .....	1978
Amendment filed .....	2047
Amendment lost .....	2086
Amendment withdrawn .....	2087
Passed House. Ayes 17, nays 10.	2087
Signed by Speaker .....	2195
<b>564 By Appropriations. A bill for an act to make appropriations to members of the ad-</b>	

S. F.	Page
visory investment board of the Iowa public employees' retirement system.	
Received, referred to appropriations	1862
Committee report	1876
Recommended passage	1876
Committee report adopted	1878
Passed House. Ayes 87, nays 2.	1887
Signed by Speaker	2000
<b>565 By Appropriations.</b> A bill for an act making an appropriation to the department of social services and divisions thereof, including the board of parole, and providing for the administration thereof and providing for a study committee.	
Received, referred to appropriations	1878
Amendment filed	1952
Amendments filed	2000
Amendment filed	2001
Amendments filed	2031
Committee report	2045
Recommended amendment, passage	2045
Committee amendment	2045
Amendments filed	2047
Committee report adopted	2048
Amendment lost	2051
Amendment lost	2052
Amendment lost	2053
Amendment filed	2053
Amendment lost	2054
Amendments lost	2055
Committee amendment adopted	2056
Amendment lost	2057
Amendment filed	2057
Amendment adopted	2057
Amendment withdrawn	2057
Amendment lost	2058
Amendment withdrawn	2058
Amendment adopted	2059
Amendment filed	2060
Amendment adopted	2060
Passed House. Ayes 80, nays 12	2060
Motion filed to reconsider vote	2063
Motion filed to reconsider vote	2063
Explanation of vote	2070
Motion to reconsider vote withdrawn	2086
House concurred	2139
Repassed House. Ayes 78, nays 10	2139
Signed by Speaker	2214
<b>568 By Appropriations.</b> A bill for an act making an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.	
Received, referred to appropriations	1879
Committee report	1896
Recommended passage	1896
Committee report adopted	1953
Passed House. Ayes 72, nays 1.	1995
Signed by Speaker	2099
<b>569 By Appropriations.</b> A bill for an act making an appropriation to the state highway com-	

S. F.	Page
mission from the primary road fund for the purpose of making payments for expenses incurred in administering the merit employment system.	
Received, referred to appropriations	1879
Committee report	1896
Recommended passage	1896
Committee report adopted	1953
Passed House. Ayes 76, nays none	1996
Signed by Speaker	2099
<b>570 By Appropriations.</b> A bill for an act to appropriate from the general fund of the state for the Iowa commission for the blind.	
Received, referred to appropriations	1879
Committee report	1896
Recommended passage	1896
Committee report adopted	1953
Passed House. Ayes 77, nays 1.	1997
Signed by Speaker	2099
<b>571 By Law Enforcement.</b> A bill for an act relating to the effective date of the Act regulating motor vehicle odometers.	
Received, referred to sifting	2070
Sifting recommends calendar	2095
Passed House. Ayes 79, nays 1.	2177
Signed by Speaker	2214
<b>572 By Appropriations.</b> A bill for an act relating to the control and use of state funds, powers and duties of the budget and financial control committee and providing an appropriation.	
Received, referred to appropriations	2033
Amendment filed	2068
Committee report	2100
Recommended amendment, passage	2100
Committee amendment	2100
Amendment filed	2130
Amendment withdrawn	2130
Amendments lost	2131
Committee amendment adopted	2131
Amendment adopted	2132
Passed House. Ayes 80, nays 9.	2132
Message from Senate	2172
House refused to concur	2173
Conference committee appointed.	2178
Conference committee report	2188
Conference committee report adopted	2189
Repassed House. Ayes 82, nays 2	2189
Signed by Speaker	2214
<b>573 By Appropriations.</b> A bill for an act to appropriate from the primary road fund to the state highway commission, and relating to employees of the state highway commission under the state merit system.	
Amendment filed	2001
Received, referred to appropriations	2003
Amendment filed	2031
Committee report	2066

S. F.	Page	S. F.	Page
Recommended amendment, passage	2066	Amendment lost	2135
Committee amendment	2066	Passed House. Ayes 82, nays 7	2135
Committee report adopted	2069	Signed by Speaker	2214
Committee amendment adopted	2091	578 By Appropriations. A bill for an act to make an appropriation to the Iowa development commission.	
Committee amendment lost	2091	Received, referred to appropriations	2034
Amendment lost	2091	Committee report	2046
Amendment withdrawn	2091	Recommended passage	2046
Passed House. Ayes 91, nays 1	2091	Committee report adopted	2048
Motion filed to reconsider vote	2116	Passed House. Ayes 69, nays 22	2078
Motion to reconsider vote prevailed	2119	Signed by Speaker	2195
Amendment filed	2119	579 By Appropriations. A bill for an act making an appropriation to the supreme court and district courts.	
Amendment filed	2120	Received, referred to appropriations	2034
Amendments adopted	2120	Committee report	2102
Repassed House. Ayes 93, nays 1	2120	Recommended passage	2102
Signed by Speaker	2214	Passed House. Ayes 89, nays 1	2136
574 By Ways and Means. A bill for an act relating to the remittance of sales and use tax receipts to the department of revenue.		Signed by Speaker	2214
Received, referred to ways and means	2033	580 By Appropriations. A bill for an act relating to an appropriation for payment of certain damages occasioned by the nonnegligent operation of an Iowa highway safety patrol vehicle.	
Committee report	2125	Received, referred to appropriations	2037
Recommended passage	2125	Committee report	2092
Passed House. Ayes 71, nays 22	2142	Recommended passage	2092
Motion filed to reconsider vote	2161	Passed House. Ayes 87, nays none	2092
Motion to reconsider vote prevailed	2162	Signed by Speaker	2195
Amendment filed	2162	581 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to various state departments and their divisions, and transferring and appropriating from certain departmental funds.	
Amendment adopted	2162	Amendment filed	2032
Repassed House. Ayes 62, nays 22	2162	Received, referred to appropriations	2033
Motion filed to reconsider vote	2163	Committee report	2066
Motion to reconsider vote laid on table prevailed	2163	Recommended passage	2066
Signed by Speaker	2214	Amendment filed	2068
576 By Appropriations. A bill for an act making an appropriation from the general fund of the State of Iowa to various state departments and their divisions, and transferring and appropriating from certain departmental funds.		Committee report adopted	2069
Amendment filed	2032	Amendments filed	2094
Received, referred to appropriations	2033	Amendment adopted	2094
Committee report	2066	Amendments withdrawn	2094
Recommended passage	2066	Amendment filed	2095
Amendment filed	2068	Amendments lost	2095
Committee report adopted	2069	Amendment filed	2123
Amendments filed	2094	Amendment adopted	2124
Amendment adopted	2094	Amendment withdrawn	2124
Amendments withdrawn	2094	Passed House. Ayes 79, nays 12	2124
Amendment filed	2095	Signed by Speaker	2214
Amendments lost	2095	577 By Appropriations. A bill for an act to make an appropriation to the department of public instruction for reimbursements to schools districts and county boards of education.	
Amendment filed	2123	Received, referred to appropriations	2034
Amendment adopted	2124	Committee report	2102
Amendment withdrawn	2124	Recommended passage	2102
Passed House. Ayes 79, nays 12	2124	Amendment filed	2105
Signed by Speaker	2214	Amendment lost	2135
577 By Appropriations. A bill for an act to make an appropriation to the department of public instruction for reimbursements to schools districts and county boards of education.		Passed House. Ayes 82, nays 7	2135
Received, referred to appropriations	2034	Signed by Speaker	2214
Committee report	2102	578 By Appropriations. A bill for an act to make an appropriation to the Iowa development commission.	
Recommended passage	2102	Received, referred to appropriations	2034
Amendment filed	2105	Committee report	2046
		Recommended passage	2046
		Committee report adopted	2048
		Passed House. Ayes 69, nays 22	2078
		Signed by Speaker	2195
		579 By Appropriations. A bill for an act making an appropriation to the supreme court and district courts.	
		Received, referred to appropriations	2034
		Committee report	2102
		Recommended passage	2102
		Passed House. Ayes 89, nays 1	2136
		Signed by Speaker	2214
		580 By Appropriations. A bill for an act relating to an appropriation for payment of certain damages occasioned by the nonnegligent operation of an Iowa highway safety patrol vehicle.	
		Received, referred to appropriations	2037
		Committee report	2092
		Recommended passage	2092
		Passed House. Ayes 87, nays none	2092
		Signed by Speaker	2195
		581 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to various state departments and their divisions, and transferring and appropriating from certain departmental funds.	
		Amendment filed	2032
		Received, referred to sifting	2071
		Committee report	2124
		Recommended passage	2125
		Passed House. Ayes 88, nays 1	2137
		Signed by Speaker	2214
		582 By Appropriations. A bill for an act to appropriate from the general fund of the state to the department of public instruction for driver's training aid and providing for administrative expenses.	
		Received, referred to appropriations	2074
		Amendment filed	2105
		Committee report	2125
		Recommended amendment, passage	2125
		Committee amendment	2125
		Committee amendment adopted	2174
		Amendment adopted	2174
		Passed House. Ayes 82, nays 8	2174
		Signed by Speaker	2214
		583 By Appropriations. A bill for an act to establish the salary rate for the superintendent of	



S. F.	Page
the department of public instruction.	
Received, referred to appropriations .....	2074
Amendment filed .....	2105
Committee report .....	2140
Recommended passage .....	2140
Amendments filed .....	2147
Amendment lost .....	2158
Point of order raised .....	2158
Amendment withdrawn .....	2158
Passed House. Ayes 60, nays 30 ..	2159
Motion filed to reconsider vote ..	2159
Motion to reconsider vote laid on table .....	2159
Motion to reconsider vote laid on table prevailed .....	2159
Signed by Speaker .....	2214
<b>584 By Appropriations.</b> A bill for an act to appropriate funds from the general fund of the State of Iowa for capital improvements and purchases of land for institutions under the state board of regents including construction of new buildings, repairs, improvements, land purchases, replacements, or alterations, and providing for joint control of the expenditure thereof by the board of regents, the Governor, and the state of comptroller.	
Received, referred to appropriations .....	2127
Passed House. Ayes 84, nays 5 ..	2195
Signed by Speaker .....	2214
<b>585 By Appropriations.</b> A bill for an act relating to the costs of auditing the accounts of the area schools.	
Received, referred to appropriations .....	2127
<b>586 By Appropriations.</b> A bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.	
Received, referred to appropriations .....	2127
Amendment filed .....	2208
Point of order raised .....	2209
Amendment adopted .....	2210
Passed House. Ayes 68, nays 16 ..	2210
Signed by Speaker .....	2214
<b>587 By Appropriations.</b> A bill for an act to appropriate funds from the general fund of the state of Iowa to the state board of regents to reimburse state educational institutions	

S. F.	Page
for deficiencies in operating revenues resulting from funds pledged to finance academic and administrative buildings and facilities and utilities services.	
Received, referred to appropriations .....	2127
Passed House. Ayes 60, nays 26 ..	2207
Signed by Speaker .....	2214
<b>588 By Appropriations.</b> A bill for an act to provide an appropriation from the general fund of the state of Iowa to the state board of regents to replace building space and equipment lost through fire at the University of Northern Iowa.	
Received, referred to appropriations .....	2127
Rule suspended .....	2196
Passed House. Ayes 82, nays 6 ..	2196
Signed by Speaker .....	2214
<b>589 By Appropriations.</b> A bill for an act to make appropriations to members of the committee on child labor for per diem and expense claims for services rendered.	
Received, referred to appropriations .....	2140
Committee report .....	2144
Recommended passage .....	2144
Passed House. Ayes 90, nays 1 ..	2160
Signed by Speaker .....	2214
<b>590 By Appropriations.</b> A bill for an act relating to a renal disease program and to provide an appropriation therefor.	
Received, referred to appropriations .....	2156
<b>591 By Appropriations.</b> A bill for an act making an appropriation to the Iowa American revolution bicentennial commission.	
Received, referred to appropriations .....	2156
Passed House. Ayes 65, nays 24 ..	2197
Signed by Speaker .....	2214
<b>592 By Appropriations.</b> A bill for an act to appropriate from the general fund of the state of Iowa to the higher education facilities commission for the tuition grant program.	
Received, referred to appropriations .....	2156
<b>593 By Appropriations.</b> A bill for an act to make an appropriation to the executive council for the college of osteopathic medicine and surgery.	
Received, referred to appropriations .....	2191

## HOUSE CONCURRENT RESOLUTIONS

### RELATING TO—

1—Joint convention January 11, 1971, 1:30 p.m., governor's message, canvass of votes, January 12, 1971 at 10:00 a.m. ....	9
2—Additional employees, joint committee appointed .....	13
3—All printed information, etc. intended for general distribution be distributed under the supervision of the sergeant-at-arms .....	65, 158
4—Adjournment Thursday afternoon, January 14, 1971, reconvene 10:00 a.m., Monday, January 18, 1971 .....	71
5—Apportionment plan, 40 senatorial districts and 80 representative districts .....	71, 201
6—Commend General Joseph G. May, Colonel Eric P. Berner, and the national guard for the excellent arranging of inaugural ceremonies .....	111, 146
7—Joint convention, governor's budget message, January 27, 1971, at 10:45 a.m. ....	128, 146
8—Congratulate department of public instruction and its vocational rehabilitation branch upon the golden anniversary of its program .....	157, 167
9—Master plan for higher education, develop legislative proposals, submit recommendations .....	176, 968
10—Urge banks, landlords, industry, public, etc., to understand and seek fair and economically sound solutions to the critical problems of the farmer .....	191, 271
11—Urge Congress to retain department of agriculture .....	192, 240
12—Request Congress and President of the United States remove all military personnel from Southeast Asia by July 1, 1971 .....	222, 266
13—Extend congratulations to Welp's breeding farm for earning "E" award .....	250, 271
14—College of criminal justice be established at University of Northern Iowa .....	287, 1704
15—That the Iowa legislature opposes the invasion of Laos .....	288, 321
16—That a joint House and Senate committee be appointed to devise a plan for reapportionment for consideration by the 64th General Assembly no later than April 18, 1971 .....	302
17—Further objectives of the governor's economy committee report re design work being performed within the department of the highway commission .....	321, 427
18—That the Congress of the United States propose an amendment to the United States constitution allowing citizens 18 years or older voting privileges for all elections .....	423, 476, 477
19—Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice .....	443
20—Members of General Assembly submitting legalizing acts .....	470
21—Joint convention, Monday, March 1, 1971, at 10:10 a.m., President Richard M. Nixon to address joint convention .....	479
22—Committee to conduct study of the penal and correctional system in Iowa, submit recommendations .....	518, 819
23—Committee to study state-owned communications, submit recommendations .....	524, 778

24—Commend Drake University basketball team and extend full support in its upcoming playoff game .....	568, 577
25—Committee to study developing Iowa land use proposals .....	576
26—Committee to study legislation authorizing pari-mutuel betting in Iowa, submit report .....	640, 1767
27—Advisory committee to study advantages of a pari-mutuel system of betting, submit report .....	641
28—Pay tribute to the memory of Dixie Cornell Gebhardt of Knoxville as the designer of the Iowa state flag on its fiftieth anniversary ...	733
29—Adjourn Thursday, April 8, 1971, reconvene on Monday, April 12, 1971 at 10:00 a.m.—Good Friday .....	774, 796
30—Committee to study present and projected future needs for railroad service, etc., submit report .....	774
31—Joint memorial session Wednesday, April 28, 1971, at 7:30 p.m. ....	810, 833
Time change to April 27, 1971 .....	931
32—Request governor review present policy of the state re insurance..	841, 911
33—Governor request comptroller or auditor of state review statutory bonding provisions for state employees .....	842, 912
34—Committee to study state environmental programs and agencies, submit recommendations .....	869
35—Proclaim April 19-25, 1971, as "Environmental Week in Iowa" ..	1004, 1013
36—General Assembly endorse efforts of Congressmen proposing to amend daylight saving time law .....	1106
37—Claims rejected by joint claims committee be resubmitted for consideration by the General Assembly .....	1501, 1608, 1811
38—Listed claims be held over for consideration by second regular session of the 64th General Assembly .....	1536, 1812
39—Adjournment on Friday, May 28, 1971, reconvene on Tuesday, June 1, 1971 at 9:30 a.m., for Memorial Day .....	1640, 1669
40—Committee to study feasibility of prohibiting corporations, etc. from buying local industrial plants and closing them to obtain income tax deductions .....	1668
41—That the department of social services be directed to continue assistance payments and not reduce such payments because of increased social security benefits .....	1703, 1741
42—Committee to study cable television .....	2036
43—Commissioner of public safety rescind rules and regulations re safety equipment for motorcyclists .....	2037, 2075
44—Committee to study applications, capabilities, use, abuse and control of computer information .....	2050
45—Committee to study feasibility of retaining present property tax exemptions .....	2072
46—Committee to study the inequities in the taxes on personal property	2106
47—That the board of regents be authorized to complete the carrying out of the projects heretofore approved by the 63rd General Assembly..	2140
48—Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc.	2141
49—That the merit employment commission and the director be directed to develop a proposed plan providing a uniform system of pay scales and fringe benefits for all state employees .....	2194

## HOUSE RESOLUTIONS

### RELATING TO—

1—Chaplain committee .....	12
2—That each member of the House select and appoint a qualified clerk .....	12
3—Express personal sympathy to Representative Vernon A. Ewell in the loss of his father, Mr. Vernon A. Ewell .....	166
4—Express personal sympathy to Representative James D. Wells in the loss of his mother, Mrs. Florence Wells .....	432
5—Express personal sympathy to Representative C. Raymond Fisher in the loss of his mother, Mrs. Rachel Fisher .....	576
6—Express personal sympathy to Representative Vernon Bennett in the loss of his mother, Mrs. Helen F. Bennett .....	960, 974
7—Express personal sympathy to Representative Harold O. Fischer in the loss of his father, Mr. Jack L. Fischer .....	1386
8—That the United States withdraw all military personnel from Indo-China by the end of 1971 .....	1399, 1954
9—Interim expenses for the chief clerk of the House .....	2037, 2076
10—Public safety, department of, conduct study as to the usefulness and safety aspects of the "Life Lite" and feasibility of installation on all automobiles .....	2194

## SENATE CONCURRENT RESOLUTIONS

### RELATING TO—

1—Joint committee to arrange for inauguration .....	13
2—Senate and House members, office of staff of Senate secretary and chief clerk and press to be furnished 1971 codes and session laws..	14
3—Journals, bills and binders to be furnished free to county auditors..	14
4—Adjournment Friday, March 12, 1971—reconvene Monday, March 22, 1971 at 10:00 a.m. ....	91, 407
5—Compensation of chaplains, officers and employees of General Assembly .....	91, 119
6—Compensation of joint legislative employees .....	93, 119
7—Senate and House journals and bills be mailed to Iowa's United States Senators and Congressmen and the council of state governments ..	94
8—Each major political party be issued passes for use during 64th General Assembly .....	120, 178
10—Committee to study functions of commerce commission to update code, submit report .....	674
12—Joint session Thursday, April 1, 1971 at 2:00 p.m., pioneer lawmakers present program .....	408
13—Friday, February 26, 1971, final day for Senate members to submit bill requests to legislative service bureau, and Monday, March 8, 1971, final day for House members .....	426, 465
14—Extend deep and profound sympathy to the family and relatives of Senator Charles K. Sullivan, committees appointed to represent Senate and House at the funeral .....	359

15—Pay homage to Karl King noted Iowa band director and composer celebrating his 80th birthday on February 21, 1971 .....	388
16—Request Governor Ray issue a proclamation designating the week of March 21 as "Iowa concern for prisoners of war missing in action week" .....	497, 566
18—Committee to study and determine need of revising and updating state housing code, enforcement, etc., submit report .....	675
19—Extend to President Richard M. Nixon a most cordial invitation to attend and address a joint session of the General Assembly .....	465
20—Governor Robert D. Ray invited to attend joint convention re address by President Richard M. Nixon .....	480
21—Chief justice and members of the Supreme Court, elected state officials and Iowa congressional delegation invited to attend joint convention re address by President Richard M. Nixon .....	480
24—Recall House File 29 from governor .....	540
25—Committee to study the feasibility of establishing a department of transportation, submit report .....	1320
26—Invitation to Dr. Norman Borlaug to address a joint convention of the 64th General Assembly .....	614, 689
30—Congratulate Ed Gagner and Iowa State University gymnastics team on their achievements .....	900, 969
32—Ten-year building program, board of regents ..2152-2154, 2198-2201, 2214	
33—Board of regents authorized to complete projects of building program .....	2154-2156, 2201-2204, 2214
34—That the General Assembly opposes any plan to move the United States department of agriculture veterinary biologics division laboratory from Ames .....	964
35—Petition Congress re railpax .....	1019, 1082
38—Adjournment Friday, May 28, 1971—reconvene Monday, January 10, 1972, at 10:00 a.m. ....	1272, 2102, 2148, 2211
41—Details of closing the 1971, first regular session of the 64th General Assembly, interim staff and work, reconvening 1972, second regular session, etc. ....	1891, 2076
42—Secretary of Senate and chief clerk of the House authorized to attend national legislative conference .....	1892, 2076
43—Expenses of legislators, pertaining to operation of legislative services between sessions, be paid after proper authorization .....	1892, 2076
44—General Assembly extends congratulations and best wishes to George Mills .....	1893, 2007
46—That all resolutions calling for interim studies not adopted in both Houses be delivered to the President pro tempore and Speaker of the House and the legislative council determine priorities, etc. 2049, 2076	

## SUBJECT INDEX

### ABORTION—

#### General

Termination of a pregnancy, penalties. S. F. 114, Conklin; H. F. 134, Moffitt.  
Permit abortions in certain instances, penalty. S. F. 344, Potgeter.

### ABSTRACTS—

#### General

Legal description of land remaining after condemnation or purchase, furnished by purchaser. H. F. 25, Holden, et al.; S. F. 22, Briles, et al.

### ACCIDENTS—

#### General

Death of persons resulting from operation of motor vehicles, penalties. S. F. 94, Kennedy.

Reporting of vehicle accidents, \$200. H. F. 258, Kreamer.

Clarify law concerning leaving the scene of an accident. S. F. 302, Conklin.

Blood tests of persons dying as a result of motor vehicle accidents, driver. S. F. 464, Conklin.

### ACCOUNTING—

#### General

Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.

Superintendent of public instruction establish an accounting system for school corporations. S. F. 481, Gaudineer.

Regulation of public accounting, etc., penalties. H. F. 643, Ellsworth, et al.; S. F. 490, Walsh.

Establish a board of licensed accountants, penalties. H. F. 656, Norpel, et al.

Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

### ACTS—

#### General

Effective date of acts passed by the General Assembly. H. F. 445, Goode.

### ADC—

#### General

Eligibility requirements for ADC, minors. H. F. 278, social services.

Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.

ADC recipient notify social welfare of any changes. H. F. 495, Knoke.

ADC, blind assistance, and aid to disabled, payment shifted from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.

Eliminate residency requirement for eligibility for ADC. H. F. 520, Knoke.

Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc. H. C. R. 48; H. J. 2141.

### ADMINISTRATIVE PROCEDURE—

#### General

Provide definite procedure for legislature to effect changes in administrative rules. H. F. 412, Welden, et al.

### ADOPTIONS—

#### (See Minors)

### ADVERTISING—

#### General

Advertisement of meat and poultry products must state grade. H. F. 116, Mayberry and Franklin.

Prohibit advertising practices by chiropractors, penalty. S. F. 199, Coleman, et al.; H. F. 303, Cochran, et al.

Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.

Regulation of advertising and selling courses of instruction. H. F. 499, Grassley, et al.

Regulation of outdoor campaign advertising, penalty. H. F. 584, Logemann.

Control and regulate outdoor advertising along interstate and federal aid primary highways. H. F. 737, transportation.

### ADVISORY COMMITTEES AND/OR COUNCILS—

#### General

Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)

Establish an advisory council for vocational education. H. F. 647, Dunton.

Compensation for refinancing costs, property acquired for a public use, relocation advisory assistance program. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.

Advisory committee to study advantages of a pari-mutuel system of betting, submit report. H. C. R. 27; H. J. 641.

Advisory committee to study advantages of a pari-mutuel system of betting, submit report. S. C. R. 27; S. J. 553, 770, 1133.

### AERONAUTICS—

#### General

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.  
 Require voter approval for aviation authority to levy a one mill tax. H. F. 173, Schroeder.  
 Operator of an aircraft not liable for damages to a passenger. H. F. 270, Pierson, et al.; S. F. 329, Laverty and Van Drie.  
 State car dispatcher changed to state vehicle dispatcher, include aircraft, etc. H. F. 523, Priebe and Fischer of Grundy.  
 State regulation of aircraft noise, penalty. H. F. 554, Small.  
 Increase registration fees for airmen and aeronautics instructors. H. F. 608, Dunton.  
 Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.  
 Reduce motor fuel tax refunds allowable on aircraft, divide unclaimed refunds between airports, etc. S. F. 535, transportation.  
 Aeronautics commission, appropriation. H. F. 693, appropriations.  
 Aeronautics commission, statutory salary of director. H. F. 739, appropriations.

### AGE—

#### General

Renewal of auto insurance, cannot require physical solely on basis of age, or other. S. F. 156, commerce.  
 Eighteen, minimum age of taxicab drivers. S. F. 258, Tapscott and Carlson.  
 Age of majority. H. F. 323, Larson and Blouin.  
 Age requirements for admission to school. H. F. 441, Willits.  
 Age discrimination in employment. S. F. 516, social services.  
 Age discrimination in employment. H. F. 65, Dougherty, et al.; S. F. 274, Riley.  
 Aging, commission on, salaries, etc., appropriation. H. F. 708, appropriations.  
 Aging, commission on, statutory salary of executive secretary. H. F. 739, appropriations.

### AGRICULTURE—

#### General

Organize department of agriculture into three divisions. S. F. 73, Neu, et al.; H. F. 146, Shaw and Drake.  
 Urge congress to retain department of agriculture. H. C. R. 11; H. J. 192, 240 adopted; S. J. 182, 205.  
 Bonding of operators of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.  
 Establish weather modification board in counties, petitioned, levy tax. S. F. 260, Briles.  
 Prohibit certain business entities from engaging in business in the agricultural industry, penalties. S. F. 292, agriculture.  
 Child labor, detasseling, etc. S. F. 313, Potgeter, et al.; H. F. 473, human and industrial relations. S.  
 Prohibit certain corporations from engaging in farming, etc. S. F. 320, Glenn, et al.  
 Vending of foods and beverages, penalty. S. F. 334, agriculture.  
 Supplement the federal laboratory animal welfare act, provide standards for the care of animals, etc., penalties. H. F. 389, Radl, et al.; S. F. 435, Walsh and Riley.  
 That the General Assembly opposes any plan to move the U. S. Department of Agriculture Veterinary Biologics Division Laboratory from Ames. S. C. R. 34; S. J. 843, 849 adopted; H. J. 964 adopted.  
 Transfer supervision over bonded warehouses from commerce commission to department of agriculture. H. F. 665, Logemann.  
 State agricultural workers covered by workmen's compensation. S. F. 524, human and industrial relations.  
 Department of agriculture, appropriate from moneys received. H. F. 700, appropriations.  
 Appropriate from general fund to department of agriculture for general administration—animal health and veterinary, agriculture statistics—bee inspection—moisture measuring inspection—meat and poultry inspection—agriculture marketing—all for salaries, etc.—market news poultry—horticulture society—chemical technology review board—all for support, etc., none for capital improvements. H. F. 728, appropriations.

#### Animals

Registration of animals, agriculture, repeals section and chapter. H. F. 47, Schroeder.  
 Sale and resale of cattle, health certificate. H. F. 50, Rex.  
 Brucellosis tests, department of agriculture approve type of, and establish standards. H. F. 130, agriculture.  
 Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.  
 Eradication of hog cholera and control and eradication of the swine diseases. S. F. 392, agriculture.

Require livestock dealers record brands, inspectors from department of agriculture authorized to inspect records. H. F. 589, Patton, et al.

#### **Dairy**

Specifications and standards for cheese and cheese products. H. F. 114, Meneff; S. F. 152, agriculture.

#### **Farm**

Computation of Iowa net income, farming. H. F. 68, Mendenhall.  
Assessment of agricultural property, eliminate productivity, etc. H. F. 81, Uban.

Urge banks, landlords, industry, public, etc., to understand and seek fair and economically sound solutions to the critical problems of the farmer. H. C. R. 10; H. J. 191, 271 adopted; S. J. 208.

Improvements in drainage and levee districts. S. F. 137, Keith.

Extend congratulations to Welp's breeding farm for earning 'E' award. H. C. R. 13; H. J. 250, 271 adopted; S. J. 209 adopted.

Extend congratulations to Welp's breeding farm for earning 'E' award. S. C. R. 11; S. J. 203, 209 withdrawn. (H. C. R. 13 substituted.)

Towing of four-wheeled trailers with steering axles. S. F. 366, Curran and Keith.

#### **Feed**

Commercial feed inspection fee to be fixed annually. H. F. 381, agriculture; S. F. 362, Potgeter and Coleman. S.

#### **Grain**

Liability of a warehouseman for grain in his licensed facilities. H. F. 237, Fischer of Grundy and Logemann.

Purchasers and transporters of unprocessed grain licensed by commerce commission, penalties. S. F. 400, Pierson, et al.

#### **Inspection**

Commercial feed inspection fee to be fixed annually. H. F. 381, agriculture; S. F. 362, Potgeter and Coleman. S.

Increase inspection fees for weights and measures. H. F. 527, agriculture.

Require livestock dealers record brands, inspectors from department of agriculture authorized to inspect records. H. F. 589, Patton, et al.

Inspection of food establishments, etc., penalty. H. F. 631, Strothman.

#### **Marketing**

Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.

Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.

Create Iowa egg fund, promote marketing of eggs, excise tax for. S. F. 255, Coleman; H. F. 350, Rex.

Create Iowa soybean promotion board. S. F. 296, agriculture; H. F. 349, agriculture.

Update references in code, Iowa Poultry Association, Inc. H. F. 384, Rex.

Create Iowa corn marketing and research board, promote marketing of corn, excise tax for. S. F. 375, Stephens, et al.

#### **Meat and Poultry**

Restaurants and grocery stores exempt from obtaining meat and poultry inspection licenses. H. F. 55, Radl.

Advertisement of meat and poultry products must state grade. H. F. 116, Mayberry and Franklin.

Repeat meat and poultry inspection act. S. F. 351, Schaben, et al.

Repeat section 191.9 requiring labeling of foreign meat. H. F. 382, agriculture.

Update references in code, Iowa Poultry Association, Inc. H. F. 384, Rex.

#### **Pesticides—Entomology**

Entomologist, state, office of, department of agriculture. H. F. 22, Fisher of Greene, et al.

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.

Authority of the chemical technology review board, agricultural chemicals, etc. S. F. 326, Lavery.

Use and application of pesticides, update law. H. F. 602, agriculture.

#### **Secretary of**

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.

Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.

Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.

Governor appoint secretary of agriculture. H. F. 246, Blouin, et al.

Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.

Create Iowa egg fund, promote marketing of eggs, excise tax for. S. F. 255, Coleman; H. F. 350, Rex.



Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.  
 Create Iowa soybean promotion board. S. F. 296, agriculture; H. F. 349, agriculture.  
 Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.  
 Commercial feed inspection fee to be fixed annually. H. F. 381, agriculture; S. F. 362, Potgeter and Coleman. S.  
 Supplement the federal laboratory animal welfare act, provide standards for the care of animals, etc., penalties. H. F. 389, Radl, et al.; S. F. 435, Walsh and Riley.  
 Create Iowa corn marketing and research board, promote marketing of corn, excise tax for. S. F. 375, Stephens, et al.  
 Sale or transfer of livestock brands. H. F. 470, Winkelman.  
 Use and application of pesticides, update law. H. F. 602, agriculture.  
 Agriculture, department of, statutory salary of secretary of. H. F. 739, appropriations.

**Seed**

Hemp a noxious weed. H. F. 71, Stromer.  
 Labeling of seed corn containers. H. F. 287, Rex, et al.  
 Removes requirement of printing seed permit number on each package, establish progressive fee schedule for a seed permit. H. F. 335, Pierson, et al.  
 Teasel a noxious weed. S. F. 480, agriculture.

**Warehouses**

Warehouse re-examination fees. H. F. 2, Fisher of Greene, et al.; S. F. 48, Neu, et al.  
 Liability of a warehouseman for grain in his licensed facilities. H. F. 237, Fischer of Grundy and Logemann.

**Weights and Measures**

Automatic recorders on scales, no exceptions. H. F. 451, agriculture.  
 Increase inspection fees for weights and measures. H. F. 527, agriculture.

**AIR POLLUTION—**

(See Pollution)

**AIR POLLUTION CONTROL COMMISSION—****General**

Prevention, abatement or control of noise pollution, penalties. S. F. 450, Potgeter; H. F. 585, Lipsky and Shaw.

**AIRCRAFT—**

(See Aeronautics)

**ALARMS—****General**

False alarms, fire, explosion, or other. H. F. 240, Knoke.

**ALCOHOLIC BEVERAGES—**

(Also see Liquor Control Commission)

**General**

Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.  
 Penalties for unlawfully transporting intoxicating liquors. S. F. 93, Kennedy; H. F. 125, Doyle.  
 Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 108, Kennedy.  
 Time during which alcoholic liquor and beer may be delivered, sold, and consumed. S. F. 169, Thordsen, et al.  
 Increase fee charged for a class "A" beer permit. H. F. 176, Larson.  
 Definition of alcoholic beverages re operation of a motor vehicle by an operator under the influence of. H. F. 195, Holden, et al.  
 Unlawful to possess alcoholic beverages by minors in a motor vehicle. H. F. 250, Doyle, et al.  
 Property tax exemption for establishments holding a federal retail liquor sales permit. S. F. 227, Miller, et al.  
 Issue wine licenses to restaurants, fee. H. F. 306, Rodgers, et al.  
 Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.  
 Property tax exemptions to country clubs, fraternal clubs and veterans organizations, liquor stamp. H. F. 344, Kremer.  
 Sale of alcoholic beverages by certain liquor licensees and beer permittees on Sunday, fees. H. F. 345, Shaw, et al.  
 Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.  
 Prohibit sale or distribution of certain beverages in certain disposable containers, penalty. H. F. 485, Rodgers, et al.  
 Sale and distributing of wine, 17% alcohol, penalties. S. F. 443, Walsh, et al.; H. F. 674, Trowbridge, et al.  
 Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.  
 Increase tax on beverages containing alcohol. S. F. 514, ways and means.  
 Hours during which alcoholic liquor and beer may be sold. H. F. 685, Gluba, et al. (Similar subject matter as H. F. 345)

Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.

#### **ALCOHOLISM—**

##### **General**

Allow prosecution of minors as adults for violation of beer and liquor laws, removes jurisdiction of juvenile courts. S. F. 43, Stephens.

Counties may use institution funds for rehabilitative services to an alcoholic. H. F. 331, Andersen.

Alcoholism, commission on, appropriation. S. F. 544, appropriations.

Alcoholism, commission on, statutory salary of director. H. F. 739, appropriations.

Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.

#### **AMBULANCES—**

(See Motor Vehicles, sub-ref. Ambulances)

#### **AMERICAN REVOLUTION BICENTENNIAL COMMISSION—**

##### **General**

Iowa American Revolution Bicentennial Commission, appropriations. S. F. 350, Lavery and Gaudineer.

Iowa American Revolution Bicentennial Commission, appropriations. S. F. 591, appropriations.

#### **ANIMALS—**

##### **General**

Bonding of operators of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.

Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.

Repeal bounties on certain wild animals. H. F. 360, Bray, et al.

Sale or transfer of livestock brands. H. F. 470, Winkelman.

Require livestock dealers record brands, inspectors from department of agriculture authorized to inspect records. H. F. 589, Patton, et al.

##### **Diseases**

Sale and resale of cattle, health certificate. H. F. 50, Rex.

Brucellosis tests, department of agriculture approve type of, and establish standards. H. F. 130, agriculture.

Eradication of hog cholera and control and eradication of the swine diseases. S. F. 392, agriculture.

##### **Domesticated Other Than Farm**

Increase county dog license fees, and disposition of dogs. S. F. 92, Mowry; H. F. 224, Miller.

Supplement the federal laboratory animal welfare act, provide standards for the care of animals, etc., penalties. H. F. 389, Radl, et al.; S. F. 435, Walsh and Riley.

Licensing of dogs, county required to, also pay cities and towns for lost revenue, etc. H. F. 500, Ellsworth and Radl.

##### **Farm**

Registration of animals, agriculture, repeal section and chapter. H. F. 47, Schroeder.

##### **Non-domesticated**

County conservation boards manage wildlife areas. H. F. 438, Lipsky.

#### **ANNEXATION—**

(Also see Zoning)

##### **General**

Levee and drainage districts, annexation of additional lands, may cross county lines. H. P. 503, Waugh.

#### **ANNUITIES—**

##### **General**

Exempt from state income tax a portion of annuities received by retired federal employees. H. F. 196, Andersen, et al.; S. F. 253, Nicholson, et al.

Authorize purchase of tax-sheltered annuities for employees of educational radio and TV facility board. S. F. 208, Neu, et al.; H. F. 244, Alt, et al.

Repeal authorization for purchase of tax-sheltered annuities for employees of county boards of education, state board of public instruction, and merged area schools. H. F. 548, Schroeder.

#### **APPEAL BOARD, STATE—**

##### **General**

Embezzled county funds, replaced by county, maximum one mill property tax. H. F. 60, Rex.

Appeal board cannot pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.

#### **APPEALS—**

##### **General**

Rehearing and appeal procedures, commerce commission action or decisions. S. F. 72, Neu, et al.; H. F. 235, Shaw, et al. S.

Improvements in drainage and levee districts. S. F. 137, Keith.

- Appeals to employment safety commission, actions of labor commissioner upheld if 5 affirmative votes. H. F. 245, Kehe and Waugh.  
 Provide that criminal appeals will be in the same manner as civil appeals. S. F. 235, Gaudineer.  
 Post conviction procedure. S. F. 206, Neu, et al.  
 Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)  
 Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.  
 Collection of court costs re appeals. H. F. 675, judiciary.
- Commission**  
 Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566.)  
 Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156.)

**APPOINTEES—****General**

- Payment of civil rights commission appointees. H. F. 408, Franklin, et al.

**APPROPRIATIONS—****General**

- Advances to state employees to cover expenses. H. F. 5, Welden, et al.; S. F. 13, Curran and Neu.  
 Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.  
 Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.  
 Counties may enter into agreements with community health centers for their services, appropriations. S. F. 142, Briles and Miller; H. F. 284, Mendenhall, et al.  
 Reduce expenditures of state funds. (July 1, 1971) S. F. 179, appropriations.  
 Establish a midwestern medical education board, appropriation. S. F. 154, Walsh, et al.; H. F. 316, Tieden, et al.  
 State assistance to local governments following major disasters, appropriation. S. F. 321, Coleman, et al.  
 Iowa American Revolution Bicentennial Commission, appropriation. S. F. 350, Lavery and Gaudineer.  
 Salaries of judges of the district court, 87.5 per cent of supreme court judges. H. F. 417, Kelly.  
 Construction of the College of Osteopathic Medicine and Surgery, appropriation for. S. F. 404, Tapscott, et al.; H. F. 513, Creamer, et al.  
 Create office of state architect, appropriation. H. F. 564, Priebe and Fischer of Grundy.  
 War orphans' educational aid fund, appropriation. H. F. 606, appropriations.  
 Payment of certain damages by nonnegligent operation of a highway patrol vehicle, appropriation. S. F. 483, Lamborn; S. F. 580, appropriations.  
 Members of committee on appropriations appointed to budget and financial control committee. H. F. 679, Pelton.  
 Legislative salaries, Senator Sullivan, deceased, Senator Gross, successor. S. J. R. 10, appropriations.  
 Repeal provision of law requiring every treasurer of political subdivisions, except townships, to submit report each year to the auditor of state re investments. S. F. 527, appropriations.  
 Sewage works construction fund, appropriation. H. F. 710, appropriations.  
 Appropriate to drug abuse program, office of governor. S. F. 576, appropriations.  
 Appropriate to national conference of state legislative leaders. S. F. 576, appropriations.  
 Appropriate to pharmacy examiners. S. F. 576, appropriations.  
 Appropriate to supreme court, clerk of—code editor and court administrator. S. F. 576, appropriations.  
 Geologist, office of, statutory salary of. H. F. 739, appropriations.  
 Pharmacy examiners, board of, statutory salary of secretary. H. F. 739, appropriations.  
 Payment of certain publication costs of the academy of science, appropriation to comptroller for. H. F. 740, appropriations.  
 Iowa American Revolution Bicentennial Commission, appropriation. S. F. 591, appropriations.  
 Committee on child labor, appropriation to members of. S. F. 589, appropriations.  
 Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.
- Accountancy**  
 Accountancy, board of—architectural examiners, board of—banking department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.
- Aeronautics**  
 Aeronautics commission, appropriation. H. F. 693, appropriations.  
 Aeronautics commission, statutory salary of director. H. F. 739, appropriations.

**Aging**

Aging, commission on, salaries, etc., appropriation. H. F. 708, appropriations.  
 Aging, commission on, statutory salary of executive secretary. H. F. 739, appropriations.

**Agriculture**

Department of agriculture, appropriate from moneys received. H. F. 700, appropriations.

Appropriate from general fund to department of agriculture for general administration—animal health and veterinary, agriculture statistics—bee inspection—moisture measuring inspection—meat and poultry inspection—agriculture marketing—all for salaries, etc.—market news poultry—horticulture society—chemical technology review board—all for support, etc., none for capital improvements. H. F. 728, appropriations.

Agriculture, department of, statutory salary of secretary of. H. F. 739, appropriations.

**Alcoholism**

Alcoholism, commission on, appropriation. S. F. 544, appropriations.

Alcoholism, commission on, statutory salary of director. H. F. 739, appropriations.

**Architectural Examiners**

Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

**Arts Council**

Appropriate to arts council. S. F. 576, appropriations.

Arts council, statutory salary of director. H. F. 739, appropriations.

**Attorney General**

Appropriate to attorney general. S. F. 576, appropriations.

Attorney general, statutory salary of. H. F. 739, appropriations.

**Auditor of State**

Appropriate to auditor of state. S. F. 576, appropriations.

Auditor of state, statutory salary of. H. F. 739, appropriations.

**Banking Department, State**

Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

Banking, department of, statutory salary of superintendent. H. F. 739, appropriations.

**Blind, Commission on**

Blind, commission for, statutory salary of director. H. F. 739, appropriations.

Appropriate from general fund to commission for the blind. S. F. 570, appropriations.

**Budget and Financial Control Committee**

Budget and financial control committee, powers of, control and use of state funds, capital improvements, sale of land, etc, appropriation for. S. F. 572, appropriations. (Item veto)

**Buildings and Grounds**

Buildings and grounds, appropriation, capital improvements. S. F. 545, appropriations.

Appropriate to buildings and grounds, superintendent of. S. F. 576, appropriations.

**Capitol Planning Commission**

Appointive members, capitol planning commission, appropriation for per diem compensation. S. F. 526, appropriations.

Appropriate to capitol planning commission. S. F. 576, appropriations.

**Car Dispatcher**

Appropriate and authorize expenditures from the car dispatcher revolving fund for salaries, etc.—gasoline, oil, tires, etc. S. F. 559, appropriations.

Car dispatcher, statutory salary of. H. F. 739, appropriations.

**Cities and Towns**

Establish a municipal tax relief fund, appropriation for street purposes. S. F. 398, Gaudineer, et al.

**Civil Rights**

Appropriate to civil rights commission. S. F. 576, appropriations.

Civil rights commission, statutory salary of executive secretary. H. F. 739, appropriations.

**Claims**

Appropriation, settlement of claims. H. F. 699, appropriations.

Appropriation to members of advisory investment board of IPERS, claims. S. F. 564, appropriations.

**Code Editor**

Appropriate to supreme court, clerk of—code editor and court administrator. S. F. 576, appropriations.

Supreme court, statutory salaries of the judges, 9 legal assistants, clerk of, code editor, and court administrator. H. F. 739, appropriations.

**Commerce Commission**

Appropriate from general fund to commerce commission for general administration, motor transportation division, warehouse division, utilities division, all for salaries, etc.—and any other utilities. S. F. 558, appropriations.

Commerce commission, statutory salary of executive secretary and each member. H. F. 739, appropriations.

**Comptroller**

Appropriate from motor vehicle fuel tax fund to state comptroller, refund warrants. H. F. 695, appropriations.

Appropriate to comptroller. S. F. 576, appropriations.

Comptroller, statutory salary of. H. F. 739, appropriations.

**Conservation Commission**

Appropriate to conservation commission, division of lands and waters, from marine fuel tax fund for recreational boating program. H. F. 719, appropriations.

Appropriate the fish and game protection fund for use by conservation commission for salaries, equipment, etc., and for capital improvements, etc. H. F. 720, appropriations.

Transfer of funds from state conservation fund and fish and game protection fund to administration fund. H. F. 721, appropriations.

Appropriate from general fund to conservation commission, division of lands and waters for salaries, etc., and for maintenance of state parks, etc.—prison labor program—state advisory board for preserves. H. F. 722, appropriations.

Appropriate from general fund to conservation commission for projects re state parks, preserves, waters, lakes, land, erosion, trees, etc. H. F. 723, appropriations.

Conservation commission, statutory salary of director. H. F. 739, appropriations.

**Constitutional Revision Committee**

Establish a constitutional revision commission to study need for a constitutional convention, revision of the constitution, appropriation. S. J. R. 6, Doderer and Gaudineer.

**Council of State Governments**

Appropriate to council of state governments. S. F. 576, appropriations.

**Counties**

Provide aid to juvenile homes, appropriation. S. F. 358, Gaudineer.

**Crime Commission**

Appropriate to crime commission. S. F. 576, appropriations.

Crime commission, statutory salary of executive secretary. H. F. 739, appropriations.

**Development Commission**

Development commission, appropriation to, for salaries, agricultural products promotion, etc. S. F. 578, appropriations.

Development commission, statutory salary of director. H. F. 739, appropriations.

**Economic Opportunity, Office of**

Appropriate to office of economic opportunity. S. F. 576, appropriations.

Economic opportunity, office of, statutory salary of director. H. F. 739, appropriations.

**Educational Radio and Television**

Per diem and expenses for members of educational radio and TV facility board and communications advisory council. S. F. 207, Neu, et al.; H. F. 272, Hansen, et al.

Educational radio and TV facility board, appropriation to, for salaries, support, etc. H. F. 738, appropriations.

Educational radio and TV facility board, statutory salary of the director. H. F. 739, appropriations.

**Employment of the Handicapped**

Appropriate to employment of the handicapped. S. F. 576, appropriations.

Employment of the handicapped, committee on, statutory salary of the executive secretary. H. F. 739, appropriations.

**Employment Security Commission**

Appropriate from IPERS to employment security commission, cost of administration. H. F. 696, appropriations.

Appropriate to employment security commission. S. F. 576, appropriations.

Employment security commission, statutory salary of each commissioner. H. F. 739, appropriations.

**Engineers**

Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

**Executive Council**

Construction of the College of Osteopathic Medicine and Surgery, appropriation for. S. F. 404, Tapscott, et al.; H. F. 513, Kreamer, et al.

Executive council general contingent fund, appropriation to. S. F. 556, appropriations.

Appropriate to executive council. S. F. 576, appropriations.  
 Executive council, statutory salary of the secretary. H. F. 739, appropriations.  
 College of Osteopathic Medicine and Surgery, appropriation to executive council for. S. F. 593, appropriations.

#### Fair Board

State fair board, appropriation. S. F. 554, appropriations.  
 Appropriate from general fund to fair board for major repairs to buildings and grounds. S. F. 561, appropriations.  
 Fair board, statutory salary of the secretary. H. F. 739, appropriations.

#### Funds

State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)  
 State aid to cities and towns, appropriation. S. F. 337, Gaudineer, et al.  
 Create a vocational youth organization fund appropriation. H. F. 457, Kreamer.  
 State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

#### Geological Survey

Geological survey—natural resources council—mines and minerals, department of, appropriation to. S. F. 563, appropriations.

#### Governor

Governor-elect expense fund. H. F. 4, Welden, et al.; S. F. 14, Curran and Neu.  
 Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.  
 Establish study of the public information activities of state departments and agencies under governor, appropriation. H. F. 628, Felton.  
 Appropriate to governor. S. F. 576, appropriations.  
 Appropriate to drug abuse program, office of governor. S. F. 576, appropriations.  
 Governor, office of, statutory salary of the governor, and drug abuse director. H. F. 739, appropriations.

#### Health, Department of

Kidney disease program, appropriation. S. F. 125, Smith, et al.; H. F. 221, Roorda, et al.; S. F. 590, appropriations. Very similar.  
 Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)  
 Compensation and mileage of physician and attorney serving on commission of hospitalization. H. F. 372, Sorg.  
 Health, department of, appropriation. H. F. 702, appropriations.  
 Appropriate from general fund to department of health for central administration, chronic illness and aging service, health facilities services, environmental engineering service, preventive medical service, records and statistical division, board of eugenics, licensing and certification division, general health services, community health services, comprehensive health planning—all for salaries, etc., none for capital improvements. H. F. 730, appropriations.  
 Health, department of, statutory salary of commissioner. H. F. 739, appropriations.

#### Herbert Hoover Foundation

Appropriation to Herbert Hoover Foundation and Mississippi Parkway Planning Commission. S. F. 487, appropriations.

#### Higher Education Facilities Commission

Appropriation to higher education facilities commission for scholarship and medical student tuition loan programs. S. F. 528, appropriations.  
 Appropriate from general fund to higher education facilities commission for salaries, etc. H. F. 731, appropriations.  
 Higher education facilities commission, statutory salary of executive director. H. F. 739, appropriations.  
 Higher education facilities commission, tuition grant program, appropriation. S. F. 592, appropriations.

#### Highway Commission

Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.  
 Appropriation to highway commission, deficiencies in funds appropriated for field operations. S. F. 171, appropriations.  
 Appropriate to highway commission from primary road fund for expenses incurred in administering the merit employment system. S. F. 569, appropriations.  
 Appropriate to the highway commission for administration, finance and support services, planning, headquarters operations, development, field operations—all for salaries, support, etc.—equipment, inventory and replacement, educational leave, and contingency fund. S. F. 573, appropriations.  
 Highway commission, statutory salary of director, and of each highway commissioner. H. F. 739, appropriations.

#### Historical Society

Appropriate from general fund to historical society for development of Toolseboro mounds and museum area, also Gardner log cabin. S. F. 562, appropriations.

Appropriate from general fund to historical society for salaries, etc. S. F. 563, appropriations.  
 Historical society, statutory salary of director. H. F. 739, appropriations.

#### **History and Archives**

Department of history and archives, appropriation. H. F. 691, appropriations.  
 (H. F. 705, same subject matter)  
 Department of history and archives, appropriation. H. F. 705, appropriations.  
 History and archives, department of, statutory salary of the curator. H. F. 739, appropriations.

#### **Inaugural Ceremonies**

Appropriate funds to defray expenses of inaugural ceremonies. H. F. 373, Ellsworth.

#### **Industrial Commission**

Appropriate to industrial commission. S. F. 576, appropriations.  
 Industrial commissioner, statutory salary of. H. F. 739, appropriations.  
 Appropriate to industrial commission from primary road fund, payment of workmen's compensation claims of employees of highway commission. S. F. 568, appropriations.

#### **Insurance**

Appropriate to insurance department. S. F. 576, appropriations.  
 Insurance department, statutory salary of commissioner. H. F. 739, appropriations.

#### **Interstate Cooperation**

Appropriate to interstate cooperation, commission on. S. F. 576, appropriations.

#### **IPERS**

Appropriation to members of advisory investment board of IPERS, claims. S. F. 564, appropriations.

#### **Judicial Department, Statistician, Etc.**

Increase compensation of appointive jury commissioners. S. F. 132, Curran and Messerly; H. F. 276, Hansen.  
 Supreme court and district courts, appropriation to, for salaries of the judges, retirement system, expenses, rules of procedure, etc., and none for capital improvements. S. F. 579, appropriations.  
 District court judges, statutory salary of each. H. F. 739, appropriations.  
 Supreme court, statutory salaries of the judges, 9 legal assistants, clerk of, code editor, and court administrator. H. F. 739, appropriations.

#### **Labor**

Appropriate to bureau of labor. S. F. 576, appropriations.  
 Labor, bureau of, statutory salary of commissioner. H. F. 739, appropriations.

#### **Legislative Service Bureau**

Appropriate to legislative service bureau. S. F. 576, appropriations.

#### **Libraries**

Appropriate to law, medical and traveling libraries. S. F. 576, appropriations.  
 Law library, statutory salary of librarian. H. F. 739, appropriations.  
 Medical library, statutory salary of librarian. H. F. 739, appropriations.  
 Traveling library, statutory salary of director. H. F. 739, appropriations.

#### **Lieutenant Governor**

Appropriate to lieutenant governor. S. F. 576, appropriations.

#### **Liquor Control Commission**

Appropriate to liquor control commission. S. F. 576, appropriations.  
 Liquor control commission, capital improvements, appropriation. H. F. 736, appropriations.  
 Liquor control commission, statutory salary of each commissioner. H. F. 739, appropriations.

#### **Medical and Other Professions**

Establish a midwestern medical education board, appropriation. S. F. 154, Walsh, et al.; H. F. 316, Tieden, et al.

#### **Mental Health**

Create state mental health aid fund, appropriate \$75,000. S. F. 560, appropriations.

#### **Merit System**

Appropriate to merit employment department. S. F. 576, appropriations.  
 Merit employment commission, statutory salary of director. H. F. 739, appropriations.

#### **Mines and Minerals**

Geological survey—natural resources council—mines and minerals, department of, appropriation to. S. F. 553, appropriations.  
 Mines and minerals, department of, statutory salary of inspector. H. F. 739, appropriations.

#### **Mississippi Parkway Planning Commission**

Appropriation to Herbert Hoover Foundation and Mississippi Parkway Planning Commission. S. F. 487, appropriations.

#### **Natural Resources Council**

Geological survey—natural resources council—mines and minerals, department of, appropriation to. S. F. 553, appropriations.

Natural resources council, statutory salary of director. H. F. 739, appropriations.

**Pioneer Lawmakers**

Appropriate to pioneer lawmakers. S. F. 576, appropriations.

**Planning and Programming**

Office for planning and programming, establish programs and courses in area vocational schools and community colleges, new and expanding industries, appropriation. H. F. 498, Lawson, et al.

Appropriate to planning and programming. S. F. 576, appropriations.

Planning and programming, office of, statutory salary of director. H. F. 739, appropriations.

**Printing Board**

Appropriate to printing board. S. F. 576, appropriations.

Printing board, statutory salary of superintendent of. H. F. 739, appropriations.

**Public Defense**

Department of public defense, appropriation, capital improvements. S. F. 542, appropriations.

Appropriate to public defense, department of. S. F. 576, appropriations.

Public defense, department of, statutory salary of director of civil defense. H. F. 739, appropriations.

**Public Instruction**

Limitations on property tax levy for general fund expenditures of school corporations, etc., appropriation to public instruction for school districts. H. F. 121, ways and means; S. F. 145, ways and means.

Department of public instruction study feasibility of implementing a 12-month school year, appropriation. H. F. 580, Willits, et al.

Appropriation to public instruction. S. F. 522, ways and means.

School lunch assistance to department of public instruction, appropriation. H. F. 688, appropriations.

Appropriate administration and educational and training aid funds to public instruction. H. F. 692, appropriations.

Appropriation to department of public instruction, professional teaching practices commission. H. F. 697, appropriations.

General office administration and vocational education administration for salaries, etc.—vocational education aid to secondary and area schools for programs and equipment, etc.—vocational rehabilitation for salaries, etc.—public instruction. H. F. 709, appropriations.

Payment of general school aid to merged areas, public instruction, appropriation. H. F. 741, appropriations.

**Public Safety**

Radio equipment for public safety, appropriation to. S. F. 551, appropriations. Law enforcement academy, capital improvements, appropriation to. S. F. 555, appropriations.

Public safety, department of, appropriate from moneys received, dealers license fee fund, for salaries, etc. H. F. 715, appropriations.

Appropriate to department of public safety from general fund—division of administration, division of criminal investigation and bureau of identification, division of fire protection, division of highway safety and uniformed force, division of drug law enforcement, division of motor registration, division of radio communication, division of safety education all for salaries, etc. S. F. 557, appropriations.

Appropriate to law enforcement academy. S. F. 576, appropriations.

Law enforcement academy, statutory salary of directors. H. F. 739, appropriations.

Public safety, department of, statutory salary of commissioner, chief of highway patrol, director of division of criminal investigation and bureau of identification. H. F. 739, appropriations.

Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.

**Real Estate**

Appropriate to real estate commission. S. F. 576, appropriations.

Real estate commission, statutory salary of director. H. F. 739, appropriations.

**Reciprocity**

Reciprocity board, appropriation. H. F. 703, appropriations.

Reciprocity board, statutory salary of executive secretary. H. F. 739, appropriations.

**Regents, Board of**

Board of regents, office of, for salaries, etc., also for social security tax, fuel and postage—University of Iowa—general university, university hospitals, psychopathic hospital, bacteriological laboratory, hospital school, state sanatorium, Oakdale, all for salaries, etc.—Iowa State University of science and technology—general university, agricultural experiment station, cooperative extension service in agriculture and home economics, University of Northern Iowa, Iowa Braille and Sight-Saving School, and School for the Deaf, all for salaries, etc. H. F. 724, appropriations.

Regents, board of, statutory salary of executive secretary. H. F. 739, appropriations.



- Board of regents, capital improvements, appropriation. S. F. 584, appropriations.
- Board of regents, for deficiencies in operating revenues (\$3,151,000), appropriation. S. F. 586, appropriations.
- Board of regents, for deficiencies in operating revenues (\$1,000,000), appropriation. S. F. 587, appropriations.
- Board of regents, to replace building space and equipment lost through fire at University of Northern Iowa, appropriation. S. F. 588, appropriations.
- Revenue, Department of**
- Appropriate from motor vehicle fuel tax fund to department of revenue. H. F. 694, appropriations.
- Appropriate to department of revenue. S. F. 576, appropriations.
- Revenue, department of, statutory salary of director. H. F. 739, appropriations.
- Schools**
- Establish cooperative educational service agencies, abolish county school systems, appropriation. H. F. 592, Grassley, et al.
- Appropriation to public instruction. S. F. 522, ways and means.
- Appropriation to merged area I, operating funds for required attendance center. H. F. 683, Tieden, et al. (Same subject matter as H. F. 744)
- School lunch assistance to department of public instruction, appropriation. H. F. 688, appropriations.
- Appropriate administration and educational and training aid funds to public instruction. H. F. 692, appropriations.
- Public instruction, department of, appropriation to, for school boards, etc., for special education. S. F. 577, appropriations.
- Costs of auditing accounts of area schools paid by area schools. H. F. 615, appropriations; S. F. 585, appropriations.
- Appropriation to merged area I, operating funds for required attendance center. H. F. 744, appropriations. (Same subject matter as H. F. 683)
- Secretary of State**
- Appropriate to secretary of state. S. F. 576, appropriations.
- Secretary of state, statutory salary of. H. F. 739, appropriations.
- Social Services**
- Establish housing for disabled persons, appropriation. S. F. 311, Tapscott.
- Department of social services purchase additional services from other public or private social service agencies, appropriation. S. F. 315, Walsh, et al.
- Provide aid to juvenile homes, appropriation. S. F. 358, Gaudineer.
- Establish day care centers, appropriation. S. F. 508, Tapscott.
- Social services, appropriation, capital improvements. S. F. 543, appropriations.
- Appropriation to social services for administration and departmental operations, area service and administration, family and children's services, adult corrections services, assistance grants, mental health services, mental retardation services, specified federal matching funds, board of parole, and study by department. S. F. 565, appropriations. (Item veto)
- Parole, board of, statutory salary of chief parole officer. H. F. 739, appropriations.
- Social services, department of, statutory salary of the commissioner. H. F. 739, appropriations.
- Soil Conservation**
- Soil conservation, appropriation. H. F. 701 appropriations.
- Soil conservation, department of, statutory salary of director. H. F. 739, appropriations.
- Treasurer of State**
- Appropriate to treasurer of state. S. F. 576, appropriations.
- Treasurer of state, statutory salary of. H. F. 739, appropriations.
- Uniform Laws, Commission on**
- Appropriate to commission on uniform state laws. S. F. 576, appropriations.
- Veterans**
- Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.
- War orphans' educational aid fund, appropriation. H. F. 606, appropriations.
- Appropriate to Spanish-American War veterans. S. F. 576, appropriations.
- Watchmakers**
- Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.
- Water Pollution Control Commission, Iowa**
- State funds appropriated for sewage works projects used for matching federal funds, appropriation. H. F. 189, Welden and Kehe.

**ARCHITECTS—****General**

- Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.

Create office of state architect, appropriation. H. F. 564, Priebe and Fischer of Grundy.  
 Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

**AREA VOCATIONAL SCHOOLS—**  
 (See Schools, sub-ref. Area—Area Vocational)

**ARTS—**

**General**

Appropriate to arts council. S. F. 576, appropriations.  
 Arts council, statutory salary of director. H. F. 739, appropriations.

**ASSEMBLAGES—**

**General**

Regulation of assemblages of persons, certain acts unlawful, penalties. S. F. 194, Kennedy, et al.; H. F. 292, Knoblauch.  
 Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.

**ASSESSMENTS—**

**General**

Assessment of real estate, personal property and buildings. H. F. 49, Middleswart.  
 Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.  
 Assessment of agricultural property, eliminate productivity, etc. H. F. 81, Uban.  
 Maximum property tax levy, 4 mills, for county general fund. H. F. 89, Mendenhall.  
 Increase rate of any special assessment for cities and towns, public improvements. H. F. 154, Stromer.  
 Taxation of rural electric cooperative property. H. F. 197, ways and means.  
 Interest payments on drainage district assessments. H. F. 218, Stromer and Schroeder.  
 Assessments levied by drainage and levee districts not less than \$2.00. S. F. 205, Neu; H. F. 257, Cochran.  
 Board of supervisors establish revolving funds, maintenance of drainage or levee districts. H. F. 294, county government.  
 Create Iowa soybean promotion board. S. F. 296, agriculture; H. F. 349, agriculture.  
 Forest and fruit tree reservations assessed in same manner as other agricultural land. H. F. 426, Stromer, et al.  
 Notification, by county assessor, not later than March 15, valuation of property. H. F. 452, Schmeiser, et al.  
 Legalize proceedings of the town council of Peterson, Clay county, special assessments and issuance of street improvement bonds. S. F. 425, Milligan.  
 Remit, by mortgagor to county treasurer, all property taxes collected each month. S. F. 432, Potter.  
 Board of review may change assessments of any taxable property. H. F. 528, Priebe and Schmeiser.

**ASSESSORS—**

**General**

Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.  
 File one time for homestead tax credit and disabled veterans' tax credit. S. F. 276, Lamborn.  
 Salaries of county assessors. H. F. 356, Fischer of Grundy.  
 Notification, by county assessor, not later than March 15, valuation of property. H. F. 452, Schmeiser, et al.  
 Board of review may change assessments of any taxable property. H. F. 528, Priebe and Schmeiser.

**ASSISTANCE GRANTS—**

**General**

Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc. H. C. R. 48; H. J. 2141.

**ATHLETICS—**

(Also see Schools, sub-ref. Athletics and/or Sports)

**General**

Scheduling of football games between S.U.I. and I.S.U. S. F. 99, Van Drie, et al.  
 Licenses for professional boxing and wrestling matches. S. F. 223, Briles; H. F. 562, Fischer of Grundy, S.  
 Create an Iowa athletic council. S. F. 378, Gaudinier.  
 Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.

**ATTORNEY GENERAL—****General**

- Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.
- Prohibit manufacture, distribution, possession, etc., by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.
- State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706, revision of H. F. 184)
- Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.
- Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.
- Prohibit certain business entities from engaging in business in the agricultural industry, penalties. S. F. 292, agriculture.
- Allow departments of revenue and social services, and highway commission to employ legal counsel. S. F. 373, Schaben, et al.
- State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)
- Appropriate to attorney general. S. F. 576, appropriations.
- Attorney general, statutory salary of. H. F. 739, appropriations.

**ATTORNEYS—****General**

- Assistant county attorneys and their salaries, board of supervisors. S. F. 41, Briles; H. F. 131, Rex and Menefee.
- Attorneys, reciprocity with other states. H. F. 101, Doyle.
- Attorney's fees, judgments on written contracts. S. F. 180, Griffin; H. F. 368, Freeman.
- Four-year term for county attorneys. H. F. 211, Grassley and Knoke.
- Appointment of county attorneys by boards of supervisors. H. F. 228, Grassley.
- Establish office of district attorney. S. F. 232, Mowry; H. F. 338, Grassley, et al.
- Provide that criminal appeals will be in the same manner as civil appeals. S. F. 235, Gaudineer.
- Salary of the county attorney in counties over 200,000 population. S. F. 265, Gaudineer and Palmer.
- Salary of county attorneys. H. F. 483, Andersen, et al.
- Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgater and Potter.
- Inspection of patients' records. H. F. 533, Kelly.

**AUCTIONS—****General**

- Sale and resale of cattle, health certificate. H. F. 50, Rex.
- Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.

**AUDITOR OF STATE—****General**

- Establish an environmental pollution control loan authority. H. F. 61, Winkelman.
- Four year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.
- Abolish soldiers relief commission, duties placed under county welfare. H. F. 126, Mayberry.
- Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.
- Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.
- Governor request comptroller or auditor of state review statutory bonding provisions for state employees. H. C. R. 33; H. J. 842, 912 adopted; S. J. 788.
- Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.
- Costs of auditing accounts of area schools paid by area schools. H. F. 615, appropriations.
- Repeal provision of law requiring every treasurer of political subdivisions, except townships, to submit report each year to the auditor of state re investments. S. F. 527, appropriations.
- Auditor of state shall audit annually the books and accounts of political subdivisions, etc. H. F. 687, county government.
- Appropriate to auditor of state. S. F. 576, appropriations.
- Auditor of state, statutory salary of. H. F. 739, appropriations.

**AUDITS—****General**

- Auditing committee of a credit union may delegate auditing function. S. F. 83, Van Drie.
- Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.
- Costs of auditing accounts of area schools paid by area schools. H. F. 615, appropriations.

Auditor of state shall audit annually the books and accounts of political subdivisions, etc. H. F. 687, county government.

**AUTOMOBILES—**

(See Motor Vehicles and Liability)

**AUTOPSY—**

**General**

Costs of performing an autopsy. H. F. 137, Grassley and Trowbridge.

**AWARDS—**

**General**

Incentive awards for state employees. S. F. 164, Van Drie; H. F. 231, state government. S.

**BAIL—**

**General**

Require higher bail for persons accused of violent crimes. S. F. 335, Mowry and Briles; H. F. 496, Knoke. S.

**BAILIFFS—**

District court bailiffs, judge may employ, population basis. H. F. 70, Kreamer and Hill; S. F. 57, Milligan.

Court bailiffs receive free Code. H. F. 204, Doyle, et al.

**BALLOTS—**

(See elections)

**BANDS—**

**General**

Uniforms for vocal and instrumental school music groups, purchase. H. F. 40, McCormick and Stromer.

**BANKING—**

**General**

Bank offices, discontinue if more than one bank is established. H. F. 100, Sorg, et al.; S. F. 341, Griffin.

Prohibit operation of mobile units by banks and other financial institutions. H. F. 128, Hamilton.

Urge banks, landlords, industry, public, etc., to understand and seek fair and economically sound solutions to the critical problems of the farmer. H. C. R. 10; H. J. 191, 271 adopted; S. J. 208.

Control of banks, penalties for violations. H. F. 148, Fischer of Grundy and Schroeder.

Dissolution of credit unions. S. F. 209, Van Drie, et al.; H. F. 333, Grassley and Wells.

Conversion of credit union charters. S. F. 210, Van Drie, et al.

Retention from payments on public contracts and escrow agreements. S. F. 229, Griffin, et al.; H. F. 300, Kehe, et al.

Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.

Federal share insurance for credit unions. S. F. 249, Van Drie, et al.; H. F. 377, Curtis and Doyle.

Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.

Place of payment of public bonds. S. F. 389, cities and towns.

Require financial institutions or officers or employees to inform their depositors they are licensed insurance agents, etc., except. S. F. 408, Palmer, et al.

Committee to study if need exists for legislation in regulating operations and acquisitions of bank holding companies, etc., submit report. S. C. R. 28; S. J. 554, 555, 1890.

Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

Banking, department of, statutory salary of superintendent. H. F. 739, appropriations.

**State Board**

Regulation of industrial loan companies. H. F. 7, Shaw, et al.; S. F. 44, Curran, et al.

Auditing committee of a credit union may delegate auditing function. S. F. 83, Van Drie.

**BANKRUPT—**

**General**

Uniform partnership act. S. F. 460, judiciary.

Strike reference to superior court and insert "municipal court," re debts and debtors, judgments, etc. H. F. 646, Monroe.

**BEER—**

(See Alcoholic Beverages)

**BENEFICIARIES—**

**General**

Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.

Assignment of group life insurance, beneficiaries. S. F. 386, commerce; H. F. 541, Freeman, et al. S.

**BENEFITED FIRE DISTRICTS—**  
(See Fire, sub-ref. Districts)

**BENEFITS—**

**General**

- Provide for a procedure, state employees to meet and confer with merit employment commission, wages, hours, benefits, etc., and terms of employment. H. F. 421, Fisher of Greene and Millen.  
 Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.  
 Veterans' benefits in state employment. S. F. 60, Tapscott; S. F. 418, Gaudineer. S. (Same subject matter)  
 Workmen's compensation benefits based on 66% per cent of worker's weekly pay. H. F. 650, Monroe, et al.

**BEVERAGES—**

**General**

- Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.  
 One cent tax on any beverage in a disposable bottle or can, use for development and maintenance of recreational facilities. S. F. 162, Erskine.  
 Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.  
 Vending of foods and beverages, penalty. S. F. 334, agriculture.  
 Prohibit sale or distribution of certain beverages in certain disposable containers, penalty. H. F. 485, Rodgers, et al.

**BILLBOARDS—**

(See Advertising, sub-ref. Billboards and/or Signs)

**BILLS—**

**General**

- Friday, February 26, 1971, final day for Senate members to submit bill requests to legislative service bureau, and Monday, March 8, 1971, final day for House members. S. C. R. 13; S. J. 234, 337 adopted; H. J. 426, 465 adopted.  
 Recall House File 29 from Governor. S. C. R. 24; S. J. 436 adopted; H. J. 540 adopted.  
 Additional amendments to the Code in conformity to Senate File 1 of Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.  
 Effective date of Acts passed by the General Assembly. S. F. 445, Goode.  
 Recall H. F. 654 from the Governor. S. C. R. 47; S. J. 2035.

**BINGO—**

(Also see Gambling)

**General**

- Repeal lottery prohibition (H. J. R. 10 adopted 1970). H. J. R. 8, Ellsworth; S. J. R. 3, Walsh.  
 Defining bingo, conduction of, etc., penalties. H. F. 348, Ellsworth.

**BIRTH CONTROL—**

**General**

- Authorized department of health to distribute information concerning birth control and establish family planning clinics. H. F. 504, Lipsky, et al.

**BLIND—**

**General**

- ADC, blind assistance, and aid to disabled, payment shifted from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.  
 Payments to welfare recipients in health care facilities. S. F. 497, Walsh, et al.  
 Appropriate from general fund to commission for the blind. S. F. 570, appropriations.  
 Blind, commission for, statutory salary of director. H. F. 739, appropriations.

**BLOOD—**

**General**

- Blood donors, 18 years or older. S. F. 3, Brownlee; H. F. 41, Middleswart and Freeman.  
 Liability for negligence in rendition of services re donating of blood, human tissues, etc. H. F. 556, Shaw.  
 Blood tests of persons dying as a result of motor vehicle accidents, driver. S. F. 464, Conklin.

**BOARD OF REGENTS—**

(See Regents, Board of)

**BOARD OF REVIEW—**

(See Assessments and/or Property)

**BOATS—**

(See Watercraft)

**BOILERS—****General**

Increase fees charged by bureau of labor for certificates of inspection, boilers. S. F. 98, Curran, et al.; H. F. 186, Shaw, et al.

**BONDS—****General**

Require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters. H. F. 51, Fischer of Grundy.

Ceiling on millage levies for 1971 by all taxing districts, with exceptions. S. F. 33, Griffin.

Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.

Bonds may be posted as security in lieu of cashiers checks or other, public improvement projects. H. F. 112, Kehe, et al.

Bonding of operators of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.

Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.

Authorize cities and towns to acquire land by lease for park purposes, bonds. S. F. 256, cities and towns.

Impose a tax on trading stamps, penalties. H. F. 290, Rodgers, et al.

Issuance of bonds by cities and towns, if purposes related. S. F. 282, Riley.

Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.

Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.

More leeway in the time in which an individual must appear in court to prosecute action before a replevin bond is forfeited. S. F. 336, Gaudineer.

Authorize merged areas to acquire and operate student centers and parking facilities, finance with revenue bonds. S. F. 374, higher education; H. F. 545, Dunton, et al. S.

Place of payment of public bonds. S. F. 389, cities and towns.

Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.

Authorize merged areas to issue general obligation bonds for purchase of community vocational school or college buildings. H. F. 456, Waugh; S. F. 498, higher education.

Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.

Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.

Legalize proceedings of the town council of Peterson, Clay county, special assessments and issuance of street improvement bonds. S. F. 425, Milligan.

Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.

Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.

Governor request comptroller or auditor of state review statutory bonding provisions for state employees. H. C. R. 33; H. J. 842, 912 adopted; S. J. 788.

Investment of public funds by school corporations. S. F. 501, schools.

Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.

**Cities and Towns**

(See Cities and Towns, sub-ref. Bonds)

**Schools**

(See Schools, 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**

Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.

Authorize highway commission to acquire existing interstate bridges, to complete, improve, repair, or reconstruct interstate bridges, etc.; also issue bonds therefor. H. F. 735, judiciary.

**BRUCELLOSIS—**

(See Animals, sub-ref. Diseases)

**BUDGET AND FINANCIAL CONTROL COMMITTEE—**

**General**

- Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 62, Hill and Neu.
- Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.
- Powers and duties of the budget and financial control committee, fiscal director. S. F. 153, Gaudineer.
- Members of committee on appropriations appointed to budget and financial control committee. H. F. 679, Pelton.
- Budget and financial control committee, powers of, control and use of state funds, capital improvements, sale of land, etc., appropriation for. S. F. 572, appropriations. (Item veto)

**BUDGETS—**

**General**

- Annual budgeting and reporting for state departments. S. F. 112, Hill and Potter.
- Comptroller prescribe budget preparation procedures for school districts. H. F. 317, Kehe, et al.
- Creates a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.
- School budget review committee and district school boards meet in May and June re budgets. H. F. 686, ways and means.
- Information concerning school district budgets and expenditures. H. F. 698, Hansen.
- Change the budget year of cities and towns, counties, and other political subdivisions. H. F. 733, ways and means; S. F. 575, ways and means. Very similar.

**BUILDINGS—**

**General**

- Establish a state building code. H. F. 6, Camp, et al.; S. F. 32, Griffin, et al.
- Assessment of real estate, personal property and buildings. H. F. 49, Middlestwert.
- Penalty for unauthorized entry into public buildings and destruction of property. S. F. 53, Nicholson, et al.; H. F. 77, Holden and Shaw.
- Sale of real property owned by a school district, student erected buildings. H. F. 66, Millen and Clark.
- Bonds may be posted as security in lieu of cashiers checks or other, public improvement projects. H. F. 112, Kehe, et al.
- Payment of interest by public corporations on contracts for public improvements. H. F. 117, Kehe, et al.
- Five year limitation of damage actions, improvements or work upon real property. S. F. 127, Walsh, et al.
- Joint purchase, ownership, construction, and maintenance of buildings by counties. H. F. 288, social services.
- Reduce penalty for malicious injury to buildings and fixtures. H. F. 475, Johnston.
- Authorize merged areas to issue general obligation bonds for purchase of community vocational school or college buildings. H. F. 456, Waugh; S. F. 498, higher education.
- Mechanics' liens—contractors—retailer notify owner of property. H. F. 469, Millen, et al.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Ten-year building program, board of regents. S. C. R. 32; S. J. 838, 858, 1951, 1953-1957 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor; H. J. 2152-2154, 2198-2201 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.
- Board of regents authorized to complete projects of building program. S. C. R. 33; S. J. 842, 858, 1951, 1952-1953 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor; H. J. 2154-2156, 2201-2204 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.

**BUILDINGS AND GROUNDS, STATE—**

**General**

- Penalty for unauthorized entry into public buildings and destruction of property. S. F. 53, Nicholson, et al.; H. F. 77, Holden and Shaw.
- Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Weiden, et al.
- Buildings and grounds, appropriation, capital improvements. S. F. 545, appropriations.

**Superintendent of**

- Appropriate to buildings and grounds, superintendent of. S. F. 576, appropriations.

**BURIALS—**

(Also see Funerals and/or Cemeteries)

**General**

- Abolish soldiers relief commission, duties placed under county welfare. H. F. 126, Mayberry.

Removal of eyes after death by licensed funeral directors or embalmers. S. F. 143, Milligan, et al.; H. F. 170, Tieden, et al.  
 Licensing of funeral homes. S. F. 306, social services.  
 Increase funeral benefits for welfare recipients. S. F. 317, Van Gilst and Curran.

**BUSES—**

(See Motor Vehicles, sub-ref. Buses and/or Schools, sub-ref. Buses and/or Transportation)

**CAPITAL IMPROVEMENTS—****General**

Department of public defense, appropriation, capital improvements. S. F. 542, appropriations.  
 Social services, appropriation, capital improvements. S. F. 543, appropriations.  
 Buildings and grounds, appropriation, capital improvements. S. F. 545, appropriations.  
 Law enforcement academy, capital improvements, appropriation to. S. F. 555, appropriations.  
 Appropriate from general fund to fair board for major repairs to buildings and grounds. S. F. 561, appropriations.  
 Liquor control commission, capital improvements, appropriation. H. F. 736, appropriations.  
 Board of regents, capital improvements, appropriation. S. F. 584, appropriations.

**CAPITOL PLANNING COMMISSION—****General**

Appointive members, capitol planning commission, appropriations for per diem compensation. S. F. 526, appropriations.  
 Appropriate to capitol planning commission. S. F. 576, appropriations.

**CAR DISPATCHER—****General**

Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.  
 Disposal of certain used state motor vehicles, may trade or sell at auction. S. F. 146, state government.  
 Local governmental bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.  
 State car dispatcher changed to state vehicle dispatcher, include aircraft, etc. H. F. 523, Priebe and Fischer of Grundy.  
 Appropriate and authorize expenditures from the car dispatcher revolving fund for salaries, etc.—gasoline, oil, tires, etc. S. F. 559, appropriations.  
 Car dispatcher, statutory salary of. H. F. 739, appropriations.

**CARRIERS—**

(See Common Carriers)

**CEMETERIES—**

(Also see Burials and/or Funerals)

**General**

May increase mill levy rate for maintenance of cemeteries not owned by townships. H. F. 118, Nystrom and Rex.

**CENSUS—****General**

Fees for census searches charged by department of history and archives. S. F. 290, Nicholson, et al.; H. F. 369, Holden.  
 Establish the state historical board, increase fee for search of census records. H. F. 458, Larson and Schwieger.

**CENTRAL COMMITTEES—****General**

Increase number of members of state central committees. S. F. 193, Milligan, et al.; H. F. 277, Kreamer, et al.

**CERTIFICATES—****General**

Commerce commission may issue certificates of convenience to motor vehicle carriers without a public hearing. S. F. 89, Neu, et al.; H. F. 136, Shaw, et al.  
 Increase fees for teacher certificates, and classes to be issued. S. F. 97, Curran; H. F. 144, Shaw, et al.  
 Increase fees charged by bureau of labor for certificates of inspections, boilers. S. F. 98, Curran, et al.; H. F. 186, Shaw, et al.  
 Issuance of liquid transport carrier certificates. S. F. 100, Anderson and Schaben.  
 Establish and regulate nonprofit prepaid comprehensive health care corporations. S. F. 239, Doderer and Messerly; H. F. 525, Schwieger, et al.  
 Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.  
 Issuance of new birth certificates for persons born outside the U. S. and adopted in Iowa. S. F. 354, DeKoster and Potgeter.



Monetary penalty against trucking companies violating terms of their certificates of convenience and necessity re routes and schedules of service. H. F. 620, Dunton.

#### CHARITABLE INSTITUTIONS AND ORGANIZATIONS—

##### General

- Repeal lottery prohibition (H. J. R. 10 adopted 1970). H. J. R. 8, Ellsworth; S. J. R. 3, Walsh.
- Require any organization, church, school, etc., soliciting public donations must file annual report. H. F. 174, Freeman, et al.
- Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.
- Private foundations and charitable trusts, tax advantages. S. F. 347, DeKoster and Gaudineer; H. F. 434, Kreamer and Pelton.
- Employees of certain charitable corporations may be covered under IPERS. H. F. 535, Lawson.
- Property now exempt from taxation if used for commercial purposes to be taxed. H. F. 678, Cochran.

#### CHECKS—

##### General

- Penalties for false drawing and uttering of checks. H. F. 442, Doyle.
- Allow holder of a bad check to file charges against the drawer at once. H. F. 599, Freeman.

#### CHEMICAL TECHNOLOGY REVIEW BOARD—

##### General

- Authority of the chemical technology review board, agricultural chemicals, etc. S. F. 326, Laverty.

#### CHIEF CLERK—

##### General

- Senate and House members, office of staff of Senate secretary and chief clerk and press to be furnished 1971 codes and session laws. S. C. R. 2; S. J. 11 adopted; H. J. 14 adopted.
- Details of closing the 1971 first regular session of the Sixty-fourth General Assembly, interim staff and work, reconvening 1972, second regular session, etc. S. C. R. 41; S. J. 1237, 1714 adopted; H. J. 1891, 2076 adopted.
- Secretary of Senate and chief clerk of the House authorized to attend national legislative conference. S. C. R. 42; S. J. 1238, 1714 adopted; H. J. 1892, 2076 adopted.
- Expenses of legislators, pertaining to operation of legislative services between sessions, be paid after proper authorization. S. C. R. 43; S. J. 1238, 1714 adopted; H. J. 1892, 2076 adopted.
- Interim expenses for the chief clerk of the House. H. R. 9; H. J. 2037, 2076 adopted.

#### CHILDREN—

##### (See Minors)

#### CHIROPRACTORS—

##### (See Medical—Professional, sub-ref. Chiropractors)

#### CHURCHES—

##### General

- Require any organization, church, school, etc., soliciting public donations must file annual report. H. F. 174, Freeman, et al.
- Registration fee for buses owned by religious organizations, used for its purposes. S. F. 248, Van Drie.
- All property owned by religious institutions not used for worship or education to be taxed. S. F. 252, Griffin and Potgeter.
- Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.

#### CIGARETTES—

##### (See Tobacco)

#### CITIES AND TOWNS—

##### General

- Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.
- Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.
- Establish a municipal tax relief fund. S. F. 80, Milligan and Carlson. H. F. 113, Alt, et al.
- Bank offices, discontinue if more than one bank is established. H. F. 100, Sorg, et al.; S. F. 341, Griffin.
- Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.
- Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.
- Increase rate of any special assessment for cities and towns, public improvements. H. F. 154, Stromer.

- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Retirement systems for policemen and firemen, vesting of and 5 highest salaried years. S. F. 163, cities and towns.
- Require use of flashing signal lights and stop arms by school buses in cities and towns. S. F. 168, Conklin; H. F. 199, Ewell and Schwieger.
- Require voter approval for aviation authority to levy a one mill tax. H. F. 173, Schroeder.
- Conflicts of interest of officers and employees of political subdivisions. S. F. 173, Stephens.
- Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.
- Increase number of municipal judges. H. F. 225, Bray, et al.
- Probationary period of city patrolmen, 12 months. H. F. 226, Monroe, et al.; S. F. 226, Miller and Kennedy.
- Permit city or town to grant a franchise for cable television without an election. H. F. 243, Jesse.
- Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.
- Require cities and towns to collect and dispose of garbage, etc. H. F. 261, Rodgers and Doyle.
- Qualifications for city employees under civil service, conscientious objectors. H. F. 273, Bray, et al.
- Temporary or part-time employees of state, political subdivisions or cities and towns not entitled to military leave with pay or job status. H. F. 274, Ellsworth and Taylor.
- Authorize cities and towns to acquire land by lease for park purposes, bonds. S. F. 256, cities and towns.
- Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.
- Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.
- Emergency vehicles owned by a city or town may use flashing blue or red lights. H. F. 319, Doyle and Rodgers.
- Any public appointee must possess qualifications of the office whether temporary or to complete unexpired term. S. F. 286, Gaudineer.
- Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.
- State assistance to local governments following major disasters, appropriation. S. F. 321, Coleman, et al.
- Allows governing body of any municipality to delegate its power to compromise, adjust and settle tort claims. H. F. 342, Kreamer.
- Railroads no longer need to construct cattle guards—right to investigate cattle claims—speed limits, trains—repeal sections 478.7 and 478.9. S. F. 330, DeKoster.
- Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.
- Public officials may be appointed to joint planning commissions. H. F. 367, Lawson.
- State aid to cities and towns, appropriation. S. F. 337, Gaudineer, et al.
- Economic development by cities, use funds other than those from property taxes. H. F. 376, Iowa development.
- Prohibit league of Iowa municipalities, nonprofit corporations, agencies, departments of state, etc., from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.
- Local governmental bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.
- Place of payment of public bonds. S. F. 389, cities and towns.
- Use of sewer rental funds. S. F. 393, Potter.
- Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.
- City code of Iowa. S. F. 397, cities and towns. H. F. 574 and H. F. 563 combined are similar to S. F. 397.
- Repeal chapters 38A, 38C and 38D, Code 1971, emergency succession and emergency location of state and local governments. H. F. 463, Goode.
- Licensing of dogs, county required to, also pay cities and towns for lost revenue, etc. H. F. 500, Ellsworth and Radl.
- Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.
- Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.
- Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.
- Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.
- Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.
- Conditions of withdrawal from a county library district. H. F. 621, Taylor; S. F. 530, county government.

- Temporary restrictions on weights and load of motor vehicles, penalties. H. F. 629, transportation; S. F. 537, transportation.
- Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.
- Establish municipal assistance fund, treasurer of state, one-fourth of a one cent sales tax. S. F. 521, ways and means.
- Repeal provision of law requiring every treasurer of political subdivisions, except townships, to submit report each year to the auditor of state re investments. S. F. 527, appropriations.
- Auditor of state shall audit annually the books and accounts of political subdivisions, etc. H. F. 637, county government.
- Permit cities, not less than 13,000 nor more than 17,000 population, located on a navigable river, construction of a waste treatment facility. (Keokuk) S. F. 538, cities and towns; H. F. 707, cities and towns.
- Change the budget year of cities and towns, counties, and other political subdivisions. H. F. 733, ways and means; S. F. 575, ways and means. Very similar.

**Bonds**

- Issuance of bonds by cities and towns, if purposes related. S. F. 282, Riley.
- Enlarge purposes for which cities and towns may issue bonds to develop commercial projects. H. F. 332, Holden, et al.
- Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.
- Legalize authorization and issuance of water revenue bonds, Bussey. H. F. 557, cities and towns; S. F. 469, cities and towns.

**Councils**

- Establishing precinct boundaries, cities and towns and townships, etc., population. H. F. 119, Drake; S. F. 187, Potgeter. (See sections 21, 22, and 23 of H. F. 713)
- Counties and cities may provide programs for senior citizens. S. F. 140, Sullivan and Van Gilst; H. F. 209, Dougherty and Stokes.
- Railway companies must inspect crossings each year, make necessary repairs, penalties. S. F. 285, Gaudineer.
- Authorize certain vehicle safety regulations on streets and highways, penalty. S. F. 369, Kennedy, et al.
- Commission form cities, less than 30,000, voters decide number of councilmen. H. F. 567, Schwartz and Goode.
- Require railway improvements and crossings, penalty. S. F. 467, Potgeter and Potter.
- Correct H. F. 119—population of election precincts. H. F. 632, state government. (See sections 21, 22, and 23 of H. F. 713)
- Commission form of government, number of councilmen, Ottumwa. S. F. 541, cities and towns.
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

**Health**

- Rights of a tenant in maintainance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.
- Local boards of health, powers of. S. F. 495, Walsh.

**Housing**

- Remove provisions requiring elections to approve low-rent housing projects. S. F. 77, Tapscott; H. F. 111, Bray, et al.

**Ordinances**

- Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.
- City and town ordinances, need not be read in full if. H. F. 625, judiciary.

**Parking**

- Exempt municipally-owned parking lots from service tax. H. F. 304, Lipsky, et al.

**Streets**

- Local authorities designate snow routes, regulate traffic. H. F. 181, Alt, et al.; S. F. 353, cities and towns. S.
- Establish a municipal tax relief fund, appropriation for street purposes. S. F. 398, Gaudineer, et al.
- Permit city or town to levy, on agricultural land, for street purposes a millage rate equal to county levy for secondary roads. H. F. 595, cities and towns.

**CIVIL DEFENSE—****General**

- Board of supervisors may levy up to one-fourth mill on property for county civil defense, etc. H. F. 91, Mendenhall.

**CIVIL PROCEDURE—****General**

- Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.

**CIVIL RIGHTS—****General**

- Age discrimination in employment. H. F. 64, Dougherty, et al.; S. F. 274, Riley.

Issuance of subpoenas, hearing costs, damages, civil rights commission, penalties. H. F. 338, Franklin, et al.  
 Payment of civil rights commission appointees. H. F. 408, Franklin, et al.  
 Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.  
 Require civil rights commission hold a public hearing on proposed regulations and amendments. H. F. 453, Mollett, et al.  
 Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.  
 Appropriate to civil rights commission. S. F. 576, appropriations.  
 Civil rights commission, statutory salary of executive secretary. H. F. 739, appropriations.

#### CIVIL SERVICE—

##### General

Qualifications for city employees under civil service, conscientious objectors. H. F. 273, Bray, et al.  
 Establish civil service for deputy sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.  
 Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)  
 Civil service employment in cities of 185,000 or more population. H. F. 526, Bennett.

#### CLAIMS—

##### General

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.  
 Liens on real estate owned by old age assistance recipients. H. F. 80, Christensen.  
 Reimburse city of Harlan for expenses incurred, re site for proposed western Iowa college. S. F. 101, Schaben.  
 Appeal board cannot pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.  
 Payment of claims, also certified original invoice can be used. H. F. 233, state government.  
 Railroads no longer need to construct cattle guards—right to investigate cattle claims—speed limits, trains—repeal sections 478.7 and 478.9. S. F. 330, DeKoster.  
 Nonnegligent damages caused by the highway patrol. S. F. 400, Lamborn.  
 Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.  
 Appropriation, settlement of claims. H. F. 699, appropriations.  
 Claim rejected by joint claims committee be resubmitted for consideration by the General Assembly. H. C. R. 37; H. J. 1501, 1608, 1811 adopted; S. J. 1630.  
 Listed claims be held over for consideration by second session of the Sixty-fourth General Assembly. H. C. R. 38; H. J. 1536, 1812 adopted; S. J. 1614.  
 Appropriation to members of advisory investment board of IPERS, claims. S. F. 564, appropriations.

#### CLAIMS COURT—

(See Courts, sub-ref. Claims)

#### CODE—CODE EDITOR—

##### General

Senate and House members, office of staff of Senate secretary and chief clerk and press to be furnished 1971 Codes and Sessions Laws. S.C.R. 2; S. J. 11 adopted; H. J. 14 adopted.  
 Provide one Code, Journal, etc., to each member of the Iowa congressional delegation. S. F. 134, Potter, et al.  
 Committee to study functions of commerce commission to update Code, submit report. S. C. R. 10; S. J. 178, 359, 564 adopted; H. J. 674.  
 Court bailiffs receive free Code. H. F. 204, Doyle, et al.  
 Juvenile court and referee along with judge determine interest re dependent, delinquent, etc., children, referee receive copy of Code. H. F. 267, Doyle and Kelly.  
 County engineers receive free Code. H. F. 297, Rodgers.  
 Insert in Code the text of the probation and parole compact. H. F. 326, social services.  
 Organization of corporations. S. F. 312, judiciary.  
 City Code of Iowa. S. F. 397, cities and towns; H. F. 574 and H. F. 563 combined are similar to S. F. 397.  
 Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.  
 Rules of statutory construction. H. F. 587, judiciary.  
 Justices of the peace, number of per county, salaries, appointment and removal, etc.—abolish position of constable. H. F. 653, Grassley, et al.  
 Revise, update, and correct certain sections of the Code re school districts and corporations. S. F. 517, schools.  
 Appropriate to supreme court, clerk of—Code editor and court administrator. S. F. 576, appropriations.

Supreme court, statutory salaries of the judges, 9 legal assistants, clerk of, Code editor, and court administrator. H. F. 739, appropriations.

**COIN MACHINES—**

**General**

Increase penalties for the operation of coin machines by false means. H. F. 374, Waugh and Strand; S. F. 360, Thordsen, et al.

**COLLATERAL—**

**General**

Penalty for embezzlement of secured interests in collateral. S. F. 105, Shaff.

**COLLEGES—UNIVERSITIES—**

**General**

- Require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters. H. F. 51, Fischer of Grundy.
  - Remove three-fourths mill property tax levy for operation of area vocational and community colleges. S. F. 75, Stephens; H. F. 238, Stromer; H. F. 248, Tieden. S.
  - College of criminal justice be established at University of Northern Iowa. S. C. R. 9; S. J. 99, 178.
  - Remove provision granting leaves of absence for staff members of board of regents institutions. H. F. 99, Fischer of Grundy and Skinner.
  - Scheduling of football games between S. U. I. and I. S. U. S. F. 99, Van Drie, et al.
  - Reimburse city of Harlan for expenses incurred re site for promised western Iowa college. S. F. 101, Schaben.
  - Master plan for higher education, develop legislative proposals, submit recommendations. H. C. R. 9; H. J. 176, 968 adopted; S. J. 868, 901.
  - Remove equipment from approval by legislature and governor, and federal grants, etc., to be mixed together with tuition fees, etc.—board of regents. S. F. 122, higher education; H. F. 157, higher education.
  - College of criminal justice be established at University of Northern Iowa. H. C. R. 14; H. J. 287, 1704.
  - Method for the termination of employment agreements executed by board of regents, also repeals provision for board of regents to establish administrative offices. S. F. 240, Messerly, et al.
  - Legalize and validate proceedings of board of directors of Iowa Lakes Community College (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.
  - Admission to University of Iowa college of medicine. H. F. 341, Campbell.
  - Limit enrollments at the state universities. S. F. 324, Griffin.
  - Income tax deduction for education expenses. H. F. 343, Kreamer.
  - Prevent expansion of curriculum of area vocational schools in order to qualify as an area community college. H. F. 378, Kennedy.
  - Commend Drake University basketball team and extend full support in its upcoming playoff game. H. C. R. 24; H. J. 568, 577 adopted; S. J. 468, 503 adopted.
  - Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. S. C. R. 17; S. J. 357, 383.
  - Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. H. C. R. 19; H. J. 443.
  - Establish a college education program for law enforcement officers. H. F. 481, Lipsky.
  - Authorize merged areas to issue general obligation bonds for purchase of community vocational school or college buildings. H. F. 456, Waugh; S. F. 498, higher education.
  - Levy of a tax for buildings and sites in merged areas, not to exceed 10 years. H. F. 467, Lawson, et al.; S. F. 413, higher education.
  - Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.
  - Office for planning and programming, establish programs and courses in area vocational schools and community colleges, new and expanding industries, appropriation. H. F. 498, Lawson, et al.
  - Provide tuition grants for post baccalaureate students. H. F. 482, Alt, et al.; S. F. 407, Milligan, et al.
  - Contributions for retirement systems by board of regents institutions. H. F. 593, Schroeder.
  - Congratulate Ed Gagnier and Iowa State University gymnastics team on their achievements. S. C. R. 30; S. J. 747, 768 adopted; H. J. 900, 969.
  - Appropriation to higher education facilities commission for scholarship and medical student tuition loan programs. S. F. 528, appropriations.
- Tuition**
- Tuition rates set by the board of regents, reciprocal agreements. H. F. 72, Mendenhall.
  - Tuition charged to nonresident students, board of regents. H. F. 402, Schroeder and Knoke.

**COMMERCE—****General**

- Regulation of industrial loan companies. H. F. 7, Shaw, et al; S. F. 44, Curran, et al.
- Legal description of land remaining after condemnation or purchase, furnished by purchaser. H. F. 25, Holden, et al.; S. F. 22, Briles, et al.
- Removes power of eminent domain for utilization of water or water power. H. F. 26, Holden, et al.; S. F. 19, Briles, et al.
- Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.
- Use of eminent domain by boards of supervisors for any secondary road, water-course, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.
- Payment of subsequent damages to property owners after purchase of condemnation, 3 years. H. F. 29, Holden, et al.; S. F. 21, Briles, et al.
- Inspection of pipeline construction paid for by pipeline company or contractor. H. F. 30, Holden, et al.; S. F. 13, Briles, et al.
- Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.
- Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.
- Restaurants and grocery stores exempt from obtaining meat and poultry inspection licenses. H. F. 55, Radl.
- Update state Code to conform with federal regulations, savings and loan associations. H. F. 94, Alt, et al.; S. F. 118, Van Drie and DeKoster.
- Bank offices, discontinue if more than one bank is established. H. F. 100, Sorg, et al.; S. F. 341, Griffin.
- Prohibit accident and health insurance companies from reducing insurance coverage of an aged or other subscriber without reducing proportionately amount premium charged. H. F. 110, Mendenhall.
- Bonds may be posted as security in lieu of cashiers checks or other, public improvement projects. H. F. 112, Kahe, et al.
- Termination of insurance agency contracts, notice of one year. H. F. 124, Mendenhall.
- Prohibit operation of mobile units by banks and other financial institutions. H. F. 123, Hamilton.
- False use of credit cards and fraudulent use of wire services, penalties. H. F. 132, Kelly.
- Require insurance agents to collect interest on past-due insurance premiums. H. F. 142, Andersen.
- Control of banks, penalties for violations. H. F. 148, Fischer of Grundy and Schroeder.
- Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.
- Pipeline companies, power of eminent domain, notification to property owners, hearings. H. F. 152, Fischer of Grundy.
- Bonding of operations of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.
- Conversion of rented personal property, penalties. H. F. 175, Alt.
- Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.
- Real estate investment trust may pay higher rate of interest. H. F. 254, Shaw.
- Trading stamps redeemed for cash or merchandise, cash value printed on stamp, penalties. H. F. 263, Fischer of Grundy.
- Appointment of members of commerce commission, 1 from trucking, 1 railroad, and 1 public utilities. H. F. 301, Kennedy.
- Amount of credit life insurance that may be sold to a debtor. H. F. 307, Freeman and Hansen.
- Dissolution of credit unions. S. F. 209, Van Drie, et al.; H. F. 333, Grassley and Wells.
- Increase fees charged for insurance agent licenses. H. F. 365, Egenes and Ellsworth; H. F. 505, ways and means. S.
- Finance and delinquency charges on extensions of credit. H. F. 370, Fischer of Grundy and Freeman.
- Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, Johnston et al.
- Prohibit drive-in theaters from showing 'X' rated motion pictures. H. F. 401, Dougherty, et al.
- Remove exemption on all tangible personal property used in interstate transportation or commerce—use tax. H. F. 406, ways and means.
- Assignment of group life insurance, beneficiaries. S. F. 386, commerce; H. F. 541, Freeman, et al. S.
- Issuance of scale weight tickets and warehouse receipts. H. F. 424, Fischer of Grundy.
- Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.
- Improve state communications network. H. F. 431, Ellsworth, et al.
- Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.
- Reduce statute of limitations on action to recover from uninsured motorist insurance. H. F. 478, Kreamer.

- Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.
- Regulation of advertising and selling courses of instruction. H. F. 499, Grassley, et al.
- Fees charged for insurance agent licenses, make act retroactive. H. F. 505, ways and means. (Similar to H. F. 365)
- Prohibit sale of insurance by coercion, etc., penalties. S. F. 439, Conklin.
- Unauthorized insurers, teachers IAA and college retirement equity fund must pay premium tax. H. F. 583, Schroeder.
- Extension of credit, finance charges, etc. S. F. 466, commerce. (Same subject matter as H. F. 370)
- Railroads notify law enforcement agencies and commerce commission shipment of dangerous materials, penalties. H. F. 604; Blouin, et al.
- Regulation of public accounting, etc., penalties. H. F. 643, Ellsworth, et al.; S. F. 490, Walsh.
- Consumer contracts, etc., must be marked "consumer instrument". H. F. 635, Taylor, et al.
- Purchaser of copper wire or walnut logs must have bill of sale. H. F. 651, Dougherty.
- Regulate rates charged for credit life insurance, etc. H. F. 676, Norpel.
- Commission**
- Warehouse re-examination fees. H. F. 2, Fisher of Greene, et al.; S. F. 48, Neu, et al.
- Distance requirements for pipeline regulations, informational meetings. H. F. 33, Holden, et al.; S. F. 5, Briles, et al.
- Definition of pipeline and pipeline companies and substances. H. F. 23, Holden, et al.; S. F. 16, Briles, et al.
- Increase excise tax on motor fuel, portion going to cities and towns and grade separations. S. F. 25, Griffin.
- Rehearing and appeal procedures, commerce commission action or decisions. S. F. 72, Neu, et al.; H. F. 235, Shaw, et al. S.
- Commerce commission may issue certificates of convenience to motor vehicle carriers without a public hearing. S. F. 89, Neu, et al.; H. F. 136, Shaw, et al.
- Issuance of liquid transport carrier certificates. S. F. 100, Anderson and Schaben.
- Only certain small telephone companies exempt from rate regulations. S. F. 136, Sullivan.
- Changing procedures for enforcement of an artisan's lien. H. F. 167, Logemann.
- Committee to study functions of commerce commission to update Code, submit report. S. C. R. 10; S. J. 173, 359, 564 adopted; H. J. 674.
- Interest rate being charged on compensating balances. H. F. 190, Kennedy.
- Customer requesting hearing on utility rate increase, commission shall hold. H. F. 192, Kennedy, et al.
- Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.
- Regulation of public utilities by commerce commission, public hearings held for all rate increases. H. F. 208, Fischer of Grundy.
- Liability of a warehouseman for grain in his licensed facilities. H. F. 237, Fischer of Grundy and Logemann.
- Licensing of insurance adjusters, penalties. S. F. 211, commerce.
- Provide commerce commission authority to regulate intrastate truck operators, penalties. S. F. 370, Griffin.
- Purchasers and transporters of unprocessed grain licensed by commerce commission, penalties. S. F. 400, Pierson, et al.
- Establish charges for installation or connection of telephone service or equipment. S. F. 377, Van Drie, et al.
- Safety standards and equipment on motor vehicles used by railroad companies, penalties. S. F. 379, Riley, et al.
- Insurance premiums collected by nonprofit hospital and medical service corporations subject to premiums tax. S. F. 299, Griffin, et al.; H. F. 530, commerce. S.
- Monetary penalty against trucking companies violating terms of their certificates of convenience and necessity re routes and schedules of service. H. F. 620, Dunton.
- Public hearings by commerce commission for rate increases of public utilities. H. F. 633, Willits. (Similar subject matter as H. F. 208)
- Franchises for transit systems, etc., counties right to grant. S. F. 493, Walsh.
- Transfer supervision over bonded warehouses from commerce commission to department of agriculture. H. F. 665, Logemann.
- Location of electric generating facilities. H. F. 672, Fischer of Grundy.
- Appropriate from general fund to commerce commission for general administration, motor transportation division, warehouse division, utilities division, all for salaries, etc. and any other utilities. S. F. 558, appropriations.
- Commerce commission, statutory salary of executive secretary and each member. H. F. 739, appropriations.

**COMMISSIONERS—****Insurance**

Licensing of insurance adjusters, penalties. S. F. 211, commerce.  
 Establish and regulate nonprofit prepaid comprehensive health care corporations. S. F. 239, Doderer and Messerly; H. F. 525, Schwieger, et al.  
 Regulate rates charged for credit life insurance, etc. H. F. 676, Norpel.

**Labor**

Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566)  
 Appeals to employment safety commission, actions of labor commissioner upheld if 5 affirmative votes. H. F. 245, Kehe and Waugh.  
 Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hansen, et al.; S. F. 342, Riley, et al.  
 Increase term of labor commissioner. H. F. 511, Bennett.  
 Establish uniform procedures for payment of wages by employers, settling disputes, penalties. S. F. 423, Robinson, et al.; H. F. 645, Gluba; S. F. 496, Walsh S.  
 Transfer migratory labor camp inspections from department of health to bureau of labor. H. F. 634, Dougherty, et al.  
 Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)

**Public Health**

Qualifications of commissioner of public health. S. F. 224, social services.  
 Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)  
 Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.  
 Establish board of residential care standards, etc. S. F. 305, social services.

**Public Safety**

Governor appoint commissioner of public safety, no fixed term, also need not be a resident for previous 5 years. S. F. 170, state government.  
 Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.  
 Hearings on revocation or denial of driving privileges, 20 days. H. F. 490, law enforcement.

**Social Services**

Establish board of residential care standards, etc. S. F. 305, social services.  
 Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.  
 Sale of agricultural land by social services. H. F. 640, Mayberry.

**Industrial**

Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566)  
 Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)

**COMMON CARRIERS—****General**

Commerce commission may issue certificates of convenience to motor vehicle carriers without a public hearing. S. F. 89, Neu, et al.; H. F. 136, Shaw, et al.  
 Issuance of liquid transport carrier certificates. S. F. 100, Anderson and Schaben.  
 Provide commerce commission authority to regulate intrastate truck operators, penalties. S. F. 370, Griffin.

**COMMUNICATIONS—****(Also see Schools, sub-ref. Radio and TV)****General**

Prohibit manufacture, distribution, possession, etc., by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.  
 False use of credit cards and fraudulent use of wire services, penalties. H. F. 132, Kelly.  
 Only certain small telephone companies exempt from rate regulations. S. F. 136, Sullivan.  
 Establish uniform statewide telephone number for police and fire departments. H. F. 207, Priebe, et al.  
 Regulation of public utilities by commerce commission, public hearings held for all rate increases. H. F. 208, Fischer of Grundy.  
 Per diem and expenses for members of educational radio and TV facility board and communications advisory council. S. F. 207, Neu, et al.; H. F. 272, Hansen, et al.  
 Permit city or town to grant a franchise for cable television without an election. H. F. 243, Jesse.  
 Committee to study state-owned communications, submit recommendations. H. C. R. 23; H. J. 524, 778 adopted; S. J. 682, 697.  
 Prohibit manufacture, distribution, possession, etc., of devices designed for interception of wire or oral communications, penalties and right to recovery. H. F. 404, Fischer of Grundy and Skinner.  
 Establish charges for installation or connection of telephone service or equipment. S. F. 377, Van Drie, et al.



Improve state communications network. H. F. 431, Ellsworth, et al.  
 Public hearings by commerce commission for rate increases of public utilities. H. F. 633, Willits. (Similar subject matter as H. F. 208)  
 Committee to study cable television. H. C. R. 42; H. J. 2036.

**COMPENSATION—****General**

Compensation for public representatives serving on committee on child labor. H. F. 63, Lipsky.  
 Increase fees and mileage allowances of jurors. H. F. 67, Holden.  
 Eligibility for unemployment compensation for veterans. S. F. 70, Briles, et al.; H. F. 97, Anania and Fischer of Grundy.  
 Compensation for refinancing costs, property acquired for a public use, relocation advisory assistance program. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.  
 Provide for allocation of corporate income on basis of sales, property; and payroll. S. F. 242, Hill; H. F. 320, Radl.  
 Increase compensation of appellate jury commissioners. S. F. 132, Curran and Messerly; H. F. 276, Hansen.  
 Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 375, Lawson, et al. S.  
 Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.  
 Salaries and expenses of member of the General Assembly and lieutenant governor. H. F. 371, Pelton.  
 Compensation and mileage of physician and attorney serving on commission of hospitalization. H. F. 372, Sorg.  
 Payment of civil rights compensation appointees. H. F. 408, Franklin, et al.  
 Increase maximum amount of mileage compensation paid to a county supervisor. H. F. 474, Dunton.  
 Workmen's compensation for peace officers. H. F. 491, Welden.  
 Establish board of optometry, restructure operations, etc. of present board. H. F. 524, Freeman, et al.  
 Boards of supervisors fix compensation of all elected county officials. H. F. 547, Doyle and Andersen.  
 Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.  
 Reduce state fair board members from 10 to 9, increase per diem compensation. H. F. 614, county government.  
 Payment of certain damages by nonnegligent operation of a highway patrol vehicle, appropriation. S. F. 483, Lamborn; S. F. 580, appropriations.  
 Establish minimum salaries for county officers. S. F. 503, county government.  
 Legislative salaries, Senator Sullivan, deceased, Senator Gross, successor. S. J. R. 10, appropriations.

**Employees**

Compensation of joint legislative employees. S. C. R. 6; S. J. 44, 61 adopted; H. J. 93, 119 adopted.  
 Compensation of chaplains, officers and employees of General Assembly. S. C. R. 5; S. J. 42, 61 adopted; H. J. 91, 119 adopted.  
 Time and a half for employees required to work on Sunday or a legal holiday. H. F. 609, Ewell.  
 Workmen's compensation benefits based on 66% of worker's weekly pay. H. F. 650, Monroe, et al.

**Commission**

Selection of compensation commissioners. H. F. 13, Holden, et al.; S. F. 17, Briles, et al.  
 Eminent domain for individual drainage rights, compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.  
 Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.

**COMPTROLLER OF STATE—****General**

Limitations on property tax levy for general fund expenditures of school corporations, etc., appropriation to public instruction for school districts. H. F. 121, ways and means; S. F. 145, ways and means.  
 Advances to state employees to cover expenses. H. F. 5, Welden, et al.; S. F. 13, Curran and Neu.  
 Administrative rules and regulations, state departments or agencies must establish burden of proof. S. F. 30, Mowry; S. F. 203, county government. S.  
 Establish an environmental pollution control loan authority. H. F. 61, Winkelman.  
 Change date of settlement (dues, fees, etc.) with county treasurers and boards of supervisors. S. F. 63, county government; H. F. 103, county government.  
 Reimburse city of Harlan for expenses incurred, re site for proposed western Iowa college. S. F. 101, Schaben.  
 Annual budgeting and reporting for state departments. S. F. 112, Hill and Potter.

- Create a department of general services, appropriation. S. F. 37, Curran, et al.; H. F. 129, Welden, et al.
- Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.
- Embezzled county funds, repayment from state general fund. H. F. 153, Schroeder, et al.
- Combine county fund for mental health with state institution fund. S. F. 185, Miller, et al.; H. F. 321, Shaw, et al.
- Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.
- Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.
- Payment of claims, also certified original invoice can be used. H. F. 283, state government.
- Create Iowa egg fund, promote marketing of eggs, excise tax for. S. F. 255, Coleman; H. F. 350, Rex.
- Comptroller prescribe budget preparation procedures for school districts. H. F. 317, Kehe, et al.
- Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.
- Appropriate funds to defray expenses of inaugural ceremonies. H. F. 373, Ellsworth.
- Create Iowa corn marketing and research board, promote marketing of corn, excise tax for. S. F. 375, Stephens, et al.
- Establish a municipal tax relief fund, appropriation for street purposes. S. F. 398, Gaudineer, et al.
- Improve state communication network. H. F. 431, Ellsworth, et al.
- Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.
- Appointment of deputy state comptrollers. S. F. 411, Tapscott, et al.
- Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.
- Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.
- Governor request comptroller or auditor of state review statutory bonding provisions for state employees. H. C. R. 33; H. J. 342, 912 adopted; S. J. 783.
- Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.
- Create state records commission. H. F. 597, Welden.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.
- Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.
- Appropriation to public instruction. S. F. 522, ways and means.
- Appointive members, capitol planning commission, appropriation for per diem compensation. S. F. 526, appropriations.
- Appropriation to merged area I, operating funds for required attendance center. H. F. 683, Tieden, et al. (Same subject matter as H. F. 744)
- Appropriate from motor vehicle fuel tax fund to state comptroller, refund warrants. H. F. 695, appropriations.
- Reciprocity board, appropriation. H. F. 703, appropriations.
- Radio equipment for public safety, appropriations to. S. F. 551, appropriations.
- Law enforcement academy, capital improvements, appropriation to. S. F. 555, appropriations.
- Executive council general contingent fund, appropriation to. S. F. 556, appropriations.
- Appropriation to public safety and various divisions thereof for salaries, etc. S. F. 557, appropriations. (See subject Appropriations, sub-ref. Public Safety for a more complete listing)
- Appropriate from general fund to conservation commission for projects re state parks, preserves, water, lakes, land, erosion, trees, etc. H. F. 723, appropriations.
- Board of regents, office of, for salaries, etc., and various other—and for institutions under board of regents, appropriations. H. F. 724, appropriations. (See subject Appropriations, sub-ref. Regents, Board of, for a more complete listing)
- Appropriate from general fund to historical society for development of Toolesboro mounds and museum area, also Gardner log cabin. S. F. 562, appropriations.
- Appropriate to the highway commission for administration, finance and support services, planning, headquarters operations, development, field operations—all for salaries, support, etc.—equipment, inventory and replacements, educational leave, and contingency fund. S. F. 573, appropriations.
- Appropriate to comptroller. S. F. 576, appropriations.
- Comptroller, statutory salary of. H. F. 739, appropriations.
- Payment of certain publication costs of the academy of science, appropriation to comptroller for. H. F. 740, appropriations.

Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.  
 Committee to study applications, capabilities, use, abuse and control of computer information. H. C. R. 44; H. J. 2050.  
 Appropriation to merged area 1, operating funds for required attendance center. H. F. 744, appropriations. (Same subject matter as H. F. 683)

**CONDEMNATION—**

**General**

Maintenance of access roads. H. F. 10, Holden et al.; S. F. 4, Briles, et al.  
 Legal description of land remaining after condemnation or purchase, furnished by purchaser. H. F. 25, Holden, et al.; S. F. 22, Briles, et al.  
 Payment of subsequent damages to property owners after purchase or condemnation, 3 years. H. F. 29, Holden, et al.; S. F. 21, Briles, et al.  
 Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.  
 Compensation for refinancing costs, property acquired for a public use, relocation advisory assistance program. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.  
 Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.  
 Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.  
 Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.  
 Possession of owner-occupied property condemned for highway purposes, acquired within 6 months. H. F. 347, Holden; S. F. 441, transportation.

**CONFIDENTIAL INFORMATION—**

**General**

Confidential information obtained by department of revenue may be divulged to other state officers. H. F. 550, ways and means.

**CONFLICT OF INTEREST—**

**General**

Conflicts of interest of officers and directors of insurance companies, serving on boards. S. F. 157, commerce.  
 Conflicts of interest of officers and employees of political subdivisions. S. F. 173, Stephens.  
 Conflicts of interest by officials, employees, legislative employees, and members of the General Assembly. S. F. 175, Stephens.

**CONGRESSIONAL DISTRICTS—**

**General**

Congressional districts. S. F. 236, constitutional amendments and reapportionment; H. F. 312, Varley, et al.  
 Election of presidential electors. S. F. 270, Potgeter.  
 Appointment and election of judicial nominating commissioners. S. F. 549, judiciary.  
 Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

**CONSCIENTIOUS OBJECTORS—**

**General**

Qualifications for city employees under civil service, conscientious objectors. H. F. 273, Bray, et al.

**CONSERVANCY DISTRICTS—**

(See Conservation)

**CONSERVATION—**

(Also See Soil Conservation)

**General**

Prohibit hunting along public highways. H. F. 59, Hamilton.  
 Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.  
 Conservation commission may establish uses and fees for use of state-owned land bordering on streams or lakes, zoning. S. F. 95, Kennedy, et al.; H. F. 410, Shaw and Drake.  
 Persons over 64 may fish without a license. H. F. 158, Ellsworth and Taylor.  
 Maintenance of state park and institutional road system. S. F. 148, conservation and recreation.  
 Office facilities for county conservation boards. S. F. 150, Erskine, et al.; H. F. 216, Willits, et al.  
 Consolidates 2 sections of the Code re trollines. S. F. 147, conservation and recreation.  
 Remove pickerel from species of fish which can be taken from Mississippi by commercial fishermen. S. F. 257, conservation and recreation.  
 Authority of boat inspector, water safety officers, etc., to board and inspect vessels, penalties. S. F. 316, conservation and recreation.  
 Extend definition of "land" that may be used for public recreation, include commercial and industrial. H. F. 355, Roorda.  
 Exempt county conservation boards from paying state gasoline tax. S. F. 359, Potter.

- Boarding and inspection of vessels, penalty. S. F. 391, conservation and recreation.
- County conservation boards manage wildlife areas. H. F. 438, Lipsky.
- Public recreation on private lands, include snowmobiling, etc. H. F. 446, Scott.
- Persons eligible for appointment to county conservation boards. S. F. 416, Potter.
- Authorize and direct issuance of a patent to real estate (Boone county) by the governor and secretary of state to the U. S., Saylorville dam and reservoir. H. F. 742, conservation and recreation.
- Commission**
- Leasing of property by conservation commission. H. F. 14, Shaw, et al.; S. F. 10, Curran and Kennedy.
- Temporary registration of snowmobiles. S. F. 76, Ollenburg; H. F. 106, Stromer.
- Provide hunting-safety education, penalty. S. F. 79, Miller, et al.; H. F. 133, Monroe, et al.
- Increase fines for misuse of guns and firearms. H. F. 90, Mendenhall.
- Reduce penalty for violation of snowmobile regulations. S. F. 116, conservation and recreation; H. F. 202, conservation and recreation.
- Violations of the fish and game conservation laws, penalties. S. F. 149, conservation and recreation.
- Restrict use of firearms, fireworks, etc., on state preserves and parks. S. F. 158, conservation and recreation; H. F. 198, conservation and recreation.
- Water safety regulations, water-skiing, etc., sunrise to sunset. S. F. 159, conservation and recreation.
- Allow black bass to be bought, sold, etc. S. F. 160, conservation and recreation.
- Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.
- Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.
- State conservation commission promulgate and enforce departmental rules, safe operation of watercraft. H. F. 330, conservation and recreation.
- Season limits on fish and frogs. S. F. 332, conservation and recreation.
- Establish an endangered species list of wildlife. H. F. 362, Bray, et al.
- Impose fees for use of certain state recreational areas, penalties. S. F. 346, Erskine; H. F. 422, Tieden; H. F. 577, conservation and recreation. S.
- Each landowner and tenant may receive one license for deer hunting, also limit those licenses. S. F. 385, Conklin.
- Hunting restrictions, add to the list of game birds and animals to hunt, limits, etc. S. F. 431, conservation and recreation.
- Reorganize conservation commission, natural resources council, soil conservation commission, geologist, geological board, and advisory board for preserves—establish department of natural resource management. S. F. 451, Gaudineer.
- Increase fish and game licenses and fees. H. F. 573, conservation and recreation. (Similar subject matter as S. F. 478)
- Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.
- Increase fish and game licenses and fees. S. F. 478, conservation and recreation. (Similar subject matter as H. F. 573)
- Increase fees for certain hunting and fishing licenses. H. F. 611, Larson.
- Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.
- Status of law-enforcement officers appointed by conservation commission. H. F. 680, conservation and recreation.
- Registration and safety regulations for snowmobiles. H. F. 711, conservation and recreation.
- Establish an Iowa natural and scenic rivers system. H. F. 712, Tieden, et al.
- Appropriate to conservation commission, division of lands and waters, from marine fuel tax fund for recreational boating program. H. F. 719, appropriations.
- Appropriate the fish and game protection fund for use by conservation commission for salaries, equipment, etc., and for capital improvements, etc. H. F. 720, appropriations.
- Transfer of funds from state conservation fund and fish and game protection fund to administration fund. H. F. 721, appropriations.
- Appropriate from general fund to conservation commission, division of lands and waters for salaries, etc., and for maintenance of state parks, etc.—prison labor program—state advisory board for preserves. H. F. 722, appropriations.
- Appropriate from general fund to conservation commission for projects re state parks, preserves, waters, lakes, land, erosion, trees, etc. H. F. 723, appropriations.
- Imposing damage liability for unlawful destruction, etc., of wildlife owned by the state. H. F. 726, conservation and recreation.
- Conservation commission, statutory salary of director. H. F. 739, appropriations.

**CONSERVATION COMMISSION—**

(See Conservation, sub-ref. Commission)

**CONSERVATOR—**

**General**

Provide for a public conservator. S. F. 234, Van Gilst.

**CONSTABLES—**

**(See Officers)**

**CONSTITUTIONAL AMENDMENTS—**

**General**

Tax sharing by all states from federal income taxes, call constitutional convention. H. J. R. 1, constitutional amendments and reapportionment; S. J. R. 1, constitutional amendments and reapportionment.

Repeal of constitutional sections, fines for breach of penal laws, school districts. H. J. R. 2, Holden.

State income tax percentage of federal tax. H. J. R. 3, Mendenhall.

Four-year terms for members of the House of Representatives. H. J. R. 4, Mendenhall.

Lower voting age to 18. H. J. R. 5, Gluba.

School district may not obtain more than 50 percent of the general fund expenditures by property tax. S. J. R. 2, Stephens.

Supreme court may retire judges. H. J. R. 6, Hill, et al.

Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.

Repeal lottery prohibition (H. J. R. 10 adopted 1970). H. J. R. 8, Ellsworth; S. J. R. 3, Walsh.

Acts of General Assembly shall take effect as time stated or as of July 1 without publication. H. J. R. 9, Grassley, et al.

Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.

Congressional districts. S. F. 236, constitutional amendments and reapportionment; H. F. 312, Varley, et al.

Allow citizens of this state 18 years old or older to vote in all elections. S. J. R. 4, Tapscott.

Governor appoint a representative or senator if vacancy occurs. H. J. R. 11, Stokes, et al.

Method for the General Assembly to call itself into special session. H. J. R. 12, Doyle, et al.

Individual rights to a healthful environment. H. J. R. 13, Blouin, et al.

Empower the General Assembly to appropriate state funds to, and provide for the use of public funds by, private schools. S. J. R. 5, Gaudineer.

Preparation of ballots and voting machines for constitutional questions, amendments and public measures. H. F. 429, constitutional amendments and reapportionment.

Establish a constitutional revision commission to study need for a constitutional convention, revision of the constitution, appropriation. S. J. R. 6, Doderer and Gaudineer.

Ratify a proposed amendment to the constitution of the United States, extending the right to vote to citizens 18 years of age or older. S. J. R. 7, Gaudineer, et al.; H. J. R. 15, constitutional amendments and reapportionment.

Lieutenant governor, executive assistant to governor—Senate choose president. S. J. R. 8, Milligan.

Composition of the General Assembly. H. F. 732, constitutional amendments and reapportionment.

**CONSTITUTIONAL CONVENTION—**

**General**

Tax sharing by all states from federal income taxes, call constitutional convention. H. J. R. 1, constitutional amendments and reapportionment; S. J. R. 1, constitutional amendments and reapportionment.

Repeal procedure for establishment of a convention. S. F. 86, Doderer.

Establish a constitutional revision commission to study need for a constitutional convention, revision of the constitution, appropriation. S. J. R. 6, Doderer and Gaudineer.

**CONSTRUCTION—**

**General**

Establish a state building code. H. F. 6, Camp, et al.; S. F. 32, Griffin, et al.

Payment of interest by public corporations on contracts for public improvements. H. F. 117, Kehe, et al.

Five-year limitation of damage actions, improvements or work upon real property. S. F. 127, Walsh, et al.

Joint purchase, ownership, construction and maintenance of buildings by counties. H. F. 288, social services.

Rights-of-way of secondary roads seeded to grass. S. F. 327, Lavery.

Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.

Service tax on new construction. H. F. 553, Dunton.

Remodeling of the Hardin County courthouse, Eldora, legalize proceedings of board of supervisors. S. F. 533, state government.

**CONSUMER—****General**

- Require consumer education be offered to, and taken by all secondary students. H. F. 398, Strothman.  
 Consumer fraud, penalty. H. F. 594, Taylor, et al.  
 Consumer contracts, etc., must be marked "consumer instrument." H. F. 635, Taylor, et al.

**CONTAINERS—****General**

- Remove requirement state furnish containers for registration certificates. H. F. 74, Kreamer; S. F. 298, Griffin.  
 Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.  
 Labeling of seed corn containers. H. F. 287, Rex, et al.  
 Prohibit sale or distribution of certain beverages in certain disposable containers, penalty. H. F. 485, Rodgers, et al.

**CONTRACTORS—****General**

- Bonds may be posted as security in lieu of cashiers checks or other, public improvement projects. H. F. 112, Kehe, et al.  
 Retention from payments on public contracts and escrow agreements. S. F. 229, Griffin, et al.; H. F. 300, Kehe, et al.  
 Mechanics' liens—contractors—retailer notify owner of property. H. F. 469, Millen, et al.  
 Establish wage rates for public works projects, penalties. S. F. 414, Tapscoot, et al.

**CONTRACTS—****General**

- Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.  
 Retention from payments on public contracts and escrow agreements. S. F. 229, Griffin, et al.; H. F. 300, Kehe, et al.  
 Finance and delinquency charges on extensions of credit. H. F. 370, Fischer of Grundy and Freeman.  
 Regulation of the sale of prearranged or prepaid funeral services, etc. penalties. S. F. 434, Walsh and Tapscoot.  
 Regulation of home solicitation sales. H. F. 568, Dougherty, et al. (Similar subject matter as H. F. 598)  
 Extension of credit, finance charges, etc. S. F. 466, commerce. (Same subject matter as H. F. 370)  
 Regulating home solicitation sales. H. F. 598, Millen, et al. (Similar subject matter as H. F. 568)  
 Consumer contracts, etc., must be marked "consumer instrument." H. F. 635, Taylor, et al.

**CONTRIBUTIONS—****General**

- Employees of county or state government not required to give an oath of political allegiance or contribution. H. F. 159, Blouin.  
 Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 167, Alt, et al.; S. F. 215, Milligan.  
 Deduct contributions to individual political candidates from Iowa income tax. H. F. 299, Fischer of Grundy.

**CONVENTIONS—****General**

- Joint convention January 11, 1971, 1:30 p.m., governor's message canvass of votes, January 12, 1971 at 10:00 a.m. H. C. R. 1; H. J. 9 adopted; S. J. 12, 13 adopted.  
 Repeal procedure for establishment of a convention. S. F. 86, Doderer.

**CO-OPERATIVE ASSOCIATIONS—****General**

- Taxation of rural electric cooperative property. H. F. 197, ways and means.

**CORPORATIONS—****General**

- Corporations deduct full amount of federal income tax, net income for Iowa income tax. H. F. 120, Stokes; S. F. 151, Sullivan. S.  
 Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.  
 Establish and regulate nonprofit prepaid comprehensive health care corporations. S. F. 239, Doderer and Messerly; H. F. 525, Schwieger, et al.  
 Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.  
 Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.  
 Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.

- Prohibit certain business entities from engaging in business in the agricultural industry, penalties. S. F. 292, agriculture.
- Organization of corporations. S. F. 312, judiciary.
- Prohibit certain corporations from engaging in farming, etc. S. F. 320, Glenn, et al.
- Nonprofit corporations, tax advantages. S. F. 348, DeKoster and Gaudineer; H. F. 413, Kreamer and Pelton.
- Prohibit League of Iowa Municipalities, nonprofit corporations, agencies, departments of state, etc., from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.
- Tort liability due to acts or omissions of directors, officers, etc., of nonprofit corporations. H. F. 414, Kreamer.
- Employees of certain charitable corporations may be covered under IPERS. H. F. 535, Lawson.
- Increase rates of personal and corporation income tax, etc. S. F. 519, ways and means.
- Committee to study feasibility of prohibiting corporations, etc., from buying local industrial plants and closing them to obtain income tax deductions. H. C. R. 40; H. J. 1668.

**CORRECTION CENTERS—**

**General**

- Establishment of regional correction centers. H. F. 3, Drake, et al.; S. F. 2, Smith, et al.
- Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)

**COSMETOLOGY—**

**General**

- Penalty for practicing cosmetology without a license. H. F. 223, social services.
- Cosmetology, require licensing of beauty salons, allow cutting of men's hair. S. F. 437, Van Drie, et al.; H. F. 540, Christensen, et al.

**COUNCILMEN—**

(See Cities and Towns, sub-ref. Councils)

**COUNCILS—**

(See Cities and Towns, sub-ref. Councils)

**COUNTIES—**

**General**

- Increase cost of filing mechanic's lien. S. F. 36, county government; H. F. 84, county government.
- Permit counties to become associated with the Iowa State Association of Counties. S. F. 37, county government.
- Errors and omissions insurance for county officers and employees, repeal law. H. F. 69, Schroeder, et al.
- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley et al.; S. F. 61, Laverty, et al.
- Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.
- County not liable for hazardous condition, etc., on property bought at tax sale. H. F. 104, Schroeder, et al.
- Consolidation of counties. S. F. 90, county government.
- Increase county dog license fees, and disposition of dogs. S. F. 92, Mowry; H. F. 224, Miller.
- Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.
- Number of official county newspapers. H. F. 122, Knoke, et al.; S. F. 310, Griffin.
- Consolidation of county offices. S. F. 124, Riley.
- Identification cards for person 65 or older. H. F. 143, Stokes and Strand; S. F. 139, Sullivan and Van Gilst.
- Hearings for the mentally ill, eliminate requirement commission of hospitalization meet to determine, emergencies. S. F. 135, Arbuckle; H. F. 201, Campbell.
- Employees of county or state government not required to give an oath of political allegiance or contribution. H. F. 159, Blouin.
- Conflicts of interest of officers and employees of political subdivisions. S. F. 173, Stephens.
- Require approval by voters of each county, merge county school systems. S. F. 174, Stephens and Coleman.
- Combine county fund for mental health with state institution fund. S. F. 185, Miller, et al.; H. F. 321, Shaw, et al.
- Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Ait, et al.; S. F. 215, Milligan.
- Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.
- Interest payments on drainage district assessments. H. F. 218, Stromer and Schroeder.

- Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.
- Temporary or part-time employees of state, political subdivisions or cities and towns not entitled to military leave with pay or job status. H. F. 274, Ellsworth and Taylor.
- Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.
- Joint purchase, ownership, construction, and maintenance of buildings by counties. H. F. 288, social services.
- Abolish county school system. H. F. 291, Schroeder.
- Leaves of absence for persons elected to public office. S. F. 266, Robinson and Doderer; H. F. 361, Ewell, et al.
- Any public appointee must possess qualifications of the office whether temporary or to complete unexpired term. S. F. 286, Gaudineer.
- Disbursement of support money. H. F. 324, Schwieger.
- Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.
- State assistance to local governments following major disasters, appropriation. S. F. 321, Coleman, et al.
- Salaries of county assessors. H. F. 356, Fischer of Grundy.
- Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.
- Public officials may be appointed to joint planning commissions. H. F. 367, Lawson.
- Include clerk of court, grand jury, court reporters, etc., in court expense fund. S. F. 340, Tapscott.
- Provide aid to juvenile homes, appropriation. S. F. 358, Gaudineer.
- Prohibit League of Iowa Municipalities, nonprofit corporations, agencies, departments of state, etc., from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.
- Disposition of property owned by certain deceased old-age assistance recipients. H. F. 385, Moffitt.
- Local government bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.
- Preparation of ballots and voting machines for constitutional questions, amendments and public measures. H. F. 429, constitutional amendments and reapportionment.
- Notification, by county assessor, not later than March 15, valuation of property. H. F. 452, Schmeiser, et al.
- Repeal chapters 38A, 38C and 38D, Code 1971, emergency succession and emergency location of state and local governments. H. F. 463, Goode.
- Licensing of dogs, county required to, also pay cities and towns for lost revenue, etc. H. F. 500, Ellsworth and Radl.
- Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.
- Consolidation of counties and county officers. H. F. 531, Blouin. (Similar subject matter as S. F. 90)
- Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.
- Change date for school elections, organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. H. F. 582, Willits.
- Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.
- Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.
- Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.
- Regulated use of ground water. H. F. 605, county government.
- Reduce state fair board members from 10 to 9, increase per diem compensation. H. F. 614, county government.
- Conditions of withdrawal from a county library district. H. F. 621, Taylor; S. F. 530, county government.
- Create a system of regional educational service agencies, eliminate county school systems. H. F. 657, Cochran.
- Create regional educational service agencies for the purpose of performing administrative and supervisory services, etc. H. F. 661, Blouin and Dunton. (Same subject matter as H. F. 657)
- Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.
- Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.
- Auditor of state shall audit annually the books and accounts of political subdivisions, etc. H. F. 687, county government.
- Establish a county law enforcement unit. H. F. 689, Taylor, et al.
- Election of members of county zoning commissions and voter approval of county zoning plans. H. F. 725, Logemann, et al.
- Change the budget year of cities and towns, counties, and other political subdivisions. H. F. 733, ways and means; S. F. 575, ways and means. Very similar.



**Attorneys**

- Assistant county attorneys and their salaries, board of supervisors. S. F. 41, Briles; H. F. 131, Rex and Menefee.
- Prohibit manufacture, distribution, possession, etc., by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.
- Four-year term for county attorneys. H. F. 211, Grassley and Knoke.
- Salary of the county attorney in counties over 200,000 population. S. F. 265, Gaudineer and Palmer.
- Prohibit certain business entities from engaging in business in the agricultural industry, penalties. S. F. 292, agriculture.
- Establish civil service for deputy county sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.
- Salary of county attorneys. H. F. 483, Andersen, et al.
- Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)
- Consolidation of counties and county officers. H. F. 531, Blouin. (Similar subject matter as S. F. 90)
- Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.
- Authorizing supplement to salaries for county attorneys, sheriffs, etc., from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S.

**Auditors**

- Assessment of real estate, personal property and buildings. H. F. 49, Middle-swart.
- Journals, bills and binders to be furnished free to county auditors. S. C. R. 3; S. J. 11 adopted; H. J. 14 adopted.
- Embezzled county funds, replaced by county, maximum 1 mill property tax. H. F. 60, Rex.
- Consolidation of county offices. S. F. 124, Riley.
- Support of the mentally ill. S. F. 131, Potgeter, et al.; H. F. 188, Rex, et al.
- State board of tax review, valuation adjustments, or equalization orders. (Property taxes, etc.) S. F. 261, Potgeter, et al.
- Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.
- Manner in which court reporters are compensated. S. F. 534, judiciary.

**Conservation**

- Office facilities for county conservation boards. S. F. 150, Erskine, et al.; H. F. 216, Willits, et al.
- Designating a certain water area of the Wapsipinicon river as an artificial lake. S. F. 287, Robinson; H. F. 437, Lipsky.
- Exempt county conservation boards from paying state gasoline tax. S. F. 359, Potter.
- County conservation boards manage wildlife areas. H. F. 438, Lipsky.
- Persons eligible for appointment to county conservation boards. S. F. 416, Potter.
- Allow county conservation boards to purchase land on a deferred payment plan when authorized by board of supervisors. H. F. 514, Alt, et al.
- Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.

**Engineers**

- County engineers receive free Code. H. F. 297, Rodgers.

**Funds**

- Aid for local historical society, counties appropriate fund. S. F. 39, Ollenburg.
- Maximum property tax levy, 4 mills, for county general fund. H. F. 89, Mendenhall.
- Embezzled county funds, repayment from state general fund. H. F. 153, Schroeder, et al.
- County contingent funds, may be transferred. H. F. 194, county government; S. F. 245, county government.
- Boards of supervisors establish revolving funds, maintenance of drainage or levee districts. H. F. 294, county government.
- Counties may create an ambulance service expense fund. H. F. 234, Siglin and Rodgers.
- Property tax levy for ambulance service in certain counties. H. F. 328, Strothman.
- Include clerk of court, grand jury, court reporters, etc. in court expense fund. S. F. 340, Tapscott.
- Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.

**Health, Board of**

- Prohibit discharge of sewage into open ditches, highways, etc. H. F. 123, Varley, et al.; S. F. 328, Laverty, et al.
- Expenses of members of local boards of health. S. F. 165, Coleman.
- Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Local boards of health, powers of. S. F. 495, Walsh.

**Historical Boards**

Aid for local historical society, counties appropriate fund. S. F. 39, Ollenburg.

**Hospitals**

Increase tax levy for county hospitals. S. F. 355, Tapscott, et al.; H. F. 519, Hill, et al.

Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.

Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.

**Jails**

Establishment of regional correction centers. H. F. 3, Drake, et al.; S. F. 2, Smith, et al.

Reduction of sentence for prisoners in county jails, good behavior. S. F. 381, Curran, et al.; H. F. 420, Lawson, et al.; H. F. 298, Monroe and Anania. S.

Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)

**Medical Examiner**

Standards for ambulance services, penalties. S. F. 352, Potter and Riley; H. F. 425, Pelton and Lipsky.

Blood tests of persons dying as a result of motor vehicle accidents, driver. S. F. 464, Conklin.

**Recorder**

Recording fees charged by county recorders, increase. S. F. 38, county government; H. F. 85, county government.

Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.

Increase registration fees for motorboats. S. F. 96, Curran and Neu; H. F. 138, Shaw.

Marginal entries not required on mortgages. H. F. 140, Rex.

Increase fee for duplicate hunting and fishing licenses. H. F. 206, county government; S. F. 216, county government.

Changing of names by individuals. S. F. 202, county government.

Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.

File one time for homestead tax credit and disabled veterans tax credit. S. F. 276, Lamborn.

**Social Welfare**

Computation of old age assistance grants. S. F. 42, Conklin.

Abolish soldiers relief commission, duties placed under county welfare. H. F. 126, Mayberry.

ADC recipient notify social welfare of any changes. H. F. 495, Knoke.

Eliminate residency requirement for eligibility for ADC. H. F. 520, Knoke.

Food stamp program, all counties participate in. S. F. 492, Walsh.

**Supervisors, Board of**

Maintenance of access roads. H. F. 10, Holden, et al.; S. F. 4, Briles, et al.

Selection of compensation commissioners. H. F. 13, Holden, et al.; S. F. 17, Briles, et al.

Use of eminent domain by boards of supervisors for any secondary road, watercourse, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.

Inspection of pipeline construction paid for by pipeline company or contractor. H. F. 30, Holden, et al.; S. F. 18, Briles, et al.

Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.

Permit counties to become associated with the Iowa state association of counties. S. F. 37, county government.

Assistant county attorneys and their salaries, board of supervisors. S. F. 41, Briles; H. F. 131, Rex and Menefee.

Group insurance for elected county officials. H. F. 56, Doyle, et al.

Embezzled county funds, replaced by county, maximum 1 mill property tax. H. F. 60, Rex.

Salary for combined county offices. H. F. 62, Lipsky.

Increase property taxation of benefited fire districts. H. F. 65, Mendenhall.

Errors and omissions insurance for county officers and employees, repeal law. H. F. 69, Schroeder, et al.

District court bailiffs, judge may employ, population basis. H. F. 70, Kreamer and Hill; S. F. 57, Milligan.

Change date of settlement (dues, fees, etc.) with county treasurers and boards of supervisors. S. F. 63, county government; H. F. 103, county government.

Canvass of votes by board of supervisors, 1 o'clock instead of 12. H. F. 79, Trowbridge and Grassley.

Board of supervisors may levy up to one-fourth mill on property for county civil defense, etc. H. F. 91, Mendenhall.

Consolidation of counties. S. F. 90, county government.

- Increase county dog license fees, and disposition of dogs. S. F. 92, Mowry; H. F. 224, Miller.
- Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.
- Prohibit discharge of sewage into open ditches, highways, etc.; H. F. 123, Varley, et al.; S. F. 328, Laverty, et al.
- Board of supervisors may combine 2 or more townships to make one election precinct. S. F. 116, Rabedaux; H. F. 230, Rex.
- Consolidation of county offices. S. F. 124, Riley.
- Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.
- Support of the mentally ill. S. F. 131, Potgeter, et al.; H. F. 188, Rex, et al.
- Provide for all-weather, surfaced, mailbox turnouts. H. F. 161, Christensen, et al.
- Counties and cities may provide programs for senior citizens. S. F. 140, Sullivan and Van Gilst; H. F. 209, Dougherty and Stokes.
- Counties may enter into agreements with community health centers for their services, appropriation. S. F. 142, Briles and Miller; H. F. 284, Mendenhall, et al.
- Office facilities for county conservation boards. S. F. 150, Erskine, et al.; H. F. 216, Willits, et al.
- Update laws re county homes. H. F. 169, Mayberry; S. F. 212, Miller.
- Combine county fund for mental health with state institution fund. S. F. 185, Miller, et al.; H. F. 321, Shaw, et al.
- County contingent funds, may be transferred. H. F. 194, county government; S. F. 245, county government.
- Board of supervisors approve salaries of probation officers and their staff. S. F. 204, county government; H. F. 295, county government.
- Appointment of county attorneys by boards of supervisors. H. F. 228, Grassley.
- Counties may create an ambulance service expense fund. H. F. 234, Siglin and Rodgers.
- Provide for a public conservator. S. F. 234, Van Gilst.
- Assessments levied by drainage and levee districts not less than \$2.00. S. F. 205, Neu; H. F. 257, Cochran.
- Establish weather modification board in counties, petitioned, levy tax. S. F. 260, Briles.
- Boards of supervisors establish revolving funds, maintenance of drainage or levee districts. H. F. 294, county government.
- Salary of the county attorney in counties over 200,000 population. S. F. 265, Gaudineer and Palmer.
- Count board of supervisors need not submit proposition to voters to relocate property, state and federal governments taking. S. F. 269, Miller, et al.; H. F. 329, Schmeiser, et al.
- Permit county offices to be combined (upon petition and election) and made appointive, managers, exclude sheriffs. S. F. 275, Riley.
- Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.
- Establish plumbing code for installation of plumbing and certification of plumbers fee. H. F. 311, Nystrom, et al.
- Railway companies must inspect crossings each year, make necessary repairs, penalties. S. F. 285, Gaudineer.
- Property tax levy for ambulance service in certain counties. H. F. 328, Strothman.
- Counties may use institution funds for rehabilitative services to an alcoholic. H. F. 331, Andersen.
- Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 376, Lawson, et al. S.
- Appointment of deputy sheriffs and secretaries in certain counties. H. F. 357, Dunton, et al.
- Repeal bounties on certain wild animals. H. F. 360, Bray, et al.
- Include clerk of court, grand jury, court reporters, etc., in court expense fund. S. F. 340, Tapscott.
- Salary of deputy sheriffs in counties having population of over 250,000. S. F. 363, county government. H. F. 465, Knoke, S.
- Establish civil service for deputy county sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.
- Authorize certain vehicle safety regulations on streets and highways, penalty. S. F. 369, Kennedy, et al.
- Increase maximum amount of mileage compensation paid to a county supervisor. H. F. 474, Dunton.
- Transfer of portions of the primary road system into secondary road system. H. F. 494, county government.
- Levee and drainage districts, annexation of additional lands, may cross county lines. H. F. 503, Waugh.
- Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)
- Allow county conservation boards to purchase land on a deferred payment plan when authorized by board of supervisors. H. F. 514, Alt, et al.

- Consolidation of counties and county officers. H. F. 531, Blouin. (Similar subject matter as S. F. 90)
- Boards of supervisors fix compensation of all elected county officials. H. F. 547, Doyle and Andersen.
- Installment payment of property taxes. H. F. 559, Uban, et al.
- Require railway improvements and crossings, penalty. S. F. 467, Potgeter and Potter.
- Authorize county boards of supervisors to adopt and enforce certain traffic ordinances, penalties. S. F. 484, county government.
- Permit counties to license all business or industry dealing with general public. H. F. 641, Taylor, et al.
- Create an error, omission and embezzlement fund, tax therefor. H. F. 644, county government.
- Boards of supervisors elected at large, single member, equal population district residence requirements. H. F. 652, Logemann.
- Justices of the peace, number of per county, salaries, appointment and removal, etc.—abolish position of constable. H. F. 653, Grassley, et al.
- Establish minimum salaries for county officers. S. F. 503, county government.
- Establish benefited fire districts. H. F. 663, Rex.
- Control of access to highways in secondary road system. H. F. 673, Taylor, et al.
- Remodeling of the Hardin county court house, Eldora, legalize proceedings of board of supervisors. S. F. 539, state government.
- Authorizing supplements to salaries for county attorneys, sheriffs, etc., from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S.
- Election of members of county zoning commissions and voter approval of county zoning plans. H. F. 725, Logemann, et al.

#### Tax

(Also See Tax, sub-ref. County)

- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Treasurer**
- Tax assessments, mobile homeowners, notifications. S. F. 40, Van Gilst.
- Amount of motor vehicle fees retained by counties, registration, titles, etc. H. F. 12, Drake, et al.; S. F. 11, Curran, et al.
- Embezzled county funds, replaced by county, maximum 1 mill property tax. H. F. 60, Rex.
- Change date of settlement (dues, fees, etc.) with county treasurers and boards of supervisors. S. F. 63, county government; H. F. 103, county government.
- Effective date of certification of payment of taxes, (tax sales) 15 days after. S. F. 66, county government.
- Increase motor vehicle title and registration transfer fees. S. F. 68, county government.
- Deposits of public funds, invested in U.S. notes, certificates, bonds or other. S. F. 69, county government; H. F. 86, county government.
- Property tax receipts, show where money is apportioned. S. F. 102, Potter; H. F. 168, Rex.
- Embezzled county funds, repayment from state general fund. H. F. 153, Schroeder, et al.
- Increase fee for issuance of tax deed. H. F. 227, Knoke.
- Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.
- Regulation of odometers on motor vehicles, penalties. S. F. 250, Kyhl; H. F. 296, Nystrom.
- Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.
- Remit, by mortgagor to county treasurer, all property taxes collected each month. S. F. 432, Potter.
- Installment payment of property taxes. H. F. 559, Uban, et al.
- Repeal provision of law requiring every treasurer of political subdivisions, except townships, to submit report each year to the auditor of state re investments. S. F. 527, appropriations.
- Operation of unregistered vehicles, remove "knowingly" from statute, alterations of "titles" or "registration," etc. S. F. 547, transportation.
- Effective date of S. F. 250, motor vehicle odometers, to be January 1, 1972. S. F. 571, law enforcement.

#### Sheriffs

- State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)
- Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.
- Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.
- Permit county offices to be combined (upon petition and election) and made appointive, managers, exclude sheriffs. S. F. 275, Riley.
- Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 375, Lawson, et al. S.
- Appointment of deputy sheriffs and secretaries in certain counties. H. F. 357, Dunton, et al.
- Increase salary for sheriffs. H. F. 358, Ellsworth and Priebe.

- Salary of deputy sheriffs in counties having population of over 250,000. S. F. 363, county government; H. F. 465, Knoke. S.  
 Establish civil service for deputy county sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.  
 Increase fees charged for civil processes by sheriffs. H. F. 489, Lawson.  
 Increase some of the fees charged by sheriffs. H. F. 507, Pelton and Fischer of Grundy.  
 Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)  
 State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

**COUNTIES—SPECIFIC—****Clay**

- Legalize and validate proceedings of board of directors of Iowa Lakes Community College, (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.  
 Legalize proceedings of the town council of Peterson, Clay County, special assessments and issuance of street improvement bonds. S. F. 425, Milligan.

**Clinton**

- Legalize proceedings of the city of DeWitt, Clinton County. S. F. 71, Shaff; H. F. 83, Camp.

**Dickinson**

- Legalize and validate proceedings of board of directors of Iowa Lakes Community College, (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.

**Emmet**

- Legalize and validate proceedings of board of directors of Iowa Lakes Community College, (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.

**Hardin**

- Remodeling of the Hardin County courthouse, Eldora, legalize proceedings of board of supervisors. S. F. 539, state government.

**Henry**

- Legalize sale of certain land in Henry County. H. F. 516, Strothman.

**Ida**

- Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.

**Johnson**

- Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.

**Kossuth**

- Legalize and validate proceedings of board of directors of Iowa Lakes Community College, (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.  
 Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.

**Lee**

- Permit cities, not less than 13,000 nor more than 17,000 population, located on a navigable river, construction of a waste treatment facility. (Keokuk) S. F. 538, cities and towns; H. F. 707, cities and towns.

**Linn**

- Designating a certain water area of the Wapsipinicon river as an artificial lake. S. F. 287, Robinson; H. F. 437, Lipsky.

**Marion**

- Legalize authorization and issuance of water revenue bonds, Bussey. H. F. 557, cities and towns; S. F. 469, cities and towns.

**Marshall**

- Legalize and validate procedures re sale of real estate by west Marshall community school district, Marshall and Story Counties. S. F. 277, Mowry.

**Mills**

- Rest areas, Mills and Pottawattamie Counties. H. F. 236, state government.

**Montgomery**

- Legalize and validate proceedings of Red Oak, Montgomery County, purchase of property for off-street parking. S. F. 129, Bass.

**Palo Alto**

- Legalize and validate proceedings of board of directors of Iowa Lakes Community College (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.

**Polk**

- Legalize sale of a portion of the Wright school site, Des Moines, Polk County. S. F. 426, Milligan; H. F. 565, Kreamer.

- Legalize proceedings of Delaware township trustees, Polk County, certain elections authorizing a tax levy for fire protection purposes and issuance of bonds. H. F. 515, Skinner.
- Legalize intergovernmental corporation boundary agreement between Clive and Windsor Heights. H. F. 565, Alt.
- Pottawattamie**
- Rest areas, Mills and Pottawattamie Counties. H. F. 236, state government.
- Poweshiek**
- Legalize and validate procedures of Poweshiek County board of supervisors for repair and remodeling of the jail. H. F. 716, judiciary.
- Shelby**
- Reimburse city of Harlan for expenses incurred, re site for proposed western Iowa college. S. F. 101, Schaben.
- Story**
- Legalize and validate procedures re sale of real estate by west Marshall community school district, Marshall and Story Counties. S. F. 277, Mowry.
- Wapello**
- Commission form government, number of councilmen, Ottumwa. S. F. 541, cities and towns.

**COURT—**

(Also See Judiciary)

**General**

- Any criminal conviction, forfeiture of bond, etc., (traffic violation) shall be inadmissible as evidence in any civil action. H. F. 43, Doyle.
- Allow prosecution of minors as adults for violation of beer and liquor laws, removes jurisdiction of juvenile courts. S. F. 43, Stephens.
- Rehearing and appeal procedures, commerce commission action or decisions. S. F. 72, Neu, et al.; H. F. 235, Shaw, et al. S
- Full allowance made by court to surviving spouse and dependents, deducted as debt for inheritance tax purposes. H. F. 88, Knoblauch, et al.
- Attorneys, reciprocity with other states. H. F. 101, Doyle.
- Transfer jurors from one jury session to another. S. F. 103, Gaudineer.
- Increase compensation of appointive jury commissioners. S. F. 132, Curran and Messerly; H. F. 276, Hansen.
- Increase fees and mileage allowances of jurors. H. F. 67, Holden.
- Increase juror fees and mileage allowances. S. F. 167, Gaudineer.
- Require persons accused of having committed crimes together stand trial together, unless. H. F. 178, law enforcement.
- Grant immunity to witnesses testifying in criminal proceedings. H. F. 180, law enforcement; S. F. 283, Gaudineer. S.
- Attorney's fees, judgments on written contracts. S. F. 180, Griffin; H. F. 368, Freeman.
- Court bailiffs receive free Code. H. F. 204, Doyle, et al.
- Transfer of persons committed to jail, if jail unfit, or. S. F. 190, Tapscott, et al.; H. F. 351, Jesse, et al.
- Only the index of a dissolution of marriage docket available to public. S. F. 191, judiciary.
- Changing of names by individuals. S. F. 202, county government.
- Board of supervisors approve salaries of probation officers and their staff. S. F. 204, county government; H. F. 295, county government.
- Post conviction procedure. S. F. 206, Neu, et al.
- Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.
- Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.
- Provide for a public conservator. S. F. 234, Van Gilst.
- Pleas of no contest in trial of nonindictable motor vehicle offenses. H. F. 252, Doyle.
- Appeal board cannot pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.
- Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.
- Additional penalties for commission of, or attempt to commit crimes when armed with firearms. H. F. 280, Fischer of Grundy.
- Disbursement of support money. H. F. 324, Schwieger.
- Allows governing body of any municipality to delegate its power to compromise, adjust and settle tort claims. H. F. 342, Kreamer.
- Child and wife desertion and penalty therefor. S. F. 331, Palmer.
- More leeway in the time in which an individual must appear in court to prosecute action before a replevin bond is forfeited. S. F. 336, Gaudineer.
- Include clerk of court, grand jury, court reporters, etc., in court expense fund. S. F. 340, Tapscott.
- Issuance of new birth certificates for persons born outside the U.S. and adopted in Iowa. S. F. 354, DeKoster and Potgeter.
- Issuance of subpoenas, hearing costs, damages, civil rights commission, penalties. H. F. 338, Franklin, et al.
- Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.

- Waiver of right to jury trial in indictable misdemeanor cases. H. F. 393, Johnston.
- Payment of court fines, defendant may choose how. H. F. 394, Johnston.
- Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.
- Tort liability due to acts or omissions of directors, officers, etc., of nonprofit corporations. H. F. 414, Kreamer.
- Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Justifiable defense of person or property, indemnification or reimbursement by state. S. F. 405, Graham.
- Penalties for false drawing and uttering of checks. H. F. 442, Doyle.
- Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Certain injunctions issued in labor disputes. S. F. 422, Robinson, et al.
- Use of temporary injunctions for discrimination in housing. H. F. 501, Franklin, et al.
- Release and consent requirements in child placement and adoption proceedings. H. F. 506, Pelton.
- Rules of statutory construction. H. F. 587, judiciary.
- Uniform partnership act. S. F. 460, judiciary.
- Eliminate certain exemptions from jury duty, etc. H. F. 591, Johnston, et al.
- Consumer fraud, penalty. H. F. 594, Taylor, et al.
- Evaluation of emotional stability of parents or guardians, neglected, dependent, etc., children; court require psychiatric examination, etc. H. F. 624, Schwieger and Knoke.
- Strike reference to superior court and insert "municipal court," re debts and debtors, judgments, etc. H. F. 646, Monroe.
- Local boards of health, powers of. S. F. 495, Walsh.
- Lien of unpaid inheritance tax effective for 20 years, tax appraisals not necessary unless, etc. S. F. 500, judiciary.
- Tort claims act, clarify original intent. S. F. 520, judiciary.
- Claims**
- Establish a small claims court. S. F. 395, Glenn, et al.
- District**
- Eminent domain for individual drainage rights, compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.
- Increase cost of filing mechanic's lien. S. F. 36, county government; H. F. 84, county government.
- District court bailiffs, judge may employ, population basis. H. F. 70, Kreamer and Hill; S. F. 57, Milligan.
- Supreme court may retire judges. H. J. R. 6, Hill, et al.
- Supreme and district court judges allowed actual expenses. S. F. 123, judiciary.
- Establishment of a second grand jury in certain counties, appointment of assistant clerks in such counties. S. F. 133, judiciary.
- Determining number of district court judgeships and filling of vacancies. H. F. 150, Doyle, et al.; S. F. 267, Erskine, et al. S.
- Commission of hospitalization and clerk of district court not liable in admitting persons to mental health facilities. S. F. 181, Arbuckle, et al.; H. F. 264, Campbell, et al.
- Issuance of marriage licenses, 3-day waiting period may be waived. S. F. 201, county government.
- Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)
- Prohibit certain business entities from engaging in business in the agricultural industry, penalties. S. F. 292, agriculture.
- Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.
- Establish civil service for deputy county sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.
- Judicial redistricting. H. F. 409, judiciary; S. F. 417, judiciary. S. (Same subject matter)
- Salaries of judges of the district court, 87.5 percent of supreme court judges. H. F. 417, Kelly.
- Support payments under a divorce, etc., employer required and liable to withhold payments. H. F. 447, Knoke.
- Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.
- Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)
- Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.
- Contempt actions in paternity cases. H. F. 546, Schwieger.
- Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.

Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.  
 Create an error, omission and embezzlement fund, tax therefor. H. F. 644, county government.

Summary administration of small estates, etc. S. F. 532, Miller.

Supreme court and district courts, appropriation to, for salaries of the judges, retirement system, expenses, rules of procedure, etc., and none for capital improvements. S. F. 579, appropriations.

#### **Juvenile**

Juvenile court and referee along with judge determine interest re dependent, delinquent, etc., children, referee receive copy of Code. H. F. 267, Doyle and Kelly.

Permit court to seal arrest and juvenile court records for acts committed by persons under 18. H. F. 619, Schwieger.

#### **Municipal**

Increase salary of municipal court judges. S. F. 119, Gaudineer, et al.

#### **Reporters**

Shorthand notes of court reporters permissible in court proceedings. H. F. 42, Doyle and Kelly.

Create court administrator under supreme court, replace judicial statistician and reporter. S. F. 461, judiciary.

Manner in which court reporters are compensated. S. F. 534, judiciary.

#### **Supreme**

Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.

Supreme court may retire judges. H. J. R. 6, Hill, et al.

Supreme and district court judges allowed actual expenses. S. F. 123, judiciary.

State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)

Post conviction procedure. S. F. 206, Neu, et al.

Provide that criminal appeals will be in the same manner as civil appeals. S. F. 235, Gaudineer.

Chief justice and members of the supreme court, elected state officials and Iowa congressional delegation invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 21; S. J. 337 adopted; H. J. 430 adopted.

Create court administrator under supreme court, replace judicial statistician and reporter. S. F. 461, judiciary.

Collection of court costs re appeals. H. F. 675, judiciary.

State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

Appropriate to supreme court, clerk of—Code editor and court administrator. S. F. 576, appropriations.

Supreme court and district courts, appropriation to, for salaries of the judges, retirement system, expenses, rules of procedure, etc., and none for capital improvements. S. F. 579, appropriations.

### **CREDIT—**

#### **General**

Unauthorized possession of credit cards or other credit devices a crime. S. F. 237, Conklin.

Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.

Finance and delinquency charges on extensions of credit. H. F. 370, Fischer of Grundy and Freeman.

Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.

Extension of credit, finance charges, etc. S. F. 466, commerce. (Same subject matter as H. F. 370)

Sales tax credit, income tax. S. F. 515, ways and means.

### **CREDIT CARDS—**

#### **General**

False use of credit cards and fraudulent use of wire services, penalties. H. F. 132, Kelly.

Unauthorized possession of credit cards or other credit devices a crime. S. F. 237, Conklin.

Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.

Taxation of credit cards, penalties. S. F. 429, Arbuckle.

### **CREDIT UNIONS—**

#### **General**

Auditing committee of a credit union may delegate auditing function. S. F. 83, Van Drie.

Dissolution of credit unions. S. F. 209, Van Drie, et al.; H. F. 333, Grassley and Wells.

Conversion of credit union charters. S. F. 210, Van Drie, et al.

Federal share insurance for credit unions. S. F. 249, Van Drie, et al.; H. F. 377, Curtis and Doyle.

Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)



**CRIME—****(Also See Law Enforcement)****General**

- Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 108, Kennedy.  
 Unauthorized possession of credit cards or other credit devices a crime. S. F. 237, Conklin.  
 Additional penalties for commission of, or attempt to commit crimes when armed with firearms. H. F. 280, Fischer of Grundy.  
 Require higher bail for persons accused of violent crimes. S. F. 335, Mowry and Briles; H. F. 496, Knoke. S.  
 Justifiable defense of person or property, indemnification or reimbursement by state. S. F. 405, Graham.

**Commission**

- Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. S. C. R. 17; S. J. 357, 383.  
 Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. H. C. R. 19; H. J. 443.  
 Crime commission designated as law enforcement planning agency, also under governor only, and add chief of highway patrol. H. F. 649, state government; S. F. 507, state government.  
 Appropriate to crime commission. S. F. 576, appropriations.  
 Crime commission, statutory salary of executive secretary. H. F. 739, appropriations.

**CUSTODY—****(See Minors and/or Court)****DAIRY—****(See Foods, sub-ref. Dairy)****DATA PROCESSING—****General**

- Create a department of general services, appropriation. S. F. 87, Curran et al.; H. F. 129, Welden, et al.  
 Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.  
 Committee to study applications, capabilities, use, abuse and control of computer information. H. C. R. 44; H. J. 2050.

**DAY CARE—****General**

- Establish day care centers, appropriation. S. F. 508, Tapscott.

**DAYLIGHT TIME—****(See Time)****DEBTS—****General**

- Full allowance made by court to surviving spouse and dependents, deducted as debt for inheritance tax purposes. H. F. 88, Knoblauch, et al.  
 Penalty for embezzlement of secured interests in collateral. S. F. 105, Shaff.  
 Property exempt from execution, debts. H. F. 275, Wells; S. F. 246, Robinson.  
 Amount of credit life insurance that may be sold to a debtor. H. F. 307, Freeman and Hansen.  
 Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.  
 Strike reference to superior court and insert "municipal court", re debts and debtors, judgments, etc. H. F. 646, Monroe.

**DECEPTION—****General**

- Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.

**DECREES—****General**

- Increase interest rate on all money due on judgments and decrees. S. F. 31, Mowry; H. F. 53, Doyle.  
 Changing of names by individuals. S. F. 202, county government.  
 Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.  
 Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.

**DEDUCTIONS—****General**

- Full allowance made by court to surviving spouse and dependents, deducted as debt for inheritance tax purposes. H. F. 88, Knoblauch, et al.  
 Limit total state income tax deductions. S. F. 505, ways and means.

**DEEDS—****General**

Increase fee for issuance of tax deed. H. F. 227, Knoke.

**DEFENSE—****General**

Justifiable defense of person or property, indemnification or reimbursement by state. S. F. 405, Graham.

**DEPENDENTS—****General**

Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.

**DEPARTMENT OF HEALTH—**

(See Health, Department of)

**DEPARTMENT OF REVENUE—**

(See Revenue, Department of)

**DEPARTMENTAL RULES—**

(See Rules)

**DEPOSITS—****General**

Deposits of public funds, invested in United States notes, certificates, bonds or other. S. F. 69, county government; H. F. 86, county government.

Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.

Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, Johnston, et al.

**DESERTION—****General**

Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.

**DETERGENTS—****General**

Prohibit sale of any detergent containing any phosphorous compound. S. F. 459, Riley.

**DEVELOPMENT—****General**

Economic development by cities, use funds other than those from property taxes. H. F. 376, Iowa development.

Create committee to study use of land and other related resources. H. J. R. 14, Iowa development.

**DEVELOPMENT COMMISSION—****General**

Development commission authorized to form a corporation, etc. H. F. 17, Drake, et al.; S. F. 50, Neu and Curran.

Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.

Development commission, appropriation to, for salaries, agricultural products promotion, etc. S. F. 578, appropriations.

Development commission, statutory salary of director. H. F. 739, appropriations.

**DISASTERS—****General**

State assistance to local governments following major disasters, appropriation. S. F. 321, Coleman, et al.

**DISCRIMINATION—****General**

Age discrimination in employment. H. F. 64, Dougherty, et al.; S. F. 274, Riley. Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.

Establish uniform procedures for payment of wages by employees, settling disputes, penalties. S. F. 423, Robinson, et al.; H. F. 645, Gluba; S. F. 496, Walsh. S.

Use of temporary injunctions for discrimination in housing. H. F. 501, Franklin, et al.

Age discrimination in employment. S. F. 516, social services.

**DISEASE—**

(Also See Animals, sub-ref. Diseases)

**General**

Sale and resale of cattle, health certificate. H. F. 50, Rex.

Kidney disease program, appropriation. S. F. 125, Smith, et al.; H. F. 221, Roorda, et al.; S. F. 590, appropriations. Very similar.  
 Obtaining a test showing either susceptibility or immunity from rubella, condition to obtaining a marriage license. S. F. 303, Conklin.  
 Testing of newborn babies for sickle cell anemia. H. F. 460, Franklin.

**DISTRICT COURT—**

(See Courts, sub-ref. District)

**DIVORCE—**

**General**

Only the index of a dissolution of marriage docket available to public. S. F. 191, judiciary.  
 Disbursement of support money. H. F. 324, Schwieger.  
 Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.  
 Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.  
 Support payments under a divorce, etc., employer required and liable to withhold payments. H. F. 447, Knoke.  
 Release and consent requirements in child placement and adoption proceedings. H. F. 506, Pelton.

**DOCUMENTARY STAMPS—**

**General**

Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.  
 Taxation of real estate transfers, penalty. S. F. 410, Potter and Keith.

**DOCUMENTS—**

**General**

Disposal of unneeded documents. S. F. 133, Balloun.

**DONATIONS—**

**General**

Require any organization, church, school, etc. soliciting public donations must file annual report. H. F. 174, Freeman, et al.  
 Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.

**DRAINAGE—**

**General**

Eminent domain for individual drainage rights, compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.

**DRAINAGE DISTRICTS—**

**General**

Improvements in drainage and levee districts. S. F. 137, Keith.  
 Interest payments on drainage district assessments. H. F. 218, Stromer and Schroeder.  
 Assessments levied by drainage and levee districts not less than \$2.00. S. F. 205, Neu; H. F. 257, Cochran.  
 Boards of supervisors establish revolving funds, maintenance of drainage or levee districts. H. F. 294, county government.  
 Levee and drainage districts, annexation of additional lands, may cross county lines. H. F. 503, Waugh.

**DRIVER EDUCATION—**

(See Schools, sub.-ref. Driver Education)

**DRIVING—**

**General**

Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.  
 Driver education requirements. H. F. 214, Freeman, et al.  
 Unlawful use of a driver's license, driving without a license, etc., punishable by imprisonment. S. F. 251, Kennedy.  
 Eighteen, minimum age of taxicab drivers. S. F. 258, Tapscott and Carlson.  
 Revocation of drivers license, two convictions of reckless driving within a period of two years. S. F. 281, Gaudineer.  
 Hearings on revocation or denial of driving privileges, 20 days. H. F. 490, law enforcement.  
 Restricted driving privileges for a person whose operator's or chauffeur's license has been revoked, penalties. H. F. 655, law enforcement.

**DRUGS—**

(Also See Pharmacy and/or Narcotics)

**General**

Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
 Confiscation of motor vehicles, unlawful transportation of drugs. H. F. 58, Doyle, et al.

Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 103, Kennedy.  
 Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
 Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.  
 Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.  
 Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.  
 Appropriate to drug abuse program, office of governor. S. F. 576, appropriations.  
 Governor, office of, statutory salary of the governor, and drug abuse director. H. F. 739, appropriations.

**EASEMENTS—****General**

Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.

**ECOLOGY—****General**

Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.

**ECONOMIC OPPORTUNITY, OFFICE OF—  
(O.E.O.)****General**

Appropriate to office of economic opportunity. S. F. 576, appropriations.  
 Economic opportunity, office of, statutory salary of director. H. F. 739, appropriations.

**EDUCATION—**

(See Schools, all sub-refs.)

**EDUCATIONAL INSTITUTIONS—**

(See Schools, sub-ref. Institutions)

**EGGS—**

(See Foods, sub-ref. Dairy)

**ELECTION—****General**

Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.  
 Joint convention January 11, 1971, 1:30 p.m., governor's message; canvass of votes, January 12, 1971 at 10:00 a.m. H. C. R. 1; H. J. 9 adopted; S. J. 12, 13 adopted.  
 Four-year terms for members of the House of Representatives. H. J. R. 4, Mendenhall.  
 Lower voting age to 18. H. J. R. 5, Gluba.  
 Legalize proceedings of the city of DeWitt, Clinton County. S. F. 71, Shaff; H. F. 83, Camp.  
 Canvass of votes by board of supervisors, 1 o'clock instead of 12. H. F. 79, Trowbridge and Grassley.  
 Remove provisions requiring elections to approve low-rent housing projects. S. F. 77, Tapscott; H. F. 111, Bray, et al.  
 Consolidation of counties. S. F. 90, county government.  
 Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.  
 Supreme court may retire judges. H. J. R. 6, Hill, et al.  
 Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.  
 Establishing precinct boundaries, cities and towns and townships, etc., population. H. F. 119, Drake; S. F. 187, Potgeter. (See sections 21, 22, and 23 of H. F. 713)  
 Board of supervisors may combine 2 or more townships to make one election precinct. S. F. 115, Rabedaux; H. F. 230, Rex.  
 Consolidation of county offices. S. F. 124, Riley.  
 Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.  
 Require voter approval for aviation authority to levy a one mill tax. H. F. 173, Schroeder.  
 Require approval by voters of each county, merge county school systems. S. F. 174, Stephens and Coleman.  
 Four-year term for county attorneys. H. F. 211, Grassley and Knoke.  
 Permit city or town to grant a franchise for cable television without an election. H. F. 243, Jesse.  
 Person or organization contesting election pay costs. H. F. 247, Andersen; S. F. 214, Erskine, et al.  
 Qualifications of persons voting at precinct caucuses. S. F. 244, Coleman, et al.; H. F. 322, Monroe, et al. S. F. 308. S.

- That the Congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. H. C. R. 18; H. J. 423, 476, 477 adopted; S. J. 331, 333.
- County board of supervisors need not submit proposition to voters to relocate property, state and federal governments taking. S. F. 269, Miller, et al.; H. F. 329, Schmeiser, et al.
- Election of presidential electors. S. F. 270, Potgeter.
- Permit county offices to be combined (upon petition and election) and made appointive, managers, exclude sheriffs. S. F. 275, Riley.
- Allow citizens of this state 18 years or older to vote in all elections. S. J. R. 4, Tapscott.
- Age of majority. H. F. 323, Larson and Blouin.
- Run-off elections in school districts. H. F. 327, Kreamer.
- Delegates to political party caucuses and conventions, 18 years or older. S. F. 303, Griffin and Walsh. (Similar to S. F. 244 and H. F. 322)
- That the Congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. S. C. R. 23; S. J. 430, 431, 676 withdrawn.
- Voting for president and vice-president of the United States, United States senators and representatives by persons 18 years or over—also residence for at least 30 days. H. F. 390, Drake.
- Preparation of ballots and voting machines for constitutional questions, amendments and public measures. H. F. 429, constitutional amendments and reapportionment.
- Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.
- Ratify a proposed amendment to the Constitution of the United States, extending the right to vote to citizens 18 years of age or older. S. J. R. 7, Gaudineer, et al.; H. J. R. 15, constitutional amendments and reapportionment.
- Consolidation of counties and county officers. H. F. 531, Blouin. (Similar subject matter as S. F. 90)
- Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.
- Commission form cities, less than 30,000, voters decide number of councilmen. H. F. 567, Schwartz and Goode.
- Change date for school elections, organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. H. F. 582, Willits
- Omit material from section 43.83 re elections to fill vacancies in General Assembly. S. F. 485, judiciary.
- Correct H. F. 119—population of election precincts. H. F. 632, state government. (See sections 21, 22, and 23 of H. F. 713)
- Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.
- Establishment and financing of school administrative units. H. F. 637, Lipsky.
- Boards of supervisors elected at large, single member, equal population district residence requirements. H. F. 652, Logemann.
- Week of May 17, 1971, be declared "Iowa high school senior voter registration week". S. R. 3; S. J. 1070, 1169 adopted.
- Establish a county law enforcement unit. H. F. 689, Taylor, et al.
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)
- Election of members of county zoning commissions and voter approval of county zoning plans. H. F. 725, Logemann, et al.
- Composition of the General Assembly. H. F. 732, constitutional amendments and reapportionment.

**ELECTRICITY—****General**

- Exempt certain electric utility projects from petition requirements. H. F. 24, Holden, et al.; S. F. 20, Briles, et al.
- Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.
- Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.
- Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.
- Taxation of rural electric cooperative property. H. F. 197, ways and means.
- Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.
- Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.
- Location of electric generating facilities. H. F. 672, Fischer of Grundy.

**ELEVATORS—****General**

- Create elevator safety division of the bureau of labor, inspection of elevators, dumbwaiters, escalators, etc., fees and penalties. H. F. 542, Jesse.

**EMBALMING—**

(See Burials and/or Funerals)

**EMERGENCIES—****General**

Emergency vehicles owned by a city or town may use flashing blue or red lights. H. F. 319, Doyle and Rodgers.

**EMINENT DOMAIN—****General**

Eminent domain for individual drainage rights, compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.  
 Legal description of land remaining after condemnation or purchase, furnished by purchaser. H. F. 25, Holden, et al.; S. F. 22, Briles, et al.  
 Removes power of eminent domain for utilization of water or water power. H. F. 25, Holden, et al.; S. F. 19, Briles, et al.  
 Acquisition of existing bridges by cities and towns. H. F. 27, Holden, et al.; S. F. 8, Briles, et al.  
 Use of eminent domain by boards of supervisors for any secondary road, water-course, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.  
 Payment of subsequent damages to property owners after purchase or condemnation, 3 years. H. F. 29, Holden, et al.; S. F. 21, Briles, et al.  
 Condemnation of existing utility facilities by cities and towns, procedure, etc. H. F. 31, Holden, et al.; S. F. 9, Briles, et al.  
 Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.  
 Distance requirements for pipeline regulation, informational meetings. H. F. 33, Holden, et al.; S. F. 5, Briles, et al.  
 Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.  
 Pipeline companies, power of eminent domain, notification to property owners, hearings. H. F. 152, Fischer of Grundy.  
 Exempt certain electric utility projects from petition requirements. H. F. 24, Holden, et al.; S. F. 20, Briles, et al.  
 Definition of pipeline and pipeline companies, and substances. H. F. 23, Holden, et al.; S. F. 16, Briles, et al.  
 Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter.) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.  
 Compensation commission for damage to property. H. F. 13, Holden, et al.; S. F. 17, Briles, et al.  
 Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.  
 Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.  
 Possession of owner-occupied property condemned for highway purposes, acquired within 6 months. H. F. 347, Holden; S. F. 441, transportation.  
 Compensation for refinancing costs, property required for a public use, relocation advisory assistance program. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.

**EMPLOYEES—**

(See Employment, sub-ref. Employees—Also State Government, sub-ref. Employees)

**EMPLOYMENT—****General**

Include housing and services in employment of the handicapped. H. F. 8, Alt, et al.; S. F. 7, DeKoster and Tapscott.  
 Include services in employment of the handicapped. H. F. 9, Fisher of Greene, et al.; S. F. 49, Neu and Smith.  
 Hiring of state employees, pay expenses. H. F. 11, Welden, et al.; S. F. 12, Curran and Neu.  
 Age discrimination in employment. H. F. 64, Dougherty, et al.; S. F. 274, Riley.  
 Unemployment compensation benefits, which employer to be charged. H. F. 102, Mayberry.  
 Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566)  
 Board of parole employ own office staff. S. F. 144, Thordsen, et al.; H. F. 217, Den Herder, et al.  
 Force or violence used to prevent any person from pursuing any lawful employment, etc., a felony. H. F. 265, Grassley, et al.  
 Eliminate detailed report requirements by bureau of labor, and eliminate requirement that one factory inspector be a woman. S. F. 372, Potgeter.  
 Exempt summer employees from merit system, and provide work test appointments. H. F. 399, state government.  
 Increase membership of the employment safety commission. S. F. 383, Palmer, et al.  
 Membership in labor unions. H. F. 433, Bennett and Ellsworth; S. F. 421, Robinson, et al.  
 Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.  
 Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.  
 Establish a labor relations board, unfair labor practices, penalties. S. F. 412, Tapscott, et al.

- Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.
- Certain injunctions issued in labor disputes. S. F. 422, Robinson, et al.
- Establish uniform procedures for payment of wages by employers, settling disputes, penalties. S. F. 423, Robinson, et al.; H. F. 645, Gluba; S. F. 496, Walsh, S.
- Civil service employment in cities of 185,000 or more population. H. F. 526, Bennett.
- Require migrant workers register with state employment service, penalty. S. F. 452, Tapscott; H. F. 575, Gluba.
- Vocational training and apprenticeship programs, to conform with federal law. S. F. 509, human and industrial relations.
- Age discrimination in employment. S. F. 516, social services.
- Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)

### Employees

#### (Also See Schools, sub-ref. Employees)

- Out of state travel expenses for state employees, executive council establish policy. H. F. 19, Welden, et al.; S. F. 46, Curran, et al.
- Additional employees, joint committee appointed. H. C. R. 2; H. J. 13 adopted; S. J. 12, 13 adopted.
- Collective bargaining in public employment. S. F. 52, Nicholson, et al.; H. F. 366, Pelton, et al.; S. F. 387, human and industrial relations, S.
- Veteran's benefits in state employment. S. F. 60, Tapscott; S. F. 418, Gaudineer, S. (Same subject matter)
- Contribution ceiling under IPERS. H. F. 95, Mendenhall; S. F. 343, Riley, et al. S.
- Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.
- Incentive awards for state employees. S. F. 164, Van Drie; H. F. 231, state government, S.
- Conflicts of interest of officers and employees of political subdivisions. S. F. 173, Stephens.
- Conflicts of interest by officials, employees, legislative employees, and members of the General Assembly. S. F. 175, Stephens.
- Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Alt, et al.; S. F. 215, Milligan.
- Authorize purchase of tax-sheltered annuities for employees of educational radio and TV facilities board. S. F. 208, Neu, et al.; H. F. 244, Alt, et al.
- Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hansen, et al.; S. F. 342, Riley, et al.
- Temporary or part-time employees of state, political subdivisions or cities and towns not entitled to military leave with pay or job status. H. F. 274, Ellsworth and Taylor.
- Leaves of absence for persons elected to public office. S. F. 266, Robinson and Doderer; H. F. 361, Ewell, et al.
- Garnishment of wages, liability for costs, and discharge of employees. S. F. 280, Riley.
- Allow injured employees, workmen's compensation, select doctor who treats them. S. F. 357, Palmer, et al.
- Provide for a procedure, state employees to meet and confer with merit employment commission, wages, hours, benefits, etc., and terms of employment. H. F. 421, Fisher of Greene and Millen.
- Wages subject to IPERS. S. F. 455, Walsh.
- Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.
- Contributions for retirement systems by board of regents institutions. H. F. 593, Schroeder.
- Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 475, Potgeter. (Same as S. F. 567)
- Allow full unemployment compensation benefits for recipients of retirement benefits, social security benefits, etc. H. F. 607, Wells and Ellsworth.
- Time and a half for employees required to work on Sunday or a legal holiday. H. F. 609, Ewell.
- May pay salaries of state employees biweekly. H. F. 616, Andersen, et al.
- Leave of absence for state employees, also sick leave. H. F. 617, Andersen, et al.
- Longevity pay increases, highway commission employees or any person subject to merit system, etc. H. F. 630, Andersen, et al.
- Workmen's compensation benefits based on 66% percent of worker's weekly pay. H. F. 650, Monroe, et al.
- Salaries, vacation, and sick leave for state employees. H. F. 666, state government.
- Vacations for state employees. H. F. 670, Andersen, et al.
- State agricultural workers covered by workmen's compensation. S. F. 524, human and industrial relations.
- State employees may be covered by workmen's compensation, also police officers. S. F. 525, human and industrial relations.

Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 567, human and industrial relations. (Same as S. F. 475)

#### **EMPLOYMENT SAFETY COMMISSION—**

##### **General**

Appeals to employment safety commission, actions of labor commissioner upheld if 5 affirmative votes. H. F. 245, Kehe and Waugh.  
Increase membership of the employment safety commission. S. F. 383, Palmer, et al.

#### **EMPLOYMENT SECURITY COMMISSION—**

##### **General**

Appropriate from IPERS to employment security commission, cost of administration. H. F. 696, appropriations.  
Extend and improve the federal-state unemployment compensation program. H. F. 704, human and industrial relations; S. F. 546, human and industrial relations.  
Appropriate to employment security commission. S. F. 576, appropriations.  
Employment security commission, statutory salary of each commissioner. H. F. 739, appropriations.

#### **ENGINEERS—**

##### **General**

Required qualifications for registration as a professional engineer. H. F. 403, Kehe, et al.  
Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.  
Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmaking, board of examiners in, appropriation to. S. F. 552, appropriations.

#### **ENTERTAINMENT—**

##### **General**

Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.  
Prohibit drive-in theaters from showing "X" rated motion pictures. H. F. 401, Dougherty, et al.  
Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.  
Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.  
Obscenity, punishment for violations thereof. S. F. 54, Kennedy.  
Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.

#### **ENTOMOLOGIST—**

(Also see Agriculture, sub-ref. Entomology)

##### **General**

Entomologist, state, office of, department of agriculture. H. F. 22, Fisher of Greene, et al.; S. F. 51, Neu, et al.

#### **ENVIRONMENTAL PRESERVATION—**

##### **General**

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.  
Establish an environmental pollution control loan authority. H. F. 61, Winkelman.  
Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.  
Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.  
Prohibit discharge of sewage into open ditches, highways, etc. H. F. 123, Varley, et al.; S. F. 328, Laverty, et al.  
Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.  
Exempt facilities used to control air and water pollution from property taxation. S. F. 196, Walsh, et al.; H. F. 309, Winkelman, et al.  
Require cities and towns to collect and dispose of garbage, etc. H. F. 261, Rodgers and Doyle.  
Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.  
State funds appropriated for sewage works projects used for matching federal funds, appropriation. H. F. 189, Welden and Kehe.  
Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.  
Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.  
Individual rights to a healthful environment. H. J. R. 13, Blouin, et al.  
Authority of the chemical technology review board, agricultural chemicals, etc. S. F. 326, Laverty.  
Collection and disposition of wastepaper by the state. H. F. 407, Rodgers, et al.  
Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.



- State regulation of aircraft noise, penalty. H. F. 554, Small.  
 Prevention, abatement or control of noise pollution, penalties. S. F. 450, Pot-  
 geter; H. F. 585, Lipsky and Shaw.  
 Prohibit sale of any detergent containing any phosphorous compound. S. F.  
 459, Riley.  
 Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.  
 Prohibit use of aerosol pesticide dispensers in restaurants and food establish-  
 ments, penalty. H. F. 596, Blouin.  
 Use and application of pesticides, update law. H. F. 602, agriculture.  
 Committee to study state environmental programs and agencies, submit rec-  
 ommendations, H. C. R. 34; H. J. 869.  
 Prohibit sale or distribution of certain beverages in certain disposable contain-  
 ers, penalty. H. F. 485, Rodgers, et al.  
 Committee to study state environmental programs, etc., submit report. S. C. R.  
 31; S. J. 806.  
 Littering of highways, penalty for deliberate. S. F. 494, Walsh.  
 Proclaim April 19-25, 1971, as "environmental week in Iowa." H. C. R. 35; H. J.  
 1004, 1013 adopted; S. J. 920, 943.  
 Establishment of water flowing standards. S. F. 502, environmental preserva-  
 tion.  
 Disposal of abandoned motor vehicles, etc. H. F. 671, environmental preserva-  
 tion.  
 Location of electric generating facilities. H. F. 672, Fischer of Grundy.  
 Committee to continue study of state environmental programs and agencies,  
 etc. S. C. R. 36; S. J. 958.  
 Permit cities, not less than 13,000 nor more than 17,000 population, located on  
 a navigable river, construction of a waste treatment facility. (Keo-  
 kuk) S. F. 538, cities and towns; H. F. 707, cities and towns.  
 Sewage works construction fund, appropriation. H. F. 710, appropriations.  
 Prohibit littering on any private or public land or water, penalties. H. F. 714,  
 Kelly.

**EQUIPMENT—****General**

- Remove equipment from approval by legislature and governor, and federal  
 grants, etc. to be mixed together with tuition, fees, etc.—board of reg-  
 ents. S. F. 122, higher education; H. F. 157, higher education.  
 Exempt certain industrial materials and equipment from retail sales and use  
 taxes. S. F. 166, Walsh; H. F. 459, Lawson.  
 Machinery or equipment for soil conservation work also excluded from re-  
 strictions on highway. S. F. 238, Balloun.  
 Property exempt from execution, debts. H. F. 275, Wells; S. F. 246, Robinson.  
 Motor fuel and special fuel tax refunds, power-take-off equipment. S. F. 318,  
 Van Drie.  
 Vehicle equipment requirements. S. F. 376, Coleman and Kyhl.  
 Safety standards and equipment on motor vehicles used by railroad companies,  
 penalties. S. F. 379, Riley, et al.  
 In-transit vehicles may transport equipment which was purchased with vehi-  
 cle. S. F. 403, Coleman and Kyhl.

**EROSION—**

(See Land and/or Soil Conservation)

**ERROR, OMISSION AND EMBEZZLEMENT FUND****General**

- Create an error, omission and embezzlement fund, tax therefor. H. F. 644,  
 county government.

**ESCROW—****General**

- Retention from payments on public contracts and escrow agreements. S. F.  
 229, Griffin, et al.; H. F. 300, Kehe, et al.  
 Rights of a tenant in maintenance and repair of rental property, housing.  
 S. F. 367, Tapscott; H. F. 502, Jesse, et al.

**ESTATES—****General**

- Full allowance made by court to surviving spouse and dependents, deducted as  
 debt for inheritance tax purposes. H. F. 88, Knoblauch, et al.  
 Costs of performing an autopsy. H. F. 137, Grassley and Trowbridge.  
 Assignment of group life insurance, beneficiaries. S. F. 386, commerce; H. F.  
 541, Freeman, et al. S.  
 Establish full property rights between husband and wife, estates, divorce, etc.  
 S. F. 388, Riley.  
 Lien of unpaid inheritance tax effective for 20 years, tax appraisals not neces-  
 sary unless, etc. S. F. 500, judiciary.  
 Summary administration of small estates, etc. S. F. 532, Miller.

**EVIDENCE—**

(See Court, all sub-refs.)

**EXAMINING BOARDS—****General**

Increase fees for teacher certificates, and classes to be issued. S. F. 97, Curran; H. F. 144, Shaw, et al.  
Waiver of the basic science examination. S. F. 198, Miller.

**EXECUTIVE COUNCIL—****General**

Out of state travel expenses for state employees, executive council establish policy. H. F. 19, Welden, et al.; S. F. 46, Curran, et al.  
Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 62, Hill and Neu.  
Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.  
Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.  
Office space for members of the General Assembly. H. F. 302, Kennedy.  
Collection and disposition of wastepaper by the state. H. F. 407, Rodgers, et al.  
One-half of all paper purchased by the state be of recycled paper. H. F. 419, Willits and Blouin.  
Construction of the College of Osteopathic Medicine and Surgery, appropriation for. S. F. 404, Tapscott, et al.; H. F. 513, Kreamer, et al.  
Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.  
State car dispatcher changed to state vehicle dispatcher, include aircraft, etc. H. F. 523, Priebe and Fischer of Grundy.  
Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.  
Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. S. F. 488, transportation; H. F. 648, state government.  
Authorize executive council to acquire Terrace Hill. S. J. R. 9, Lamborn, et al.; H. J. R. 16, Alt, et al.  
Executive council general contingent fund, appropriation to S. F. 556, appropriations.  
Appropriate to executive council. S. F. 576, appropriations.  
Executive council, statutory salary of the secretary. H. F. 739, appropriations.  
College of Osteopathic Medicine and Surgery, appropriation to executive council for. S. F. 593, appropriations.

**EXEMPTIONS—****General**

Property tax exemption for establishments holding a federal retail liquor sales permit. S. F. 227, Miller, et al.  
Temporary (2 years) tax exemption upon improvements to residences. H. F. 260, Bray, et al.  
Property exempt from execution, debts. H. F. 275, Wells; S. F. 246, Robinson.  
Provide an exemption from income tax for members of National Guard, duty and active service. H. F. 281, Ellsworth.  
Extension of tax exemptions to certain members of reserve components of armed forces. H. F. 282, Ellsworth.

**EXPENDITURES—****General**

Reduce expenditure of state funds. (July 1, 1971) S. F. 179, appropriations.  
Legislative fiscal director prepare and submit, to each legislator, a monthly report on current status of revenue income and departmental expenditures, etc. H. F. 497, Hansen.

**EXPLOSIVES—****General**

False alarms, fire, explosion, or other. H. F. 240, Knoke.  
Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.  
Storage of dynamite and dynamite caps, penalty. H. F. 532, Priebe.  
Railroads notify law enforcement agencies and commerce commission shipment of dangerous materials, penalties. H. F. 604, Blouin, et al.

**EYES—**

(See Medical—Professional, sub-ref. Optometry)

**FAIRS—****General**

Regulation of assemblages of persons, certain acts unlawful, penalties. S. F. 194, Kennedy, et al.; H. F. 292, Knoblauch.  
Reduce state fair board members from 10 to 9, increase per diem compensation. H. F. 614, county government.  
State fair board, appropriation. S. F. 554, appropriations.  
Appropriate from general fund to fair board for major repairs to buildings and grounds. S. F. 561, appropriations.  
Fair board, statutory salary of the secretary. H. F. 739, appropriations.

**FAMILY PLANNING****General**

Authorize department of health to distribute information concerning birth control and establish family planning clinics. H. F. 504, Lipsky, et al.

**FARMS—**

(See Agriculture, all sub-refs.)

**FEDERAL AID—****General**

Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.

Remove equipment from approval by legislature and governor, and federal grants, etc. to be mixed together with tuition, fees, etc.—board of regents. S. F. 122, higher education; H. F. 157, higher education.

Department of social services purchase additional services from other public or private social service agencies, appropriation. S. F. 315, Walsh, et al.

**FEDERAL GOVERNMENT—****General**

Senate and House journals and bills be mailed to Iowa's United States senators and congressmen and the council of state governments. S. C. R. 7; S. J. 58, 61 adopted; H. J. 94.

Urge congress to retain department of agriculture. H. C. R. 11; H. J. 192, 240 adopted; S. J. 182, 205.

Provide one Code, journal, etc. to each member of the Iowa congressional delegation. S. F. 134, Potter, et al.

Request congress and the President of the United States remove all military personnel from Southeast Asia by July 1, 1971. H. C. R. 12; H. J. 222, 266.

Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.

Exempt from state income tax a portion of annuities received by retired federal employees. H. F. 196, Andersen, et al.; S. F. 253, Nicholson, et al.

That the congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. H. C. R. 18; H. J. 423, 476, 477 adopted; S. J. 381, 383.

Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)

County board of supervisors need not submit proposition to voters to relocate property, state and federal governments taking. S. F. 269, Miller, et al.; H. F. 329, Schmeiser, et al.

Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.

That the congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. S. C. R. 23; S. J. 430, 431, 676 withdrawn.

Voting for president and vice-president of the United States, United States senators and representatives by persons 18 years or over—also residence for at least 30 days. H. F. 330, Drake.

Ratify a proposed amendment to the constitution of the United States, extending the right to vote to citizens 18 years of age or older. S. J. R. 7, Gaudineer, et al.; H. J. R. 15, constitutional amendments and reapportionment.

That the General Assembly opposes any plan to move the United States department of agriculture veterinary biologics division laboratory from Ames. S. C. R. 34; S. J. 843, 849 adopted; H. J. 964 adopted.

Petition congress re railpax. S. C. R. 35; S. J. 884, 913 adopted; H. J. 1019, 1082 adopted.

Authorize and direct issuance of a patent to real estate (Boone County) by the governor and secretary of state to the United States, Saylorville dam and reservoir. H. F. 742, conservation and recreation.

**FEDERAL INTERNAL REVENUE—**

(Also see Tax, sub-ref. Federal Internal Revenue)

**General**

State income tax percentage of federal tax. H. J. R. 3, Mendenhall.

Assignment of group life insurance, beneficiaries. S. F. 386, commerce; H. F. 541, Freeman, et al. S.

State income tax levied on net income. S. F. 448, Tapscott, et al.; H. F. 664, Cochran, et al.

Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.

**FEEDS—**

(See Agriculture, sub-ref. Feeds)

**FEES—****(Also See Motor Vehicles, sub-ref. Fees)****General**

- Warehouse re-examination fees. H. F. 2, Fisher of Greene, et al.; S. F. 48, Neu, et al.
- Amount of motor vehicle fees retained by counties, registration, titles, etc. H. F. 12, Drake, et al.; S. F. 11, Curran, et al.
- Recording fees charged by county recorders, increase. S. F. 38, county government; H. F. 85, county government.
- Increase fees and mileage allowances of jurors. H. F. 67, Holden.
- Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.
- Doctors' assistants. S. F. 78, Tapscott, et al.; H. F. 92, Mayberry, et al.
- Increase registration fees for motorboats. S. F. 96, Curran and Neu; H. F. 138, Shaw.
- Increase fees for teacher certificates, and classes to be issued. S. F. 97, Curran; H. F. 144, Shaw, et al.
- Increase fees charged by bureau of labor for certificates of inspection, boilers. S. F. 98, Curran, et al.; H. F. 186, Shaw, et al.
- Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566)
- Establish chiropractic examining board fund, increase license renewal fee. S. F. 238, Miller.
- Bonding of operators of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.
- Increase juror fees and mileage allowances. S. F. 167, Gaudineer.
- Increase fee charged for a class "A" beer permit. H. F. 176, Larson.
- Attorney's fees, judgments on written contracts. S. F. 180, Griffin; H. F. 368, Freeman.
- Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.
- Increase fee for duplicate hunting and fishing licenses. H. F. 206, county government; S. F. 216, county government.
- Collection of fees from students at area schools. H. F. 222, Tieden, et al. (Similar subject matter as H. F. 436 and S. F. 444)
- Increase fee for issuance of tax deed. H. F. 227, Knoke.
- Licensing of insurance adjusters, penalties. S. F. 211, commerce.
- Registration fee for buses owned by religious organizations, used for its purposes. S. F. 248, Van Drie.
- Impose a tax on trading stamps, penalties. H. F. 290, Rodgers, et al.
- Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.
- Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.
- Issue wine licenses to restaurants, fee. H. F. 306, Rodgers, et al.
- Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.
- Removes requirement of printing seed permit number on each package, establish progressive fee schedule for a seed permit. H. F. 335, Pierson, et al.
- Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.
- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Sale of alcoholic beverages by certain liquor licensees and beer permittees on Sunday, fees. H. F. 345, Shaw, et al.
- Increase fees charged for insurance agent licenses. H. F. 365, Egenes and Ellsworth; H. F. 505, ways and means. S.
- Impose fees for use of certain state recreational areas, penalties. S. F. 346, Erskine; H. F. 422, Tieden; H. F. 577, conservation and recreation. S.
- Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.
- Commercial feed inspection fee to be fixed annually. H. F. 381, agriculture; S. F. 362, Potgeter and Coleman. S.
- Supplement the federal laboratory animal welfare act, provide standards for the care of animals, etc., penalties. H. F. 389, Radl, et al.; S. F. 435, Walsh and Riley.
- Purchasers and transporters of unprocessed grain licensed by commerce commission, penalties. S. F. 400, Pierson, et al.
- Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.
- Establish a small claims court. S. F. 395, Glenn, et al.
- Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.
- Collection of fees from students at area schools. H. F. 436, Dunton, et al. (Similar subject matter as H. F. 222 and S. F. 444)
- Increase fees charged for civil processes by sheriffs. H. F. 489, Lawson.
- Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.
- Fees charged for insurance agent licenses, make act retroactive. H. F. 505, ways and means. (Similar to H. F. 365)
- Increase some of the fees charged by sheriffs. H. F. 507, Pelton and Fischer of Grundy.

- Establish board of optometry, restructure operations, etc., of present board. H. F. 524, Freeman, et al.
- Increase inspection fees for weights and measures. H. F. 527, agriculture.
- Create elevator safety division of the bureau of labor, inspection of elevators, dumbwaiters, escalators, etc., fees and penalties. H. F. 542, Jesse.
- Collection of fees from students at area schools. S. F. 444, higher education. (Similar subject matter as H. F. 222 and H. F. 436)
- Increase fish and game licenses and fees. H. F. 573, conservation and recreation.
- Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.
- Decrease annual registration fee for urban transit company vehicles. S. F. 471, transportation.
- Increase registration fees for airmen and aeronautics instructors. H. F. 608, Dunton.
- Regulation of public accounting, etc., penalties. H. F. 643, Ellsworth, et al.; S. F. 490, Walsh.
- Registration of vending machines, permit fees, penalties. H. F. 681, Logemann. (Similar subject matter as S. F. 334)
- Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)

**FELONY—**

(See Law Enforcement)

**FENCES—**

**General**

- Fences on multiple dwelling property lines. H. F. 36, Schroeder.
- Partition fences. H. F. 612, Stromer, et al.

**FINES—**

(Also see Law Enforcement)

**General**

- Repeal of constitutional sections, fines for breach of penal laws, school districts. H. J. R. 2, Holden.
- Increase fines for misuse of guns and firearms. H. F. 90, Mendenhall.
- No hunting and fishing on private property without written consent, penalty. H. F. 93, Hamilton; S. F. 182, Anderson.
- Penalties for unlawfully transporting intoxicating liquors. S. F. 93, Kennedy; H. F. 125, Doyle.
- Subdivisions of land, in-state or out-of-state, must file with real estate commission, penalties. S. F. 111, Neu, et al.; H. F. 220, Shaw, et al.
- Reduce penalty for violation of snowmobile regulations. S. F. 116, conservation and recreation; H. F. 202, conservation and recreation.
- Trespassing—digging, etc., or cutting down of trees—stone, minerals, fruit, etc., penalties. S. F. 176, Stephens.
- Payment of court fines, defendant may choose how. H. F. 394, Johnston.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Reduce penalty for malicious injury to buildings and fixtures. H. F. 475, Johnston.
- Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.
- Computation of fines for violations, maximum gross weight law for motor vehicles. S. F. 540, transportation. (Similar subject matter as H. F. 727.)
- Movement of oversized and overweight vehicles and loads, penalties. H. F. 727, transportation. (Similar subject matter as S. F. 540)

**FIRE—**

**General**

- Establish uniform statewide telephone number for police and fire departments. H. F. 207, Priebe, et al.
- Carbon tetrachloride fire extinguishers not approved for use in migratory labor camps. H. F. 219, social services.
- False alarms, fire, explosion, or other. H. F. 240, Knoke.
- Definition of flammable liquids. H. F. 325, Holden. (Similar to H. F. 668, social services)
- Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.
- Civil service employment in cities of 185,000 or more population. H. F. 526, Bennett.
- Definition of flammable liquids. H. F. 668, social services. (H. F. 325 similar)

**Districts**

- Increase property taxation of benefited fire districts. H. F. 65, Mendenhall.
- Establish benefited fire districts. H. F. 663, Rex.

**Marshal—State**

- Regulation of model rocketry, safety, penalties. H. F. 354, Jesse.
- Duties of the state fire marshal, inspections. H. F. 455, Welden.

Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.  
 Storage of dynamite and dynamite caps, penalty. H. F. 532, Priebe.

**FIREARMS—****(Also see Weapons)****General**

Provide hunting-safety education, penalty. S. F. 79, Miller, et al.; H. F. 133, Monroe, et al.  
 Increase fines for misuse of guns and firearms. H. F. 90, Mendenhall.  
 Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 108, Kennedy.  
 Restrict use of firearms, fireworks, etc., on state preserves and parks. S. F. 158, conservation and recreation; H. F. 198, conservation and recreation.  
 Additional penalties for commission of, or attempt to commit crimes when armed with firearms. H. F. 280, Fischer of Grundy.  
 Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.

**FIRE DISTRICTS—****(See Fire, sub-ref. Districts)****FIREMEN—****General**

Retirement systems for policemen and firemen, vesting of and five highest salaried years. S. F. 163, cities and towns.  
 Pensions granted to the widows of retired policemen and firemen, change definition of widow or spouse. H. F. 476, Franklin.  
 Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.

**FISH AND GAME—****(Also see Conservation and/or Hunting and/or Licenses, sub-ref. Fish and Game)****General**

Prohibit hunting along public highways. H. F. 59, Hamilton.  
 No hunting and fishing on private property without written consent, penalty. H. F. 93, Hamilton; S. F. 182, Anderson.  
 Persons over 64 may fish without a license. H. F. 158, Ellsworth and Taylor.  
 Consolidates 2 sections of the Code re trotlines. S. F. 147, conservation and recreation.  
 Violations of the fish and game conservation laws, penalties. S. F. 149, conservation and recreation.  
 Allow black bass to be bought, sold, etc. S. F. 160, conservation and recreation.  
 Juveniles subject to same penalties for violation of fish and game laws. H. F. 251, Knoke.  
 Issuance of special deer hunting licenses to spouse of landlords and tenants. S. F. 218, Potgeter.  
 Remove pickerel from species of fish which can be taken from Mississippi by commercial fishermen. S. F. 257, conservation and recreation.  
 Seasons and limits on fish and frogs. S. F. 332, conservation and recreation.  
 Repeal bounties on certain wild animals. H. F. 360, Bray, et al.  
 Establish an endangered species list of wildlife. H. F. 362, Bray, et al.  
 County conservation boards manage wildlife areas. H. F. 438, Lipsky.  
 Increase fish and game licenses and fees. H. F. 573, conservation and recreation. (Similar subject matter as S. F. 478)  
 Combined hunting and fishing licenses issued to residents 65 years of age or older remain valid lifetime of the licensee. S. F. 457, Walsh.  
 Increase fish and game licenses and fees. S. F. 478, conservation and recreation. (Similar subject matter as H. F. 573)  
 Increase fees for certain hunting and fishing licenses. H. F. 611, Larson.  
 Imposing damage liability for unlawful destruction, etc., of wildlife owned by the state. H. F. 726, conservation and recreation.

**Licenses****(See Licenses, sub-ref. Fish and Game)****FLAGS—****General**

Issuance and use of distress flags by handicapped persons, penalties. H. F. 268, Dunton.  
 Pay tribute to the memory of Dixie Cornell Gebhardt of Knoxville as the designer of the Iowa State Flag on its fiftieth anniversary. H. C. R. 28; H. J. 733 adopted; S. J. 635 adopted.

**FLOODS—****General**

Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.  
 Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.

**FOOD STAMPS—****General**

Misuse of food stamps, penalty. H. F. 439, Schwiager.  
Food stamp program, all counties participate in. S. F. 492, Walsh.

**FOODS—****General**

Restaurants and grocery stores exempt from obtaining meat and poultry inspection licenses. H. F. 55, Radl.  
Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.  
Advertisement of meat and poultry products must state grade. H. F. 116, Mayberry and Franklin.  
Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.  
Destruction of food products, repeal law. S. F. 200, Potgeter.  
Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.  
Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 375, Lawson, et al. S.  
Vending of foods and beverages, penalty. S. F. 334, agriculture.  
Repeal meat and poultry inspection act. S. F. 351, Schaben, et al.  
Repeal section 191.9 requiring labeling of foreign meat. H. F. 382, agriculture.  
Update references in Code, Iowa Poultry Association, Inc. H. F. 384, Rex.  
Prohibit use of aerosol pesticide dispensers in restaurants and food establishments, penalty. H. F. 596, Blouin.  
Inspection of food establishments, etc., penalty. H. F. 631, Strothman.

**Dairy**

Specifications and standards for cheese and cheese products. H. F. 114, Meneff; S. F. 152, agriculture.  
Create Iowa egg fund, promote marketing of eggs, excise tax for. S. F. 255, Coleman; H. F. 350, Rex.

**FOUNDATIONS—****General**

Private foundation and charitable trusts, tax advantages. S. F. 347, DeKoster and Gaudineer; H. F. 434, Kreamer and Pelton.  
Nonprofit corporations, tax advantages. S. F. 348, DeKoster and Gaudineer; H. F. 413, Kreamer and Pelton.

**FRANCHISES—**

(Also see Tax, sub-ref. Franchise)

**General**

Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.  
Pipeline companies, power of eminent domain, notification to property owners, hearings. H. F. 152, Fischer of Grundy.  
Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.  
Permit city or town to grant a franchise for cable television without an election. H. F. 243, Jesse.  
Franchises for transit systems, etc., counties right to grant. S. F. 493, Walsh.

**FRAUDS—****General**

Penalty for embezzlement of secured interests in collateral. S. F. 105, Shaff.  
Consumer fraud, penalty. H. F. 594, Taylor, et al.

**FUEL—**

(Also See Taxes, sub-ref. Fuel)

**General**

Definition of pipeline and pipeline companies and substances. H. F. 23, Holden, et al.; S. F. 16, Briles, et al.  
Increase excise tax on motor fuel, portion going to cities and towns and grade separations. S. F. 25, Griffin.  
Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.  
Time of filing for motor fuel and special fuel tax refunds. H. F. 255, Fischer of Grundy.  
Definition of flammable liquids. H. F. 325, Holden. (Similar to H. F. 668, social services)  
Motor fuel and special fuel tax refunds, power-take-off equipment. S. F. 318, Van Drie.  
Refunding of motor fuel tax. H. F. 346, ways and means.  
Type of fuel used must be stated on registration of motor vehicles. H. F. 551, ways and means.  
Deduct or claim fuel tax, (used for nonhighway purposes) from income tax at end of year. H. F. 576, Schmeiser, et al.  
Definition of flammable liquids. H. F. 668, social services. (H. F. 325 similar)

Reduce motor fuel tax refunds allowable on aircraft, divide unclaimed refunds between airports, etc. S. F. 535, transportation.

#### **FUNDS—**

(Also See Schools, sub-ref. Funds)

##### **General**

- Financial disclosure by legislators, elected state officials and judges. S. F. 26, Glenn.
- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Lavery, et al.
- Reduce expenditure of state funds. (July 1, 1971) S. F. 179, appropriations.
- Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.
- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.
- Empower the General Assembly to appropriate state funds to, and provide for the use of public funds by, private schools. S. J. R. 5, Gaudineer.
- Create a vocational youth organization fund, appropriation. H. F. 457, Kreamer.
- Legislative fiscal director prepare and submit, to each legislator, a monthly report on current status of revenue income and departmental expenditures, etc. H. F. 497, Hansen.
- Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.
- Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.
- Authorizing supplements to salaries for county attorneys, sheriffs, etc. from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S
- ##### **Cities and Towns**
- Establish a municipal tax relief fund. S. F. 80, Milligan and Carlson; H. F. 113, Alt, et al.

##### **Counties**

Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.

##### **Treasurer of State**

- Increase excise tax on motor fuel, portion going to cities and towns and grade separations. S. F. 25, Griffin.
- Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.
- Deposits of public funds, invested in U.S. notes, certificates, bonds or other. S. F. 69, county government; H. F. 86, county government.
- Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.

#### **FUNERALS—**

(Also See Burials and/or Cemeteries)

##### **General**

- Licensing of funeral homes. S. F. 306, social services.
- Removal of eyes after death by licensed funeral directors or embalmers. S. F. 143, Milligan, et al.; H. F. 170, Tieden, et al.
- Increase funeral benefits for welfare recipients. S. F. 317, Van Gilst and Curran.
- Regulation of the sale of prearranged or prepaid funeral services, etc., penalties. S. F. 434, Walsh and Tapscott.

#### **GAMBLING—**

(Also see Bingo and/or Pari-mutuel)

##### **General**

- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Defining bingo, conduction of etc., penalties. H. F. 348, Ellsworth.

#### **GARBAGE—**

##### **General**

- Require cities and towns to collect and dispose of garbage, etc. H. F. 261, Rodgers and Doyle.

#### **GAS—**

(See Fuel and/or Taxes, sub-ref. Gas or Fuel)

#### **GENERAL ASSEMBLY—**

##### **General**

- Financial disclosure by legislators, elected state officials and judges. S. F. 26, Glenn.
- Superintendent of public instruction appointed by governor, requirements. H. F. 52, Kehe, et al.
- Compensation of joint legislative employees. S. C. R. 6; S. J. 44, 61 adopted; H. J. 93, 119 adopted.



- Compensation of chaplains, officers and employees of General Assembly. S. C. R. 5; S. J. 42, 61 adopted; H. J. 91, 119 adopted.
- Adjournment Friday, March 12, 1971; reconvene Monday, March 22, 1971 at 10:00 A.M. S. C. R. 4; S. J. 42, 61 adopted; H. J. 91, 407 adopted.
- Journals, bills and binders to be furnished free to county auditors. S. C. R. 3; S. J. 11 adopted; H. J. 14 adopted.
- Senate and House members, office of staff of Senate Secretary and Chief Clerk and press to be furnished 1971 codes and session laws. S. C. R. 2; S. J. 11 adopted; H. J. 14 adopted.
- Joint committee to arrange for inauguration. S. C. R. 1; S. J. 14 adopted; H. J. 13 adopted.
- Lieutenant governor and each senator authorized to appoint a competent secretary. S. R. 1; S. J. 11 adopted.
- Senate and House Journals and bills be mailed to Iowa's U. S. senators and congressmen and the council of state governments. S. C. R. 7; S. J. 58, 61 adopted; H. J. 94.
- Additional employees, joint committee appointed. H. C. R. 2; H. J. 13 adopted; S. J. 12, 13 adopted.
- Joint convention January 11, 1971, 1:30 p.m., governor's message, canvass of votes, January 12, 1971 at 10:00 a.m. H. C. R. 1; H. J. 9 adopted; S. J. 12, 13 adopted.
- That each member of the House select and appoint a qualified clerk. H. R. 2; H. J. 12 adopted.
- Chaplain committee. H. R. 1; H. J. 12 adopted.
- State income tax percentage of federal tax. H. J. R. 3, Mendenhall.
- Adjournment of the General Assembly. H. F. 57, Welden, et al.
- Adjournment Thursday afternoon, January 14, 1971, reconvene 10:00 a.m., Monday, January 18, 1971. H. C. R. 4; H. J. 71 adopted; S. J. 62 adopted.
- Apportionment plan, 40 senatorial districts and 80 representative districts. H. C. R. 5; H. J. 71, 201 tabled.
- Four-year terms for members of the House of Representatives. H. J. R. 4, Mendenhall.
- Special registration plates for legislators. H. F. 76, Doyle, et al.
- Joint convention, governor's budget message, January 27, 1971 at 10:45 a.m. H. C. R. 7; H. J. 128, 146 adopted; S. J. 109, 120 adopted.
- Each major political party be issued passes for use during Sixty-fourth General Assembly. S. C. R. 8; S. J. 89, 93 adopted; H. J. 120, 178 adopted.
- Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.
- Express personal sympathy to Representative Vernon A. Ewell in the loss of his father, Mr. Vernon Ewell. H. R. 3; H. J. 166 adopted.
- Acts of General Assembly shall take effect at time stated or as of July 1st without publication. H. J. R. 9, Grassley, et al.
- Publication of Acts of the General Assembly, one or more newspapers. H. F. 149, Grassley, et al.
- Extend sincere condolences to the family of the Honorable Earl Elijah. S. R. 2; S. J. 177, 210 adopted.
- Extend congratulations to Welp's breeding farm for earning 'E' award. H. C. R. 13; H. J. 250, 271 adopted; S. J. 209 adopted.
- Extend congratulations to Welp's breeding farm for earning 'E' award. S. C. R. 11; S. J. 203, 209 withdrawn. (H. C. R. 13 substituted)
- Conflicts of interest by officials, employees, legislative employees, and members of the General Assembly. S. F. 175, Stephens.
- That the Iowa legislature opposes the invasion of Laos. H. C. R. 15; H. J. 288, 321 tabled.
- That a joint House and Senate committee be appointed to devise a plan for reapportionment for consideration by the Sixty-fourth General Assembly, no later than April 18, 1971. H. C. R. 16; H. J. 302.
- Joint session Thursday, April 1, 1971 at 2:00 p.m., Pioneer Law Makers present program. S. C. R. 12; S. J. 234, 320 adopted; H. J. 408 adopted.
- Friday, February 26, 1971, final day for Senate members to submit bill requests to legislative service bureau, and Monday, March 8, 1971, final day for House members. S. C. R. 13; S. J. 234, 337 adopted; H. J. 426, 465 adopted.
- Appeal board can not pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.
- Qualifications of commissioner of public health. S. F. 224, social services.
- Membership on interim committees, certain provision. H. F. 259, Andersen.
- All printed information, etc., intended for general distribution be distributed under the supervision of the sergeant-at-arms. H. C. R. 3; H. J. 65, 158 adopted; S. J. 114, 268 adopted.
- Extend deep and profound sympathy to the family and relatives of Senator Charles K. Sullivan, committees appointed to represent Senate and House at the funeral. S. C. R. 14; S. J. 276 adopted; H. J. 359 adopted.
- Pay homage to Karl King noted Iowa band director and composer celebrating his 80th birthday on February 21, 1971. S. C. R. 15; S. J. 302, 307 adopted; H. J. 388 adopted.
- Office space for members of the General Assembly. H. F. 302, Kennedy.
- That the Congress of the United States propose an amendment to the U. S. constitution allowing citizens 18 years or older voting privileges for all elections. H. C. R. 18; H. J. 423, 476, 477 adopted; S. J. 381, 383.

- Allow citizens of this state 18 years or older to vote in all elections. S. J. R. 4, Tapscott.
- Governor appoint a representative or senator if vacancy occurs. H. J. R. 11, Stokes, et al.
- Express personal sympathy to Representative James D. Wells in the loss of his mother, Mrs. Florence Wells. H. R. 4; H. J. 432 adopted.
- Request Governor Ray issue a proclamation designating the week of March 21st as 'Iowa concern for prisoners of war missing in action week'. S. C. R. 16; S. J. 351, 401 adopted, 406; H. J. 497, 566 adopted.
- Establish office of ombudsman, penalties. S. F. 288, Potgeter and Walsh.
- Method for the General Assembly to call itself into special session. H. J. R. 12, Doyle, et al.
- Members of General Assembly submitting legalizing acts. H. C. R. 20; H. J. 470.
- Extend to President Nixon a most cordial invitation to attend and address a joint session of the General Assembly. S. C. R. 19; S. J. 367 adopted; H. J. 465 adopted.
- Reapportionment of Sixty-fifth General Assembly. S. F. 291, Gaudineer.
- Joint convention, Monday, March 1, 1971 at 10:10 a.m., President Richard M. Nixon to address joint convention. H. C. R. 21; H. J. 479 adopted; S. J. 388 adopted.
- Governor Robert D. Ray invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 20; S. J. 387 adopted; H. J. 480 adopted.
- Chief justice and members of the supreme court, elected state officials and Iowa congressional delegation invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 21; S. J. 387 adopted; H. J. 480 adopted.
- Salaries and expenses of members of the General Assembly and lieutenant governor. H. F. 371, Pelton.
- That the Congress of the U. S. propose an amendment to the U. S. Constitution allowing citizens 18 years or older voting privileges for all elections. S. C. R. 23; S. J. 430, 431, 676 withdrawn.
- Empower the General Assembly to appropriate state funds to, and provide for the use of public funds by, private schools. S. J. R. 5, Gaudineer.
- Recall House File 29 from governor. S. C. R. 24; S. J. 436 adopted; H. J. 540 adopted.
- Commend Drake University basketball team and extend full support in its upcoming playoff game. H. C. R. 24; H. J. 568, 577 adopted; S. J. 468, 503 adopted.
- Express personal sympathy to Representative C. Raymond Fisher in the loss of his mother, Mrs. Rachel Fisher. H. R. 5; H. J. 576 adopted.
- Provide definite procedure for legislature to effect changes in administrative rules. H. F. 412, Welden, et al.
- Invitation to Dr. Norman Borlaug to address a joint convention of the Sixty-fourth General Assembly. S. C. R. 26; S. J. 499, 503 adopted; H. J. 614, 689 adopted.
- Advisory committee to study advantages of a pari-mutuel system of betting, submit report. H. C. R. 27; H. J. 641.
- Committee to study legislation authorizing pari-mutuel betting in Iowa, submit report. H. C. R. 26; H. J. 640, 1767.
- Effective date of Acts passed by the General Assembly. H. F. 445, Goode.
- Legislative fiscal director prepare and submit, to each legislator, a monthly report on current status of revenue income and departmental expenditures, etc. H. F. 497, Hansen.
- Appointment of deputy state comptrollers. S. F. 411, Tapscott, et al.
- Advisory committee to study advantages of a pari-mutuel system of betting, submit report. S. C. R. 27; S. J. 553, 770, 1133.
- Committee to study if need exists for legislation in regulating operations and acquisitions of bank holding companies, etc., submit report. S. C. R. 28; S. J. 554, 555, 1890.
- Increase term of labor commissioner. H. F. 511, Bennett.
- Lieutenant governor, executive assistant to governor; Senate choose president. S. J. R. 8, Milligan.
- Pay tribute to the memory of Dixie Cornell Gebhardt of Knoxville as the designer of the Iowa State Flag on its fiftieth anniversary. H. C. R. 28; H. J. 733 adopted; S. J. 635 adopted.
- Adjourn Thursday, April 8, 1971, reconvene on Monday, April 12, 1971 at 10:00 A.M.; Good Friday. H. C. R. 29; H. J. 774, 796 adopted; S. J. 695, 722 adopted.
- Joint memorial session, Wednesday, April 28, 1971 at 7:30 p.m.; H. C. R. 31; H. J. 810, 833 adopted; S. J. 718, 723 adopted. Time change to April 27, 1971. H. J. 931; S. J. 837.
- Commend the efforts of a delegation of concerned Iowans in their successful meeting with North Vietnamese officials. S. C. R. 29; S. J. 714.
- Rules of statutory construction. H. F. 587, judiciary.
- Omit material from section 43.83 re elections to fill vacancies in General Assembly. S. F. 485, judiciary.
- That the General Assembly opposes any plan to move the U.S. department of agriculture veterinary biologics division laboratory from Ames. S. C. R. 34; S. J. 843, 849 adopted; H. J. 964 adopted.

- Express personal sympathy to Representative Vernon Bennett in the loss of his mother, Mrs. Helen F. Bennett. H. R. 6; H. J. 960, 974 adopted.
- Employment of legislative staff. H. F. 667, Cochran.
- Establish 4-day work week for General Assembly, also time limit for sessions. S. C. R. 37; S. J. 959, 958.
- General Assembly endorse efforts of congressmen proposing to amend daylight saving time law. H. C. R. 36; H. J. 1106.
- Adjournment Friday, May 28, 1971; reconvene Monday, January 10, 1972, at 10:00 a.m. S.C.R. 38; S. J. 1094, 1121 adopted; H. J. 1272, 2102, 2148, 2211 adopted; S. J. 2034 adopted.
- Express personal sympathy to Representative Harold O. Fischer in the loss of his father, Mr. Jack L. Fischer. H. R. 7; H. J. 1386 adopted.
- That the U. S. withdraw all military personnel from Indo-China by the end of 1971. H. R. 8; H. J. 1399, 1954 tabled.
- Interim expenses for the Secretary of the Senate. S. R. 4; S. J. 1237, 1714 adopted.
- Details of closing the 1971, first regular session, of the Sixty-fourth General Assembly, interim staff and work, reconvening 1972, second regular session, etc. S. C. R. 41; S. J. 1237, 1714 adopted; H. J. 1891, 2076 adopted.
- Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. S. C. R. 42; S. J. 1238, 1714 adopted; H. J. 1892, 2076 adopted.
- Expenses of legislators, pertaining to operation of legislative services between sessions, be paid after proper authorization. S. C. R. 43; S. J. 1238, 1714 adopted; H. J. 1892, 2076 adopted.
- Claims rejected by joint claims committee be resubmitted for consideration by the General Assembly. H. C. R. 37; H. J. 1501, 1608, 1811 adopted; S. J. 1630.
- Listed claims be held over for consideration by second session of the Sixty-fourth General Assembly. H. C. R. 38; H. J. 1586, 1812 adopted; S. J. 1614.
- Adjournment on Friday, May 28, 1971, reconvene on Tuesday, June 1, 1971 at 9:30 a.m., for Memorial Day. H. C. R. 39; H. J. 1640, 1669 adopted; S. J. 1499, 1581 adopted.
- General Assembly extends congratulations and best wishes to George Mills. S. C. R. 44; S. J. 1526, 1712 adopted; H. J. 1893, 2007 adopted.
- Composition of the General Assembly. H. F. 732, constitutional amendments and reapportionment.
- Interim expenses for the Chief Clerk of the House. H. R. 9; H. J. 2037, 2076 adopted.
- Recall H. F. 654 from the governor. S. C. R. 47; S. J. 2035.

**GENERAL SERVICES—****General**

- Create a department of general services, appropriation. S. F. 87, Curran, et al; H. F. 129, Welden, et al.
- Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.

**GEOLOGY—****General**

- Reorganize conservation commission, natural resources council, soil conservation commission, geologist, geological board, and advisory board for preserves; establish department of natural resource management. S. F. 451, Gaudineer.
- Geological survey; natural resources council; mines and minerals, department of, appropriation to. S. F. 553, appropriations.
- Geologist, office of, statutory salary of. H. F. 739, appropriations.

**GOVERNOR—****General**

- Governor-elect expense fund. H. F. 4, Welden, et al.; S. F. 14, Curran and Neu.
- Prohibit incurring expenses for inauguration ceremonies and receptions for Governor serving a successive term. H. F. 35, Millen, et al.
- Superintendent of public instruction appointed by governor, requirements. H. F. 52, Kehe, et al.
- Joint convention January 11, 1971, 1:30 p.m., governor's message canvass of votes, January 12, 1971 at 10:00 a.m. H. C. R. 1; H. J. 9 adopted; S. J. 12, 13 adopted.
- Adjournment Thursday afternoon, January 14, 1971, reconvene 10:00 a.m., Monday, January 18, 1971. H. C. R. 4; H. J. 71 adopted; S. J. 62 adopted.
- Joint convention, governor's budget message, January 27, 1971 at 10:45 a.m. H. C. R. 7; H. J. 128, 146 adopted; S. J. 109, 120 adopted.
- Create a department of environmental quality. S. F. 85, Laverty, et al.
- Consolidation of counties, S. F. 90, county government.
- Annual budgeting and reporting for state departments. S. F. 112, Hill and Potter.
- Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.

- Master plan for higher education, develop legislative proposals, submit recommendations. H. C. R. 9; H. J. 176, 968 adopted; S. J. 863, 901.
- Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.
- Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.
- Governor's salary, highest public. H. F. 193, Kennedy and Johnston.
- Further objectives of the governor's economy committee report re design work being performed within the department of the highway commission. H. C. R. 17; H. J. 321, 427.
- Governor appoint secretary of agriculture. H. F. 246, Blouin, et al.
- Qualifications of commissioner of public health. S. F. 224, social services.
- Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)
- Governor appoint a representative or senator if vacancy occurs. H. J. R. 11, Stokes, et al.
- Request Governor Ray issue a proclamation designating the week of March 21st as 'Iowa concern for prisoners of war missing in action week'. S. C. R. 16; S. J. 351, 401 adopted, 406; H. J. 497, 566 adopted.
- Establish office of ombudsman, penalties. S. F. 288, Potgeter and Walsh.
- Insert in Code the text of the probation and parole compact. H. F. 326, social services.
- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Establish board of residential care standards, etc. S. F. 305, social services.
- Governor Robert D. Ray invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 20; S. J. 387 adopted; H. J. 480 adopted.
- Establish an endangered species list of wildlife. H. F. 362, Bray, et al.
- State to enter into the midwest nuclear compact. S. F. 338, Doderer, et al.; S. F. 365, Iowa development; H. F. 396, Kehe, et al.
- Recall House File 29 from governor. S. C. R. 24; S. J. 436 adopted; H. J. 540 adopted.
- Eliminate detailed report requirements by bureau of labor, and eliminate requirement that one factory inspector be a woman. S. F. 372, Potgeter.
- Create an Iowa athletic council. S. F. 373, Gaudineer.
- Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.
- Establish a constitutional revision commission to study need for a constitutional convention, revision of the constitution, appropriation. S. J. R. 6, Doderer and Gaudineer.
- Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.
- Appointment of deputy state comptrollers. S. F. 411, Tapscott, et al.
- Establish a labor relations board, unfair labor practices, penalties. S. F. 412, Tapscott, et al.
- Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.
- Increase term of labor commissioner. H. F. 511, Bennett.
- State car dispatcher changed to state vehicle dispatcher, include aircraft, etc. H. F. 523, Priebe and Fischer of Grundy.
- Lieutenant governor, executive assistant to governor—Senate choose president. S. J. R. 8, Milligan.
- Consolidation of counties and county officers. H. F. 531, Blouin. (Similar subject matter as S. F. 90)
- Governor appoint a chief administrator, office of governor. H. F. 560, Pelton.
- Create office of state architect, appropriation. H. F. 564, Priebe and Fischer of Grundy.
- Request governor review present policy of the state re insurance. H. C. R. 32; H. J. 841, 911 adopted; S. J. 787.
- Governor request comptroller or auditor of state review statutory bonding provisions for state employees. H. C. R. 33; S. J. 842, 912 adopted; S. J. 788.
- Deferred compensation for governmental employees. S. F. 470, Doderer; H. F. 613, Fisher of Greene.
- Establish study of the public information activities of state departments and agencies under governor, appropriation. H. F. 628, Pelton.
- Regulation of public accounting etc., penalties. H. F. 643, Ellsworth, et al.; S. F. 490, Walsh.
- Crime commission designated as law enforcement planning agency, also under governor only, and add chief of highway patrol. H. F. 649, state government; S. F. 507, state government.
- Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.
- Radio equipment for public safety, appropriation to. S. F. 551, appropriations.
- Law enforcement academy, capital improvements, appropriation to. S. F. 555, appropriations.
- Appropriation to public safety and various divisions thereof for salaries, etc. S. F. 557, appropriations. (See subject Appropriations, sub-ref. Public Safety for a more complete listing)

- Appropriate from general fund to conservation commission for projects re state parks, preserves, waters, lakes, land, erosion, trees, etc. H. F. 723, appropriations.
- Board of regents, office of, for salaries, etc., and various other—and for institutions under board of regents, appropriation. H. F. 724, appropriations. (See subject Appropriations, sub-ref. Regents, Board of, for a more complete listing)
- Appropriate from general fund to historical society for development of Toolesboro mounds and museum area, also Gardner log cabin. S. F. 562, appropriations.
- Appropriate to governor. S. F. 576, appropriations.
- Governor, office of, statutory salary of the governor, and drug abuse director. H. F. 739, appropriations.
- Authorize and direct issuance of a patent to real estate (Boone County) by the governor and secretary of state to the United States, Saylorville dam and reservoir. H. F. 742, conservation and recreation.

**GRADING—**

(See Roads and Highways and/or Streets)

**GRAIN—**

(See Agriculture, sub-ref. Grain)

**GUNS—**

(See Firearms and/or Weapons)

**HANDICAPPED—****General**

- Include housing and services in employment of the handicapped. H. F. 8, Alt, et al.; S. F. 7, DeKoster and Tapscott.
- Include services in employment of the handicapped. H. F. 9, Fisher of Greene, et al.; S. F. 49, Neu and Smith.
- Issuance and use of distress flags by handicapped persons, penalties. H. F. 268, Dunton.
- Establish housing for disabled persons, appropriation. S. F. 311, Tapscott.
- Appropriate to employment of the handicapped. S. F. 576, appropriations.
- Employment of the handicapped, committee on, statutory salary of the executive secretary. H. F. 739, appropriations.

**HEALTH—****General**

- Sale and resale of cattle, health certificate. H. F. 50, Rex.
- Prohibit discharge of sewage into open ditches, highways, etc. H. F. 123, Varley, et al.; S. F. 328, Laverty, et al.
- Expenses of members of local boards of health. S. F. 165, Coleman.
- Waiver of the basic science examination. S. F. 198, Miller.
- Qualifications of commissioner of public affairs. S. F. 224, social services.
- Establish and regulate nonprofit prepaid comprehensive health care corporations. S. F. 239, Doderer and Messerly; H. F. 525, Schwieger, et al.
- Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hansen, et al.; S. F. 342, Riley, et al.
- Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Inspection of patients' records. H. F. 533, Kelly.
- Liability for negligence in rendition of services re donating of blood, human tissues, etc. H. F. 556, Shaw.
- Appropriation to social services for administration and departmental operations, area service and administration, family and children's services, adult corrections services, assistance grants, mental health services, mental retardation services, specified federal matching funds, board of parole, and study by department. S. F. 565, appropriations. (Item veto)

**Centers**

- Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.

**Department of**

- Doctors' assistants. S. F. 78, Tapscott, et al.; H. F. 92, Mayberry, et al.
- Create a department of environmental quality. S. F. 85, Laverty, et al.
- Kidney disease program, appropriation. S. F. 125, Smith, et al.; H. F. 221, Roorda, et al.; S. F. 590, appropriations. Very similar.
- Establishing a psychology examining board and registration of psychologists. H. F. 163, Alt; S. F. 241, Van Drie and Doderer, S.
- Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.
- Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.
- Exempt facilities used to control air and water pollution from property taxation. S. F. 196, Walsh, et al.; H. F. 309, Winkelman, et al.

- Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)
- "Thorough" physical not required for marriage license. H. F. 308, social services.
- Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.
- Establish board of residential care standards, etc. S. F. 305, social services.
- Licensing of funeral homes. S. F. 306, social services.
- Compensation and mileage of physician and attorney serving on commission of hospitalization. H. F. 372, Sorg.
- Licensing for the practice of the healing arts, graduated from accredited school or college. H. F. 388, Larson.
- Establish health services commission, penalties. S. F. 419, Brownlee, et al.; H. F. 518, Den Herder, et al.
- Authorize department of health to distribute information concerning birth control and establish family planning clinics. H. F. 504, Lipsky, et al.
- Establish board of optometry, restructure operations, etc. of present board. H. F. 524, Freeman, et al.
- Prevention, abatement or control of noise pollution, penalties. S. F. 450, Potgeter; H. F. 585, Lipsky and Shaw.
- Prohibit sale of any detergent containing any phosphorous compound. S. F. 459, Riley.
- Regulation, licensing and control of the dispensing of optical devices. H. F. 627, Ellsworth, et al.; S. F. 489, Walsh.
- Transfer migratory labor camp inspections from department of health to bureau of labor. H. F. 634, Dougherty, et al.
- Local boards of health, power of. S. F. 495, Walsh.
- Payments to welfare recipients in health care facilities. S. F. 497, Walsh, et al.
- Administration of the federal mental retardation facilities and community mental health centers act of 1963. S. F. 506, DeKoster.
- Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.
- Health, department of, appropriation. H. F. 702, appropriations.
- Appropriate from general fund to department of health for central administration, chronic illness and aging service, health facilities services, environmental engineering service, preventive medical service, records and statistical division, board of eugenics, licensing and certification division, general health services, community health services, comprehensive health planning—all for salaries, etc., none for capital improvements. H. F. 730, appropriations.
- Health, department of, statutory salary of commissioner. H. F. 739, appropriations.

#### **Mental**

- Support of the mentally ill. S. F. 131, Potgeter, et al.; H. F. 188, Rex, et al.
- Hearings for the mentally ill, eliminate requirement commission of hospitalization meet to determine, emergencies. S. F. 135, Arbuckle; H. F. 201, Campbell.
- Counties may enter into agreements with community health centers for their services, appropriation. S. F. 142, Briles and Miller; H. F. 284, Mendenhall, et al.
- Liability for support of persons committed to mental health institutes. H. F. 166, Logemann.
- Commission of hospitalization determine if person should be examined at a state hospital. S. F. 155, Arbuckle; H. F. 232, Campbell.
- Commission of hospitalization and clerk of district court not liable in admitting persons to mental health facilities. S. F. 181, Arbuckle, et al.; H. F. 264, Campbell, et al.
- Combine county fund for mental health with state institution fund. S. F. 185, Miller, et al.; H. F. 321, Shaw, et al.
- Support of mentally retarded children. S. F. 339, Curran; H. F. 416, Lawson.
- Provide protection for institutional officers at security medical facility. S. F. 345, social services.
- Administration of the federal mental retardation facilities and community mental health centers act of 1963. S. F. 506, DeKoster.
- Create state mental aid fund, appropriate \$75,000. S. F. 560, appropriations.

#### **HEARING AIDS—**

(Also See Medical-Professional)

#### **General**

- Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.

#### **HERBERT HOOVER BIRTHPLACE FOUNDATION—**

#### **General**

- Appropriation to Herbert Hoover Foundation and Mississippi Parkway River Planning Commission. S. F. 487, appropriations.

#### **HIGHER EDUCATION FACILITIES—**

(Also See Colleges—Universities and/or Schools)

#### **General**

- Require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters. H. F. 51, Fischer of Grundy.

- Tuition rates set by the board of regents, reciprocal agreements. H. F. 72, Mendenhall.
- Remove provision granting leaves of absence for staff members of board of regents institutions. H. F. 99, Fischer of Grundy and Skinner.
- Control of traffic and parking of vehicles at board of regents institutions. S. F. 120, higher education; H. F. 162, higher education.
- Master plan for higher education, develop legislative proposals, submit recommendations. H. C. R. 9; H. J. 176, 968 adopted; S. J. 868, 901.
- Remove equipment from approval by legislature and governor, and federal grants, etc. to be mixed together with tuition, fees, etc.—board of regents. S. F. 122, higher education; H. F. 157, higher education.
- Trespassing on public property, penalties for violations. H. F. 155, higher education.
- Method for the termination of employment agreements executed by board of regents, also reveals provision for board of regents to establish administrative offices. S. F. 240, Messerly, et al.
- Admission to University of Iowa college of medicine. H. F. 341, Campbell.
- Limit enrollments at the state universities. S. F. 324, Griffin.
- Income tax deduction for education expenses. H. F. 343, Kreamer.
- Authorize merged areas to acquire and operate student centers and parking facilities, finance with revenue bonds. S. F. 374, higher education; H. F. 545, Dunton, et al. S.
- Tuition charged to nonresident students, board of regents. H. F. 402, Schroeder and Knoke.
- Include students of schools of nursing in tuition grant programs. S. F. 380, Riley, et al.; H. F. 448, Shaw, et al.
- Establish a college education program for law enforcement officers. H. F. 481, Lipsky.
- Provide tuition grants for post baccalaureate students. H. F. 482, Alt, et al.; S. F. 407, Milligan, et al.
- Contributions for retirement systems by board of regents institutions. H. F. 593, Schroeder.
- Ten-year building program, board of regents. S. C. R. 32; S. J. 838, 858, 1951, 1953-1957 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor. H. J. 2152-2154, 2198-2201 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.
- Board of regents authorized to complete projects of building program. S. C. R. 33; S. J. 842, 858, 1951, 1952-1953 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor; H. J. 2154-2156, 2201-2204 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.
- Appropriation to higher education facilities commission for scholarship and medical student tuition loan programs. S. F. 528, appropriations.
- Appropriate from general fund to higher education facilities commission for salaries, etc. H. F. 731, appropriations.
- Higher education facilities commission, statutory salary of executive director. H. F. 739, appropriations.
- Higher education facilities commission, tuition grant program, appropriation. S. F. 592, appropriations.
- HIGHWAY COMMISSION—**  
(Also see Roads and Highways)
- General**
- Maintenance of access roads. H. F. 10, Holden, et al.; S. F. 4, Briles, et al.
- Moving or consolidating resident engineer offices of highway commission. H. F. 20, Drake and Fisher of Greene.
- Road lecturers, reveals Code provision requiring highway commission incur no expense. H. F. 34, Drake, et al.; S. F. 15, Thorsen, et al.
- Highway commission advance state funds only after federal funds have been allotted for primary roads. H. F. 108, Goode.
- Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.
- Provide for all-weather, surfaced, mailbox turnouts. H. F. 161, Christensen, et al.
- Appropriation to highway commission, deficiencies in funds appropriated for field operations. S. F. 171, appropriations.
- Further objectives of the governor's economy committee report re design work being performed within the department of the highway commission. H. C. R. 17; H. J. 321, 427.
- Rest areas, Mills and Pottawattamie Counties. H. F. 236, state government.
- Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.
- Railway companies must inspect crossings each year, make necessary repairs, penalties. S. F. 285, Gaudineer.
- Authorize certain vehicle safety regulations on streets and highways, penalty. S. F. 369, Kennedy, et al.
- Allow departments of revenue and social services, and highway commission to employ legal counsel. S. F. 373, Schaben, et al.
- Allocation and limitation of mileage, combined freeway-expressway, arterial system, and arterial connectory systems. H. F. 484, Ellsworth.

- Transfer of portions of the primary road system into secondary road system. H. F. 494, county government.
- Increase by 1,000 square feet highway commission administration building—emergency operating center, federally funded. H. F. 572, appropriations.
- Require railway improvements and crossings, penalty. S. F. 467, Potgeter and Potter.
- Temporary restrictions on weight and load of motor vehicles, penalties. H. F. 629, transportation; S. F. 537, transportation.
- Highway commission encouraged to do more of their own design work. S. C. R. 40; S. J. 1110, 1277 failed.
- Motor fuel tax laws, certain enforcement duties transferred to highway commission. H. F. 684, ways and means.
- Appropriate from primary road fund to industrial commission, payment of workmen's compensation claims of employees of highway commission. S. F. 568, appropriations.
- Appropriate to highway commission from primary road fund for expenses incurred in administering the merit employment system. S. F. 569, appropriations.
- Appropriate to the highway commission for administration, finance and support services, planning, headquarters operations, development, field operations—all for salaries, support, etc.—equipment, inventory and replacement, educational leave, and contingency fund. S. F. 573, appropriations.
- Junkyards along highways, "Towa Junkyard Beautification Act". H. F. 734, transportation.
- Authorize highway commission to acquire existing interstate bridges, to complete, improve, repair, or reconstruct interstate bridges, etc.—also issue bonds therefor. H. F. 735, judiciary.
- Control and regulate outdoor advertising along interstate and federal aid primary highways. H. F. 737, transportation.
- Highway commission, statutory salary of director, and of each highway commissioner. H. F. 739, appropriations.
- Compensation for refinancing costs, property acquired for a public use, relocation advisory assistance program. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.

#### **HIGHWAY SAFETY PATROL—**

(Also See Public Safety)

##### **General**

- Nonnegligent damages caused by the highway patrol. S. F. 400, Lamborn.
- Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.
- Allow peace officers to close public highways when hazardous conditions exist, penalty. H. F. 561, Trowbridge.
- Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.
- Payment of certain damages by nonnegligent operation of a highway patrol vehicle, appropriation. S. F. 483, Lamborn; S. F. 580, appropriations.
- Crime commission designated as law enforcement planning agency, also under governor only, and add chief of highway patrol. H. F. 649, state government; S. F. 507, state government.
- Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.
- Disposal of abandoned motor vehicles, etc. H. F. 671, environmental preservation.
- Public safety, department of, statutory salary of commissioner, chief of highway patrol, director of division of criminal investigation and bureau of identification. H. F. 739, appropriations.

#### **HIGHWAYS—**

(See Roads and Highways)

#### **HISTORICAL BOARDS—**

##### **General**

- Establish the state historical board, increase fee for search of census records. H. F. 458, Larson and Schwieger.

#### **HISTORICAL SOCIETY—**

##### **General**

- Aid for local historical society, counties appropriate fund. S. F. 39, Ollenburg.
- Establish the state historical board, increase fee for search of census records. H. F. 458, Larson and Schwieger.
- Legalize purchase of real estate by state historical society. S. F. 533, judiciary.
- Appropriate from general fund to historical society for development of Toolesboro mounds and museum area, also Gardner log cabin. S. F. 562, appropriations.
- Appropriate from general fund to historical society for salaries, etc. S. F. 563, appropriations.
- Historical society, statutory salary of director. H. F. 739, appropriations.



**HISTORY AND ARCHIVES—****General**

- Abolish state library board of trustees, establish library board, also executive director of same and curator, history and archives. S. F. 74, Neu, et al.; H. F. 179, Shaw, et al.
- Fees for census searches charged by department of history and archives. S. F. 290, Nicholson, et al.; H. F. 369, Holden.
- Establish the state historical board, increase fee for search of census records. H. F. 458, Larson and Schwieger.
- Create state records commission. H. F. 597, Welden.
- Department of history and archives, appropriation. H. F. 691, appropriations. (H. F. 705, same subject matter)
- Department of history and archives, appropriation. H. F. 705, appropriations. (Same subject matter as H. F. 691)
- History and archives, department of, statutory salary of the curator. H. F. 739, appropriations.

**HITCHHIKING—****General**

- Prohibit hitchhiking on or near an interstate road. H. F. 44, Doyle.

**HOLIDAYS—****General**

- Adjournment on Friday, May 28, 1971, reconvene on Tuesday, June 1, 1971 at 9:30 a.m., for Memorial Day. H. C. R. 39; H. J. 1640, 1669 adopted; S. J. 1499, 1531 adopted.

**HOMES—****General**

- Establish board of residential care standards, etc. S. F. 305, social services.

**County**

- Update laws re county homes. H. F. 169, Mayberry; S. F. 212, Miller.

**Juvenile**

- Provide aid to juvenile homes, appropriation. S. F. 358, Gaudineer.

**Nursing**

- Establish health services commission, penalties. S. F. 419, Brownlee, et al.; H. F. 518, Den Herder, et al.

**HOMESTEAD CREDIT—****General**

- Maximum net income (\$4,500) persons 65 or older, etc.—receive additional homestead credit. H. F. 200, Andersen; S. F. 213, Erskine.
- File one time for homestead tax credit and disabled veterans' tax credit. S. F. 276, Lamborn.
- Property tax freeze, persons 65 years or over, net income, etc. less than \$5,000. S. F. 278, Shaff and Walsh.
- Homestead tax credit allowed to a disabled veteran transferable to a new homestead. S. F. 307, Potter and Potgeter.
- Homestead tax credit, affidavit stating owner shall reside in home 6 months. H. F. 493, Priebe, et al.
- Homestead tax credit for persons 65 or over, or totally disabled, penalties. H. F. 536, Gluba, et al.
- Property tax freeze, persons 65 years or over, or totally disabled, income is less than \$5,000. S. F. 458, Walsh. (Similar subject matter as S. F. 278)
- Homestead tax credit for persons 65 or older, or disabled, property tax freeze. H. F. 603, Gluba.

**HOSPITALIZATION—****General**

- Commission of hospitalization determine if person should be examined at a state hospital. S. F. 155, Arbuckle; H. F. 232, Campbell.
- Commission of hospitalization and clerk of district court not liable in admitting persons to mental health facilities. S. F. 181, Arbuckle, et al.; H. F. 264, Campbell, et al.
- Compensation and mileage of physician and attorney serving on commission of hospitalization. H. F. 372, Sorg.
- Benefits under peace officers' retirement system. S. F. 402, law enforcement.

**HOSPITALS—****General**

- Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.
- Termination of a pregnancy, penalties. S. F. 114, Conklin; H. F. 134, Moffitt.
- Permit abortions in certain instances, penalty. S. F. 344, Potgeter.
- Increase tax levy for county hospitals. S. F. 355, Tapscott, et al.; H. F. 519, Hill, et al.
- Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.

Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.

**Mental**

Commission of hospitalization determine if person should be examined at a state hospital. S. F. 155, Arbuckle; H. F. 232, Campbell.  
 Commission of hospitalization and clerk of district court not liable in admitting persons to mental health facilities. S. F. 181, Arbuckle, et al.; H. F. 264, Campbell, et al.

**HOTELS—**

**General**

Bedding sanitation in hotels, motels, etc. S. F. 294, Briles and Doderer.  
 Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.

**HOUSING—**

**General**

Include housing and services in employment of the handicapped. H. F. 8, Alt, et al.; S. F. 7, DeKoster and Tapscott.  
 Fences on multiple dwelling property lines. H. F. 36, Schroeder.  
 Remove provisions requiring elections to approve low-rent housing projects. S. F. 77, Tapscott; H. F. 111, Bray, et al.  
 Committee to study and determine need of revising and updating state housing code, enforcement, etc., submit report. S. C. R. 18; S. J. 358, 566 adopted; H. J. 675.  
 Establish housing for disabled persons, appropriation. S. F. 311, Tapscott.  
 Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.  
 Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, Johnston, et al.  
 Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.  
 Local boards of health, inspections by. H. F. 472, Lawson.  
 Use of temporary injunctions for discrimination in housing. H. F. 501, Franklin, et al.  
 Community housing development board, create reimbursement of property tax to developers. S. F. 491, Walsh.

**HUMAN RIGHTS—**

**General**

Employees of county or state government, not required to give an oath of political allegiance or contribution. H. F. 159, Blouin.

**HUNTING—**

**General**

Prohibit hunting along public highways. H. F. 59, Hamilton.  
 Provide hunting-safety education, penalty. S. F. 79, Miller, et al.; H. F. 133, Monroe, et al.  
 Increase fines for misuse of guns and firearms. H. F. 90, Mendenhall.  
 No hunting and fishing on private property without written consent, penalty. H. F. 93, Hamilton; S. F. 182, Anderson.  
 Issuance of special deer hunting licenses to spouse of landlords and tenants. S. F. 218, Potgeter.  
 Repeal bounties on certain wild animals. H. F. 360, Bray, et al.  
 Establish an endangered species list of wildlife. H. F. 362, Bray, et al.  
 Each landowner and tenant may receive one license for deer hunting, also limit those licenses. S. F. 385, Conklin.  
 Hunting restrictions, add to the list of game birds and animals to hunt, limits, etc. S. F. 431, conservation and recreation.  
 Increase fish and game licenses and fees. H. F. 573, conservation and recreation. (Similar subject matter as S. F. 478)  
 Increase fish and game licenses and fees. S. F. 478, conservation and recreation. (Similar subject matter as H. F. 573)  
 Increase fees for certain hunting and fishing licenses. H. F. 611, Larson.  
 Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.

**Licenses**

(See Licenses, sub-ref. Hunting)

**IDENTIFICATION—**

**General**

Identification cards for person 65 or older. H. F. 143, Stokes and Strand; S. F. 139, Sullivan and Van Gilst.

**IMPLIED CONSENT—**

**General**

Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.  
 Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.  
 Requests of peace officers for blood tests under implied consent law need not be written. H. F. 718, judiciary.

**IMPRISONMENT—****General**

Unlawful use of a driver's license, driving without a license, etc., punishable by imprisonment. S. F. 251, Kennedy.

**INAUGURATION—****General**

Prohibit incurring expenses for inauguration ceremonies and receptions for governor serving a successive term. H. F. 35, Millen, et al.

Joint committee to arrange for inauguration. S. C. R. 1; S. J. 14 adopted; H. J. 13 adopted.

Adjournment Thursday afternoon, January 14, 1971, reconvene 10:00 a.m., Monday, January 18, 1971. H. C. R. 4; H. J. 71 adopted; S. J. 62 adopted.

Commend General Joseph G. May, Colonel Eric P. Berner, and the National Guard for the excellent arranging of inaugural ceremonies. H. C. R. 6; H. J. 111, 146 adopted; S. J. 103, 119 adopted.

Appropriate funds to defray expenses of inaugural ceremonies. H. F. 373, Ellsworth.

**INCOME TAX—**

(See Taxes, sub-ref. Income)

**INDICTMENTS—****General**

Definition of indictable misdemeanors, contributing to juvenile delinquency. S. F. 53, Shaff; H. F. 249, Doyle, et al. S.

State grand juries, appropriation. H. F. 134, law enforcement. (H. F. 706 revision of H. F. 184)

Waiver of right to jury trial in indictable misdemeanor cases. H. F. 393, Johnston.

State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

**INDUSTRIAL COMMISSION—****General**

Workmen's compensation for peace officers. H. F. 491, Walden.

Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.

Appropriate from primary road fund to industrial commission, payment of workmen's compensation claims of employees of highway commission. S. F. 563, appropriations.

Appropriate to industrial commission. S. F. 576, appropriations.

Industrial commissioner, statutory salary of. H. F. 739, appropriations.

**INDUSTRIAL LOAN COMPANIES—****General**

Regulation of industrial loan companies. H. F. 7, Shaw, et al.; S. F. 44, Curran, et al.

**INDUSTRY—****General**

Urge banks, landlords, industry, public, etc., to understand and seek fair and economically sound solutions to the critical problems of the farmer. H. C. R. 10; H. J. 191, 271 adopted; S. J. 203.

Exempt certain industrial materials and equipment from retail sales and use taxes. S. F. 166, Walsh; H. F. 459, Lawson.

Enlarge purposes for which cities and towns may issue bonds to develop commercial projects. H. F. 332, Holden, et al.

Office for planning and programming, establish programs and courses in area vocational schools and community colleges, new and expanding industries, appropriation. H. F. 493, Lawson, et al.

Permit counties to license all business or industry dealing with general public. H. F. 641, Taylor, et al.

Committee to study feasibility of prohibiting corporations, etc. from buying local industrial plants and closing them to obtain income tax deductions. H. C. R. 40, H. J. 1668.

**INHERITANCE TAX—**

(See Taxes, sub-ref. Inheritance)

**INJUNCTIONS—**

(Also see Court, all sub-refs. and/or Judiciary)

**General**

Certain injunctions issued in labor disputes. S. F. 422, Robinson, et al.

Use of temporary injunctions for discrimination in housing. H. F. 501, Franklin, et al.

**INSPECTIONS—****General**

Warehouse re-examination fees. H. F. 2, Fisher of Greene, et al.; S. F. 48, Neu, et al.

- Inspection of pipeline construction paid for by pipeline company or contractor. H. F. 30, Holden, et al.; S. F. 18, Briles, et al.
- Restaurants and grocery stores exempt from obtaining meat and poultry inspection licenses. H. F. 55, Radl.
- Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.
- Increase fees charged by bureau of labor for certificates of inspection, boilers. S. F. 98, Curran, et al.; H. F. 186, Shaw, et al.
- Require annual inspection of motor vehicles, registering or renewing registration, penalty. S. F. 161, Erskine; H. F. 191, Kruse.
- Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.
- Authority of boat inspector, water safety officers, etc. to board and inspect vessels, penalties. S. F. 316, conservation and recreation.
- Commercial feed inspection fee to be fixed annually. H. F. 381, agriculture; S. F. 362, Potgeter and Coleman. S.
- Boarding and inspection of vessels, penalty. S. F. 391, conservation and recreation.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Increase inspection fees for weights and measures. H. F. 527, agriculture.
- Storage of dynamite and dynamite caps, penalty. H. F. 532, Priebe.
- Inspection of patients' records. H. F. 533, Kelly.
- Create elevator safety division of the bureau of labor, inspection of elevators, dumbwaiters, escalators, etc., fees and penalties. H. F. 542, Jesse.
- Inspection of food establishments, etc., penalty. H. F. 631, Strothman.

#### INSTITUTIONS—

(See Schools, sub-ref. Institutions—Penal Institutions—Health, sub-ref. Mental, and Hospitals, sub-ref. Mental)

#### INSURANCE—

##### General

- Errors and omissions insurance for county officers and employees, repeal law. H. F. 69, Schroeder, et al.
- Increase minimum liability coverage, motor vehicle financial responsibility law. S. F. 109, Riley.
- Prohibit accident and health insurance companies from reducing insurance coverage of an aged or other subscriber without reducing proportionately amount premium charged. H. F. 110, Mendenhall.
- Termination of insurance agency contracts, notice of one year. H. F. 124, Mendenhall.
- Require insurance agents to collect interest on past-due insurance premiums. H. F. 142, Andersen.
- Renewal of auto insurance, cannot require physical solely on basis of age, or other. S. F. 156, commerce.
- Conflicts of interest of officers and directors of insurance companies, serving on boards. S. F. 157, commerce.
- Licensing of insurance adjusters, penalties. S. F. 211, commerce.
- Establish and regulate nonprofit prepaid comprehensive health care corporations. S. F. 239, Doderer and Messerly; H. F. 525, Schwieger, et al.
- Federal share insurance for credit unions. S. F. 249, Van Drie, et al.; H. F. 377, Curtis and Doyle.
- Increase fees charged for insurance agent licenses. H. F. 365, Egenes and Ellsworth; H. F. 505, ways and means. S.
- Reduce statute of limitations on action to recover from uninsured motorist insurance. H. F. 478, Kreamer.
- Require financial institutions or officers or employees to inform their depositors they are licensed insurance agents, etc., except. S. F. 408, Palmer, et al.
- Fees charged for insurance agent licenses, make act retroactive. H. F. 505, ways and means. (Similar to H. F. 365)
- Regulation of the sale of prearranged or prepaid funeral services, etc., penalties. S. F. 434, Walsh and Tapscott.
- Prohibit sale of insurance by coercion, etc., penalties. S. F. 439, Conklin.
- Request governor review present policy of the state re insurance. H. C. R. 32, H. J. 841, 911 adopted; S. J. 787.
- Regulate rates charged for credit life insurance, etc. H. F. 676, Norpel.
- Registration and use of motor vehicles, safety, and no fault insurance. S. F. 536, Gaudineer.
- Appropriate to insurance department. S. F. 576, appropriations.
- Insurance department, statutory salary of commissioner. H. F. 739, appropriations.
- ##### Life
- Eligibility of welfare recipients, life insurance, tools, etc. H. F. 15, Drake, et al.; S. F. 27, Smith, et al.
- Amount of credit life insurance that may be sold to a debtor. H. F. 307, Freeman and Hansen.
- Assignment of group life insurance, beneficiaries. S. F. 386, commerce; H. F. 541, Freeman, et al. S.
- Unauthorized insurers, teachers IAA and college retirement equity fund must pay premium tax. H. F. 583, Schroeder.

**Medical**

Group insurance for elected county officials. H. F. 56, Doyle, et al.  
 Equal insurance proceeds payable to medical practitioners, equal services. S. F. 106, Miller.  
 Insurance premiums collected by nonprofit hospital and medical service corporations subject to premiums tax. S. F. 299, Griffin, et al.; H. F. 530, commerce. S.

**INTEREST—****General**

Increase interest rate on all money due on judgments and decrees. S. F. 31, Mowry; H. F. 53, Doyle.  
 Redemption of real property, increase rates of interest and penalty. S. F. 35, county government.  
 Payment of interest by public corporations on contracts for public improvements. H. F. 117, Kehe, et al.  
 Require insurance agents to collect interest on past-due insurance premiums. H. F. 142, Andersen.  
 Provide 10-day grace period before interest accrues on unpaid property taxes. S. F. 186, Tapscott; H. F. 242, Kinley.  
 Interest rate being charged on compensating balances. H. F. 190, Kennedy.  
 Interest payments on drainage district assessments. H. F. 218, Stromer and Schroeder.  
 Real estate investment trust may pay higher rate of interest. H. F. 254, Shaw.  
 Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.  
 Penalty and interest for sales tax. S. F. 349, ways and means.  
 Place of payment of public bonds. S. F. 389, cities and towns.  
 Interest and penalties on Iowa income tax. S. F. 390, Riley.  
 Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.

**INTERIM COMMITTEES—****General**

Membership on interim committees, certain provision. H. F. 259, Andersen.  
 That all resolutions calling for interim studies not adopted in both houses be delivered to the president pro tempore and speaker of the House and the legislative council determine priorities, etc. S. C. R. 46, S. J. 1855, 1860 adopted; H. J. 2049, 2076 adopted.

**INTERNAL REVENUE—**

(See Federal Internal Revenue)

**INTERSTATE—****General**

Remove exemption on all tangible personal property used in interstate transportation or commerce—use tax. H. F. 406, ways and means.

**INTERSTATE COOPERATION—****General**

Appropriate to interstate cooperation, commission on. S. F. 576, appropriations.

**INTOXICATION—**

(Also see Alcoholic Beverages and/or Law Enforcement and/or Courts)

**General**

Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff et al.; H. F. 241, Andersen, et al.

**INVESTMENTS—****General**

Deposits of public funds, invested in United States notes, certificates, bonds or other. S. F. 69, county government; H. F. 86, county government.  
 Real estate investment trust may pay higher rate of interest. H. F. 254, Shaw.  
 Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.  
 Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.  
 Private foundations and charitable trusts, tax advantages. S. F. 347, DeKoster and Gaudineer; H. F. 434, Kreamer and Pelton.  
 Nonprofit corporations, tax advantages. S. F. 348, DeKoster and Gaudineer; H. F. 413, Kreamer and Pelton.  
 Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.  
 Investment of public funds by school corporations. S. F. 501, schools.  
 Repeal provision of law requiring every treasurer of political subdivisions, except townships, to submit report each year to the auditor of state re investments. S. F. 527, appropriations.

**IOWA DEVELOPMENT—****General**

Economic development by cities, use funds other than those from property taxes. H. F. 376, Iowa development.

State to enter into the midwest nuclear compact. S. F. 338, Doderer, et al.; S. F. 365, Iowa development; H. F. 396, Kehe, et al.

**IOWA NATURAL RESOURCES COUNCIL—**  
(See Natural Resources Council)

**IPERS—**

**General**

Contribution ceiling under IPERS. H. F. 95, Mendenhall; S. F. 343, Riley, et al. S.  
Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.  
Employees of certain charitable corporations may be covered under IPERS. H. F. 535, Lawson.  
Wages subject to IPERS. S. F. 455, Walsh.  
Appropriate from IPERS to employment security commission, cost of administration. H. F. 696, appropriations.  
Appropriation to members of advisory investment board of IPERS, claims. S. F. 564, appropriations.

**JAILS—**

**General**

Establishment of regional correction centers. H. F. 3, Drake, et al.; S. F. 2, Smith, et al.  
Transfer of persons committed to jail, if jail unfit, or. S. F. 190, Tapscott, et al.; H. F. 351, Jesse, et al.  
Reduction of sentence for prisoners in county jails, good behavior. S. F. 381, Curran, et al.; H. F. 420, Lawson, et al.; H. F. 298, Monroe and Anania. S.  
Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 375, Larson, et al. S.  
Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)

**JUDGMENTS—**

**General**

Increase interest rate on all money due on judgments and decrees. S. F. 31, Mowry; H. F. 53, Doyle.  
Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.  
Establish a small claims court. S. F. 395, Glenn, et al.  
Support payments under a divorce, etc., employer required and liable to withhold payments. H. F. 447, Knoke.  
Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.  
Strike reference to superior court and insert "municipal court," re debts and debtors, judgments, etc. H. F. 646, Monroe.

**JUDGES—**

**General**

Financial disclosure by legislators, elected state officials and judges. S. F. 26, Glenn.  
District court bailiffs, judge may employ, population basis. H. F. 70, Kreamer and Hill; S. F. 57, Milligan.  
Judicial retirement system, survivors. S. F. 110, Mowry and Gaudineer; H. F. 286, Lawson and Cochran; S. F. 550, appropriations.  
Supreme court may retire judges. H. J. R. 6, Hill, et al.  
Increase salary of municipal court judges. S. F. 119, Gaudineer, et al.  
Supreme and district court judges allowed actual expenses. S. F. 123, judiciary.  
Determining number of district court judgeships and filling of vacancies. H. F. 150, Doyle, et al.; S. F. 267, Erskine, et al. S.  
Require persons accused of having committed crimes together stand trial together, unless. H. F. 178, law enforcement.  
State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)  
Board of supervisors approve salaries of probation officers and their staff. S. F. 204, county government; H. F. 295, county government.  
Increase number of municipal judges. H. F. 225, Bray, et al.  
Juvenile court and referee along with judge determine interest re dependent, delinquent, etc. children, referee receive copy of Code. H. F. 267, Doyle and Kelly.  
Increase annuity of judges retired since effective date of mandatory retirement. S. F. 284, Gaudineer.  
Judicial redistricting. H. F. 409, judiciary; S. F. 417, judiciary. S. (Same subject matter)  
Salaries of judges of the district court, 87.5 percent of supreme court judges. H. F. 417, Kelly.  
Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.  
Manner in which court reporters are compensated. S. F. 534, judiciary.  
State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

Supreme court and district courts, appropriation to, for salaries of the judges, retirement system, expenses, rules of procedure etc., and none for capital improvements. S. F. 579, appropriations.  
 District court judges, statutory salary of each. H. F. 739, appropriations.  
 Supreme court, statutory salaries of the judges, 9 legal assistants, clerk of, Code editor, and court administrator. H. F. 739, appropriations.

**JUDICIARY—**

(Also See Courts, all sub-refs.)

**General**

Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
 Shorthand notes of court reporters permissible in court proceedings. H. F. 42, Doyle and Kelly.  
 Any criminal conviction, forfeiture of bond, etc. (traffic violation) shall be inadmissible as evidence in any civil action. H. F. 43, Doyle.  
 Prohibit parking of vehicles on private property. H. F. 45, Holden.  
 Allow prosecution of minors as adults for violation of beer and liquor laws, removes jurisdiction of juvenile courts. S. F. 43, Stephens.  
 Increase fees and mileage allowances of jurors. H. F. 67, Holden.  
 Definition of indictable misdemeanors, contributing to juvenile delinquency. S. F. 58, Shaff; H. F. 249, Doyle, et al. S.  
 Legalize proceedings of the city of DeWitt, Clinton County. S. F. 71, Shaff; H. F. 83, Camp.  
 Attorneys, reciprocity with other states. H. F. 101, Doyle.  
 Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.  
 Transfer jurors from one jury session to another. S. F. 103, Gaudineer.  
 Judicial retirement system, survivors. S. F. 110, Mowry and Gaudineer; H. F. 286, Lawson and Cochran; S. F. 550, appropriations.  
 Supreme and district court judges allowed actual expenses. S. F. 123, judiciary.  
 Increase compensation of appointive jury commissioners. S. F. 132, Curran and Messerly; H. F. 276, Hansen.  
 Establishment of a second grand jury in certain counties, appointment of assistant clerks in such counties. S. F. 133, judiciary.  
 Costs of performing an autopsy. H. F. 137, Grassley and Trowbridge.  
 Disclosure of information learned during the preparation of tax returns, misdemeanor. H. F. 141, Norpel; S. F. 233, judiciary. S.  
 Determining number of district court judgeships and filling of vacancies. H. F. 150, Doyle, et al.; S. F. 267, Erskine, et al. S.  
 Increase juror fees and mileage allowances. S. F. 167, Gaudineer.  
 Require persons accused of having committed crimes together stand trial together, unless. H. F. 178, law enforcement.  
 Grant immunity to witnesses testifying in criminal proceedings. H. F. 180, law enforcement; S. F. 283, Gaudineer S.  
 Define criminal trespass, penalties. S. F. 183, judiciary.  
 Court bailiffs receive free Code. H. F. 204, Doyle, et al.  
 Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.  
 Transfer of persons committed to jail, if jail unfit, or. S. F. 190, Tapscott, et al.; H. F. 351, Jesse, et al.  
 Only the index of a dissolution of marriage docket available to public. S. F. 191, judiciary.  
 Increase number of municipal judges. H. F. 225, Bray, et al.  
 Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.  
 Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.  
 Establish office of district attorney. S. F. 232, Mowry; H. F. 338, Grassley, et al.  
 Provide for a public conservator. S. F. 234, Van Gilst.  
 Pleas of no contest in trial of nonindictable motor vehicle offenses. H. F. 252, Doyle.  
 Appeal board cannot pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.  
 Juvenile court and referee along with judge determine interest re dependent, delinquent, etc. children, referee receive copy of Code. H. F. 267, Doyle and Kelly.  
 Increase annuity of judges retired since effective date of mandatory retirement. S. F. 284, Gaudineer.  
 Disbursement of support money. H. F. 324, Schwieger.  
 Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.  
 Organization of corporations. S. F. 312, judiciary.  
 Regulation of model rocketry, safety, penalties. H. F. 354, Jesse.  
 Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.  
 Child and wife desertion and penalty therefor. S. F. 331, Palmer.  
 Operator of an aircraft not liable for damages to a passenger. H. F. 270, Pier-son, et al.; S. F. 329, Laverty and Drie.  
 More leeway in the time in which an individual must appear in court to prosecute action before a replevin bond is forfeited. S. F. 336, Gaudineer.

- Issuance of new birth certificates for persons born outside the United States and adopted in Iowa. S. F. 354, DeKoster and Potgeter.
- Issuance of subpoenas, hearing costs, damages, civil rights commission, penalties. H. F. 388, Franklin, et al.
- Waiver of right to jury trial in indictable misdemeanor cases. H. F. 393, Johnston.
- Payment of court fines, defendant may choose how. H. F. 394, Johnston.
- Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.
- Judicial redistricting. H. F. 409, judiciary; S. F. 417, judiciary. S. (Same subject matter)
- Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.
- Salaries of judges of the district court, 87.5 percent of supreme court judges. H. F. 417, Kelly.
- Establish a small claims court. S. F. 395, Glenn, et al.
- Misuse of food stamps, penalty. H. F. 439, Schwieger.
- Penalties for false drawing and uttering of checks. H. F. 442, Doyle.
- Support payments under a divorce, etc., employer required and liable to withhold payments. H. F. 447, Knoke.
- Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.
- Mechanics' liens—contractors—retailer notify owner of property. H. F. 469, Millen, et al.
- Require higher bail for persons accused of violent crimes. S. F. 335, Mowry and Briles; H. F. 496, Knoke, S.
- Use of temporary injunctions for discrimination in housing. H. F. 501, Franklin, et al.
- Release and consent requirements in child placement and adoption proceedings. H. F. 506, Pelton.
- Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)
- Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.
- Legalize proceedings of Delaware township trustees, Polk County, certain elections authorizing a tax levy for fire protection purposes and issuance of bonds. H. F. 515, Skinner.
- Legalize sale of certain land in Henry County. H. F. 516, Strothman.
- Female under legal age for marriage, if pregnant or has child may apply for permission to marry. H. F. 537, Kelly.
- Contempt actions in paternity cases. H. F. 546, Schwieger.
- Legalize authorization and issuance of water revenue bonds, Bussey. H. F. 557, cities and towns; S. F. 469, cities and towns.
- Legalize intergovernmental corporation boundary agreement between Clive and Windsor Heights. H. F. 565, Alt.
- Rules of statutory construction. H. F. 587, judiciary.
- Uniform partnership act. S. F. 460, judiciary.
- Create court administrator under supreme court, replace judicial statistics and reporter. S. F. 461, judiciary.
- Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.
- Eliminate certain exemptions from jury duty. etc. H. F. 591, Johnston, et al.
- Remedies for dilution of the distinctiveness of a mark (trademarks, etc.). S. F. 473, judiciary.
- Consumer fraud, penalty. H. F. 594, Taylor, et al.
- Allow holder of a bad check to file charges against the drawer at once. H. F. 599, Freeman.
- Permit court to seal arrest and juvenile records for acts committed by persons under 18. H. F. 619, Schwieger.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.
- City and town ordinances, need not be read in full if. H. F. 625, judiciary.
- Omit material from section 43.83 re elections to fill vacancies in General Assembly. S. F. 485, judiciary.
- Strike reference to superior court and insert "municipal court," re debts and debtors, judgments, etc. H. F. 646, Monroe.
- Lien of unpaid inheritance tax effective for 20 years, tax appraisals not necessary unless, etc. S. F. 500, judiciary.
- Collection of court costs re appeals. H. F. 675, judiciary.
- Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.
- Tort claims act, clarify original intent. S. F. 520, judiciary.
- Legalize purchase of real estate by state historical society. S. F. 533, judiciary.
- Manner in which court reporters are compensated. S. F. 534, judiciary.
- Authorizing supplements to salaries for county attorneys, sheriffs, etc. from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S.
- Appointment and election of judicial nominating commissioners. S. F. 549, judiciary.
- Legalize and validate procedures of Poweshiek County board of supervisors for repair and remodeling of the jail. H. F. 716, judiciary.
- Requests of peace officers for blood tests under implied consent law need not be written. H. F. 718, judiciary.



Authorize highway commission to acquire existing interstate bridges, to complete, improve, repair, or reconstruct interstate bridges, etc.—also issue bonds therefor. H. F. 735, judiciary.

**JUNKYARDS—**

(Also See Dealers, sub-ref. Junk)

**General**

Junkyards along highways, "Iowa Junkyard Beautification Act." H. F. 734, transportation.

**JURIES—**

**General**

Increase fees and mileage allowances of jurors. H. F. 67, Holden.  
 Transfer jurors from one jury session to another. S. F. 103, Gaudineer.  
 Increase compensation of appointive jury commissioners. S. F. 132, Curran and Messerly; H. F. 276, Hansen.  
 Establishment of a second grand jury in certain counties, appointment of assistant clerks in such counties. S. F. 133, judiciary.  
 Increase juror fees and mileage allowances. S. F. 167, Gaudineer.  
 State grand jurors, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)  
 Eliminate certain exemptions from jury duty, etc. H. F. 591, Johnston, et al.  
 State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

**JUSTICES OF THE PEACE—**

(See Officers)

**JUVENILES—**

(See Minors)

**LABELING—**

**General**

Labeling of seed corn containers. H. F. 287, Rex, et al.

**LABOR—**

(Also See Migrant Laborers)

**General**

Compensation for public representatives serving on committee on child labor. H. F. 63, Lipsky.  
 Private employment agency fees, appeals. S. F. 117, Thordsen, et al. H. F. 156, Ellsworth, et al. (Same as S. F. 566)  
 Allows persons 14 and 15 years to work in certain occupations, badge no longer required, etc. H. F. 171, Drake, et al.  
 Carbon tetrachloride fire extinguishers not approved for use in migratory labor camps. H. F. 219, social services.  
 Appeals to employment safety commission, actions of labor commissioner upheld if 5 affirmative votes. H. F. 245, Kehe and Waugh.  
 Force or violence used to prevent any person from pursuing any lawful employment, etc., a felony. H. F. 265, Grassley, et al.  
 Child labor, detasselling, etc. S. F. 313, Potgeter, et al.; H. F. 473, human and industrial relations. S.  
 Negotiation proceedings of public agencies may not be open to public. S. F. 323, Davis and Doderer.  
 Eliminate detailed report requirements by bureau of labor, and eliminate requirement that one factory inspector be a woman. S. F. 372, Potgeter.  
 Prohibit the employment of outsiders to take part in any labor dispute. H. F. 415, Welden, et al.  
 Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.  
 Establish a labor relations board, unfair labor practices, penalties. S. F. 412, Tapscott, et al.  
 Certain injunctions issued in labor disputes. S. F. 422, Robinson, et al.  
 Establish uniform procedures for payment of wages by employers, settling disputes, penalties. S. F. 423, Robinson, et al.; H. F. 645, Gluba; S. F. 496, Walsh. S.  
 Increase term of labor commissioner. H. F. 511, Bennett.  
 Age discrimination in employment. S. F. 516, social services.  
 Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)  
 Committee on child labor, appropriation to members of. S. F. 589, appropriations.  
**Bureau**  
 Increase fees charged by bureau of labor for certificates of inspection, boilers. S. F. 98, Curran, et al.; H. F. 186, Shaw, et al.  
 Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hanson, et al.; S. F. 342, Riley, et al.  
 Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.  
 Create elevator safety division of the bureau of labor, inspection of elevators, dumbwaiters, escalators, etc., fees and penalties. H. F. 542, Jesse.

Transfer migratory labor camp inspections from department of health to bureau of labor. H. F. 634, Dougherty, et al.  
 Appropriate to bureau of labor. S. F. 576, appropriations.  
 Labor, bureau of, statutory salary of commissioner. H. F. 739, appropriations.

#### Unions

Collective bargaining in public employment. S. F. 52, Nicholson, et al.; H. F. 366, Pelton, et al.; S. F. 387, human and industrial relations. S.  
 Membership in labor unions. H. F. 433, Bennett and Ellsworth; S. F. 421, Robinson, et al.  
 Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 475, Potgeter. (Same as S. F. 567)  
 Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 567, human and industrial relations. (Same as S. F. 475)

### LABOR RELATIONS BOARD—

#### General

Establish a labor relations board, unfair labor practices, penalties. S. F. 412, Tapscott, et al.

### LAKES—

#### (Also See Water)

#### General

Conservation commission may establish uses and fees for use of state-owned land bordering on streams or lakes, zoning. S. F. 95, Kennedy, et al.; H. F. 410, Shaw and Drake.  
 Designating a certain water area of the Wapsipinicon river as an artificial lake. S. F. 287, Robinson; H. F. 437, Lipsky.  
 Impose fees for use of certain state recreational areas, penalties. S. F. 346, Erskine; H. F. 422, Tieden; H. F. 577, conservation and recreation. S.

### LAND—

#### (Also See Property and/or Real Estate)

#### General

Legal description of land remaining after condemnation or purchase, furnished by purchaser. H. F. 25, Holden et al.; S. F. 22, Briles, et al.  
 Assessment of agricultural property, eliminate productivity, etc. H. F. 81, Uban.  
 Conservation commission may establish uses and fees for use of state-owned land bordering on streams and lakes, zoning. S. F. 95, Kennedy, et al.; H. F. 410, Shaw and Drake.  
 Subdivisions of land, in-state or out-of-state, must file with real estate commission, penalties. S. F. 111, Neu, et al.; H. F. 220, Shaw, et al.  
 Improvements in drainage and levee districts. S. F. 137, Keith.  
 Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter). S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.  
 Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.  
 Authorize cities and towns to acquire land by lease for park purposes, bonds. S. F. 256, cities and towns.  
 Establish weather modification board in counties, petitioned, levy tax. S. F. 260, Briles.  
 Extend definition of "land" that may be used for public recreation, include commercial and industrial. H. F. 355, Roorda.  
 Committee to study developing Iowa land use proposals. H. C. R. 25; H. J. 576.  
 Forest and fruit tree reservations assessed in same manner as other agricultural land. H. F. 426, Stromer, et al.  
 Prohibit operation of certain motor vehicles upon improved lands, penalty. H. F. 444, Doyle.  
 Public recreation on private lands, include snowmobiling, etc. H. F. 446, Scott.  
 Levee and drainage districts, annexation of additional lands, may cross county lines. H. F. 503, Waugh.  
 Allow county conservation boards to purchase land on a deferred payment plan when authorized by board of supervisors. H. F. 514, Alt, et al.  
 Legalize sale of certain land in Henry County. H. F. 516, Strothman.  
 Create committee to study use of land and other related resources. H. J. R. 14, Iowa development.  
 Permit city or town to levy, on agricultural land, for street purposes a millage rate equal to county levy for secondary roads. H. F. 595, cities and towns.  
 Partition fences. H. F. 612, Stromer, et al.  
 Sale of agricultural land by social services. H. F. 640, Mayberry.  
 Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.  
 Prohibit littering on any private or public land or water, penalties. H. F. 714, Kelly.

**LAUNDRIES—****General**

- Repeal service tax on coin-operated laundries. S. F. 128, Walsh, et al.; H. F. 339, Ellsworth, et al.  
 Security measures for customers of self-service laundry and dry cleaning establishments, penalties. S. F. 409, Potter.

**LAW ENFORCEMENT—****General**

- Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
 Establishment of regional correction centers. H. F. 3, Drake, et al.; S. F. 2, Smith, et al.  
 Confiscation of motor vehicles, unlawful transportation of drugs. H. F. 58, Doyle, et al.  
 Obscenity, punishment for violations thereof. S. F. 54, Kennedy.  
 Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.  
 Penalty for unlawful use of temporary and instructional driving permits. H. F. 82, Doyle.  
 College of criminal justice be established at University of Northern Iowa. S. C. R. 9; S. J. 99, 178.  
 Increase fines for misuse of guns and firearms. H. F. 90, Mendenhall.  
 Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
 Prohibit manufacture, distribution, possession, etc. by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.  
 Require persons accused of having committed crimes together stand trial together, unless. H. F. 178, law enforcement.  
 Grant immunity to witnesses testifying in criminal proceedings. H. F. 180, law enforcement; S. F. 283, Gaudineer. S.  
 State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)  
 College of criminal justice be established at University of Northern Iowa. H. C. R. 14; H. J. 287, 1704.  
 Define criminal trespass, penalties. S. F. 188, judiciary.  
 Definition of alcoholic beverages re operation of a motor vehicle by an operator under the influence of. H. F. 195, Holden, et al.  
 Establish uniform statewide telephone number for police and fire departments. H. F. 207, Priebe, et al.  
 Regulation of assemblages of persons, certain acts unlawful, penalties. S. F. 194, Kennedy, et al.; H. F. 292, Knoblauch.  
 False alarms, fire, explosion, or other. H. F. 240, Knoke.  
 Motor vehicle registration cards need not be plainly seen without entering car. S. F. 231, Coleman; H. F. 454, Millen.  
 Establish office of district attorney. S. F. 232, Mowry; H. F. 338, Grassley, et al.  
 Reporting of vehicle accidents, \$200. H. F. 258, Kreamer.  
 Traffic control signals, right turns may be made if sign indicates. H. F. 262, Wells, et al.; S. F. 293, law enforcement. S.  
 Force or violence used to prevent any person from pursuing any lawful employment, etc., a felony. H. F. 265, Grassley, et al.  
 Issuance and use of distress flags by handicapped persons, penalties. H. F. 268, Dunton.  
 Additional penalties for commission of, or attempt to commit crimes when armed with firearms. H. F. 280, Fischer of Grundy.  
 Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.  
 Issue wine licenses to restaurants, fee. H. F. 306, Rodgers, et al.  
 Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.  
 Insert in Code the text of the probation and parole compact. H. F. 326, social services.  
 Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. S. C. R. 17; S. J. 357, 383.  
 Urge crime commission designate a portion of federal funds received to the University of Northern Iowa for establishing and operating a college of criminal justice. H. C. R. 19; H. J. 443.  
 Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.  
 Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.  
 Sale of alcoholic beverages by certain liquor licensees and beer permittees on Sunday, fees. H. F. 345, Shaw, et al.  
 Defining bingo, conduction of, etc., penalties. H. F. 348, Ellsworth.  
 Reduce stay of revocation or suspension of operators' or chauffeurs' licenses, 60 days. S. F. 333, law enforcement.  
 Require higher bail for persons accused of violent crimes. S. F. 335, Mowry and Briles; H. F. 496, Knoke. S.

- Increase penalties for the operation of coin machines by false means. H. F. 374, Waugh and Strand; S. F. 360, Thordsen, et al.
- Prohibit manufacture, distribution, possession, etc., of devices designed for interception of wire or oral communications, penalties and right to recovery. H. F. 404, Fischer of Grundy and Skinner.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Reduce penalty for malicious injury to buildings and fixtures. H. F. 475, Johnston.
- Extension of operators' and chauffeurs' licenses for persons separated from military service. H. F. 479, law enforcement.
- Prohibit sale or distribution of certain beverages in certain disposable containers, penalty. H. F. 485, Rodgers, et al.
- Hearings on revocation or denial of driving privileges, 20 days. H. F. 490, law enforcement.
- Benefits under peace officers' retirement system. S. F. 402, law enforcement.
- Justifiable defense of person or property, indemnification or reimbursement by state. S. F. 405, Graham.
- Prohibit operation of certain motor vehicles upon improved lands, penalty. H. F. 444, Doyle.
- Homicide by vehicle, penalties. H. F. 508, Kreamer.
- Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.
- Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)
- Vehicular homicide, penalties. H. F. 512, Pelton and Fischer of Grundy.
- Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.
- Security guards required to have training. H. F. 529, Doyle.
- Storage of dynamite and dynamite caps, penalty. H. F. 532, Priebe.
- Acts which threaten violence toward another considered public offenses, penalties. H. F. 543, Schwieger.
- Allow peace officers to close public highways when hazardous conditions exist, penalty. H. F. 561, Trowbridge.
- Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.
- Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.
- Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.
- Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.
- Allow holder of a bad check to file charges against the drawer at once. H. F. 599, Freeman.
- Railroads notify law enforcement agencies and commerce commission shipment of dangerous materials, penalties. H. F. 604, Blouin, et al.
- Crime commission designated as law enforcement planning agency, also under governor only, and add chief of highway patrol. H. F. 649, state government; S. F. 507, state government.
- Justices of the peace, number of per county, salaries, appointment and removal, etc.—abolish position of constable. H. F. 653, Grassley, et al.
- Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.
- Disposal of abandoned motor vehicles, etc. H. F. 671, environmental preservation.
- Status of law-enforcement officers appointed by conservation commission. H. F. 680, conservation and recreation.
- Hours during which alcoholic liquor and beer may be sold. H. F. 685, Gluba, et al. (Similar subject matter as H. F. 345)
- Establish a county law enforcement unit. H. F. 689, Taylor, et al.
- State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)
- Requests of peace officers for blood tests under implied consent law need not be written. H. F. 718, judiciary.
- Effective date of S. F. 250, motor vehicle odometers, to be January 1, 1972. S. F. 571, law enforcement.
- Training Academy**
- Establish a college education program for law enforcement officers. H. F. 481, Lipsky.
- Law enforcement academy, capital improvements, appropriations to. S. F. 555, appropriations.
- Appropriate to law enforcement academy. S. F. 576, appropriations.
- Law enforcement academy, statutory salary of director. H. F. 739, appropriations.

**LAW LIBRARY—**  
(See Libraries)

**LEAGUE OF IOWA MUNICIPALITIES—**

**General**

- Prohibit League of Iowa Municipalities, nonprofit corporations, agents, departments of state, etc., from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.

**LEASING—****General**

Leasing of property by conservation commission. H. F. 14, Shaw, et al.; S. F. 10, Curran and Kennedy.

**LEAVES OF ABSENCE—****General**

Leaves of absence for persons elected to public office. S. F. 266, Robinson and Doderer; H. F. 361, Ewell, et al.

Leave of absence for state employees, also sick leave. H. F. 617, Andersen, et al.

**LEGAL ACTION—**

(See Court, all sub-refs.)

**LEGAL COUNSEL—**

(See Attorneys)

**LEGALIZING AND ENABLING ACT—****General**

Legalize proceedings of the city of DeWitt, Clinton County. S. F. 71, Shaff; H. F. 83, Camp.

Legalize and validate proceedings of Red Oak, Montgomery County, purchase of property for off-street parking. S. F. 129, Bass.

Legalize and validate proceedings of board of directors of Iowa Lakes Community College (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Keith.

Legalize and validate procedures re sale of real estate by West Marshall Community School District, Marshall and Story Counties. S. F. 277, Mowry. Members of General Assembly submitting legalizing acts. H. C. R. 20; H. J. 470.

Legalize proceedings of the town council of Peterson, Clay County, special assessments and issuance of street improvement bonds. S. F. 425, Milligan.

Legalize sale of a portion of the Wright school site, Des Moines, Polk County. S. F. 426, Milligan; H. F. 555, Kreamer.

Legalize proceedings of Delaware township trustees, Polk County, certain elections authorizing a tax levy for fire protection purposes and issuance of bonds. H. F. 515, Skinner.

Legalize sale of certain land in Henry County. H. F. 516, Strothman.

Legalize authorization and issuance of water revenue bonds, Bussey. H. F. 557, cities and towns; S. F. 469, cities and towns.

Legalize intergovernmental corporation boundary agreement between Clive and Windsor Heights. H. F. 565, Alt.

Legalize and validate proceedings for the establishment, organization, etc., boundaries of merged area school systems. S. F. 529, Walsh.

Legalize purchase of real estate by state historical society. S. F. 533, judiciary. Remodeling of the Hardin County courthouse, Eldora, legalize proceedings of board of supervisors. S. F. 539, state government.

Legalize and validate procedures of Poweshiek County board of supervisors for repair and remodeling of the jail. H. F. 716, judiciary.

**LEGISLATIVE COUNCIL—****General**

Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 62, Hill and Neu.

Office space for members of the General Assembly. H. F. 302, Kennedy.

Committee to study and determine need of revising and updating state housing code, enforcement, etc., submit report. S. C. R. 18; S. J. 358, 565 adopted; H. J. 675.

Committee to study state environmental programs, etc., submit report. S. C. R. 31; S. J. 806.

Employment of legislative staff. H. F. 667, Cochran.

That all resolutions calling for interim studies not adopted by both houses be delivered to the president pro tempore and speaker of the House and the legislative council determine priorities, etc. S. C. R. 46; S. J. 1355, 1360 adopted; H. J. 2049, 2076 adopted.

**LEGISLATIVE FISCAL DIRECTOR—****General**

Powers and duties of the budget and financial control committee, fiscal director. S. F. 153, Gaudineer.

Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 62, Hill and Neu.

Legislative fiscal director prepare and submit, to each legislator, a monthly report on current status of revenue income and departmental expenditures, etc. H. F. 497, Hansen.

Members of committee on appropriations appointed to budget and financial control committee. H. F. 679, Pelton.

**LEGISLATIVE SERVICE BUREAU—****General**

Appropriate to legislative service bureau. S. F. 576, appropriations.

**LEGISLATURE—**

(See General Assembly)

**LEVEE—**

(See Drainage Districts)

**LIABILITY—****General**

- County not liable for hazardous condition, etc. on property bought at tax sale. H. F. 104, Schroeder, et al.
- Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.
- Person legally liable for support of a youth also liable to state for support at a training school. S. F. 113, Smith, et al.
- Recovering cost of institutionalization at training schools from inmate's income. S. F. 126, Smith, et al.
- Support of the mentally ill. S. F. 131, Potgeter, et al.; H. F. 188, Rex, et al.
- Liability for support of persons committed to mental health institutes. H. F. 166, Logemann.
- Commission of hospitalization and clerk of district court not liable in admitting persons to mental health facilities. S. F. 181, Arbuckle, et al.; H. F. 264, Campbell, et al.
- Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.
- Tort liability due to acts or omissions of directors, officers, etc. of nonprofit corporations. H. F. 414, Kreamer.
- Liability for negligence in rendition of services re donating of blood, human tissues, etc. H. F. 556, Shaw.
- Evaluation of professional services and conduct by physicians, etc. of another physician, etc., protected from liability for civil damages. H. F. 569, Clark, et al.
- Property unlawfully placed on public or private property (motor vehicle or other) removed without liability to owner. S. F. 476, Riley.
- Imposing damage liability for unlawful destruction, etc. of wildlife owned by the state. H. F. 726, conservation and recreation.

**LIBRARIES—**

(Also See Schools, sub-ref. Libraries)

**General**

- Qualifications of certain state librarians. H. F. 16, Fisher of Greene, et al.; S. F. 47, Neu and Curran.
- Abolish state library board of trustees, establish library board, also executive director of same and curator, history and archives. S. F. 74, Neu, et al.; H. F. 179, Shaw, et al.
- Taxation of private and professional libraries. S. F. 361, Potgeter.
- Conditions of withdrawal from a county library district. H. F. 621, Taylor; S. F. 530, county government.
- Appropriate to law, medical and traveling libraries. S. F. 576, appropriations.
- Law library, statutory salary of librarian. H. F. 739, appropriations.
- Medical library, statutory salary of librarian. H. F. 739, appropriations.
- Traveling library, statutory salary of director. H. F. 739, appropriations.

**LICENSES—****General**

- Regulation of industrial loan companies. H. F. 7, Shaw, et al.; S. F. 44, Curran, et al.
- Establish chiropractic examining board fund, increase license renewal fee. S. F. 138, Miller.
- Regulation of assemblages of persons, certain acts unlawful, penalties. S. F. 194, Kennedy, et al.; H. F. 292, Knoblauch.
- Prohibit advertising practices by chiropractors, penalty. S. F. 199, Coleman, et al.; H. F. 303, Curran, et al.
- Penalty for practicing cosmetology without a license. H. F. 223, social services.
- Licensing of insurance adjusters, penalties. S. F. 211, commerce.
- Licenses for professional boxing and wrestling matches. S. F. 223, Briles; H. F. 562, Fischer of Grundy, S.
- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Licensing of funeral homes. S. F. 306, social services.
- Increase fees charged for insurance agent licenses. H. F. 365, Egenes and Ellsworth; H. F. 505, ways and means. S.
- Committee to study application forms for licenses of the departments requiring same and suggest revisions. S. C. R. 22; S. J. 420, 419, 902.
- Vending of foods and beverages, penalty. S. F. 334, agriculture.

- Standards for ambulance services, penalties. S. F. 352, Potter and Riley; H. F. 425, Pelton and Lipsky.
- Purchasers and transporters of unprocessed grain licensed by commerce commission, penalties. S. F. 400, Pierson, et al.
- Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.
- Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.
- Licensing of dogs, county required to, also pay cities and towns for lost revenue, etc. H. F. 500, Ellsworth and Radl.
- Fees charged for insurance agent licenses, make act retroactive. H. F. 505, ways and means. (Similar to H. F. 365)
- Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.
- Establish board of optometry, restructure operations, etc. of present board. H. F. 524, Freeman, et al.
- Regulation of the sale of prearranged or prepaid funeral services, etc., penalties. S. F. 434, Walsh and Tapscott.
- Cosmetology, require licensing of beauty salons, allow cutting of men's hair. S. F. 437, Van Drie, et al.; H. F. 540, Christensen, et al.
- Permit counties to license all business or industry dealing with general public. H. F. 641, Taylor, et al.
- Establish a board of licensed accountants, penalties. H. F. 656, Norpel, et al.
- Agriculture**
- Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.
- Restaurants and grocery stores exempt from obtaining meat and poultry inspection licenses. H. F. 55, Radl.
- Bonding of operators of slaughterhouses, agents, dealers, etc., penalties. H. F. 160, Stromer, et al.; H. F. 391, agriculture.
- Supplement the federal laboratory animal welfare act, provide standards for the care of animals, etc., penalties. H. F. 389, Radl, et al.; S. F. 435, Walsh and Riley.
- Eradication of hog cholera and control eradication of the swine diseases. S. F. 392, agriculture.
- Drivers**
- Examination of persons, moving violations, traffic laws. H. F. 75, Lipsky.
- Penalty for unlawful use of temporary and instructional driving permits. H. F. 82, Doyle.
- Unlawful use of a driver's license, driving without a license, etc., punishable by imprisonment. S. F. 251, Kennedy.
- Eighteen, minimum age of taxicab drivers. S. F. 253, Tapscott and Carlson.
- Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.
- Revocation of drivers license, two convictions of reckless driving within a period of two years. S. F. 281, Gaudineer.
- Reduce stay of revocation or suspension of operators' or chauffeurs' licenses, 60 days. S. F. 333, law enforcement.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Extension of operators' and chauffeurs' licenses for persons separated from military service. H. F. 479, law enforcement.
- Hearings on revocation or denial of driving privileges, 20 days. H. F. 490, law enforcement.
- Require operators' and chauffeurs' licenses obtained or renewed after January 1, 1972, bear a color photograph of licensee, increase fee. H. F. 538, Trowbridge.
- Restricted driving privileges for a person whose operator's or chauffeur's license has been revoked, penalties. H. F. 655, law enforcement.
- Fees**
- Increase county dog license fees, and disposition of dogs. S. F. 92, Mowry; H. F. 224, Miller.
- Fish and Game**
- Persons over 64 may fish without a license. H. F. 158, Ellsworth and Taylor.
- Increase fee for duplicate hunting and fishing licenses. H. F. 206, county government; S. F. 216, county government.
- Increase fish and game licenses and fees. H. F. 573, conservation and recreation. (Similar subject matter as S. F. 473)
- Combined hunting and fishing licenses issued to residents 65 years of age or older remain valid lifetime of the licensee. S. F. 457, Walsh.
- Increase fish and game licenses and fees. S. F. 478, conservation and recreation. (Similar subject matter as H. F. 573)
- Increase fees for certain hunting and fishing licenses. H. F. 611, Larson.
- Hunting**
- Provide hunting-safety education, penalty. S. F. 79, Miller, et al.; H. F. 133, Monroe, et al.
- Issuance of special deer hunting licenses to spouse of landlords and tenants. S. F. 218, Potgeter.

Each landowner and tenant may receive one license for deer hunting, also limit those licenses. S. F. 385, Conklin.  
 Increase fish and game licenses and fees. H. F. 573, conservation and recreation. (Similar subject matter as S. F. 478)  
 Combined hunting and fishing licenses issued to residents 65 years of age or older remain valid lifetime of the licensee. S. F. 457, Walsh.  
 Increase fish and game licenses and fees. S. F. 478, conservation and recreation. (Similar subject matter as H. F. 573)  
 Increase fees for certain hunting and fishing licenses. H. F. 611, Larson.

#### **Liquor**

Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.  
 Time during which alcoholic liquor and beer may be delivered, sold, and consumed. S. F. 169, Thordsen, et al.  
 Issue wine licenses to restaurants, fee. H. F. 306, Rodgers, et al.  
 Sale of alcoholic beverages by certain liquor licensees and beer permittees on Sunday, fees. H. F. 345, Shaw, et al.  
 Sale and distribution of wine, 17 percent alcohol, penalties. S. F. 443, Walsh, et al.; H. F. 674, Trowbridge, et al.

#### **Marriage**

Issuance of marriage licenses, 3-day waiting period may be waived. S. F. 201, county government.  
 "Thorough" physical not required for marriage license. H. F. 308, social services.  
 Obtaining a test showing either susceptibility or immunity from rubella, condition to obtaining a marriage license. S. F. 303, Conklin.

#### **Medical—Professional**

Establishing a psychology examining board and registration of psychologists. H. F. 163, Alt; S. F. 241, Van Drie and Doderer. S.  
 Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.  
 Revocation or suspension of chiropractic license. H. F. 337, Schwieger and Norpel; S. F. 309, Davis, et al.  
 Licensing for the practice of the healing arts, graduated from accredited school or college. H. F. 383, Larson.  
 Regulation, licensing and control of the dispensing of optical devices. H. F. 627, Ellsworth, et al.; S. F. 489, Walsh.

#### **Motor Vehicles**

Travel trailers, exclude weight limitation, increase length—speed limits, etc. S. F. 314, Keith and DeKoster; H. F. 386, Waugh, et al.  
 Provide for use of stickers to annually update the three-year registration plates. S. F. 433, state government.

#### **Real Estate**

Renewal of licenses for real estate salesmen and brokers. H. F. 534, Doyle.  
 Licensing of real estate apprentice salesmen. S. F. 447, Walsh, et al.

#### **LIENS—**

##### **(Also See Federal Tax Liens)**

##### **General**

Increase cost of filing mechanic's lien. S. F. 36, county government; H. F. 84, county government.  
 Liens on real estate owned by old age assistance recipients. H. F. 80, Christensen.  
 Changing procedures for enforcement of an artisan's lien. H. F. 167, Logemann.  
 Mechanics' Liens—contractors—retailer notify owner of property. H. F. 469, Millen, et al.  
 Lien of unpaid inheritance tax effective for 20 years, tax appraisals not necessary unless, etc. S. F. 500, judiciary.

#### **LIEUTENANT GOVERNOR—**

##### **General**

Lieutenant governor and each senator authorized to appoint a competent secretary. S. R. 1; S. J. 11 adopted.  
 Adjournment Thursday afternoon, January 14, 1971, reconvene 10:00 a.m., Monday, January 18, 1971. H. C. R. 4; H. J. 71 adopted; S. J. 62 adopted.  
 Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.  
 Salaries and expenses of members of the General Assembly and lieutenant governor. H. F. 371, Pelton.  
 Lieutenant governor, executive assistant to governor—Senate choose president. S. J. R. 8, Milligan.  
 Appropriate to lieutenant governor. S. F. 576, appropriations.

#### **LIGHTS—**

##### **(Also See Advertising, sub-ref. Lights)**

##### **General**

Slow-moving vehicle warning devices, flashing amber lights. H. F. 46, Rex.  
 Require use of flashing signal lights and stop arms by school buses in cities and towns. S. F. 168, Conklin; H. F. 199, Ewell and Schwieger.



Traffic control signals, right turns may be made if sign indicates. H. F. 262, Wells, et al.; S. F. 293, law enforcement. S.  
 Emergency vehicles owned by a city or town may use flashing blue or red lights. H. F. 319, Doyle and Rodgers.  
 Flashing emergency lights on motor vehicles. H. F. 658, transportation.

**LIQUIDS—**

**General**

Definition of flammable liquids. H. F. 325, Holden. (Similar to H. F. 668, social services.)  
 Definition of flammable liquids. H. F. 668, social services. (H. F. 325 similar)

**LIQUOR—**

(See Alcoholic Beverages)

**LIQUOR CONTROL COMMISSION—**

**General**

Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.  
 Increase fee charged for a class "A" beer permit. H. F. 176, Larson.  
 Increase tax on beverages containing alcohol. S. F. 514, ways and means.  
 Appropriate to liquor control commission. S. F. 576, appropriations.  
 Liquor control commission, capital improvements, appropriation. H. F. 736, appropriations.  
 Liquor control commission, statutory salary of each commissioner. H. F. 739, appropriations.

**LITTERING—**

**General**

Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.  
 Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.  
 Prohibit sale or distribution of certain beverages in certain disposable containers, penalty. H. F. 485, Rodgers, et al.  
 Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.  
 Littering of highways, penalty for deliberate. S. F. 494, Walsh.  
 Prohibit littering on any private or public land or water, penalties. H. F. 714, Kelly.

**LIVESTOCK—**

(See Animals)

**LOAN COMPANIES—**

(Also See Savings and Loan and/or Building and Loan Associations)

**General**

Regulation of industrial loan companies. H. F. 7, Shaw, et al.; S. F. 44, Curran, et al.

**LOANS—**

**General**

Establish an environmental pollution control loan authority. H. F. 61, Winkelman.  
 Amount of money which can be loaned to a parolee from parole relief fund. H. F. 289, social services.

**LOBBYISTS—**

**General**

Financial and other disclosures by persons and organizations engaged in lobbying. S. F. 34, Glenn.  
 Prohibit league of Iowa municipalities, nonprofit corporations, agencies departments of state, etc. from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.

**LONGEVITY—**

**General**

Longevity pay increases, highway commission employees or any person subject to merit system, etc. H. F. 630, Andersen, et al.

**LOTTERIES—**

**General**

Repeal lottery prohibition (H. J. R. 10 adopted 1970). H. J. R. 8, Ellsworth; S. J. R. 3, Walsh.

**MACHINERY—**

**General**

Machinery or equipment for soil conservation work also excluded from restrictions on highway. S. F. 238, Balloun.

**MAGISTRATES—****General**

Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.

**MAIL—****General**

Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Weiden, et al.  
Provide for all-weather, surfaced, mailbox turnouts. H. F. 161, Christensen, et al.  
Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.

**MANUFACTURING—****General**

Establish a state building code. H. F. 6, Camp, et al.  
Prohibit manufacture, distribution, possession, etc. by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.  
Prohibit manufacture, distribution, possession, etc. of devices designed for interception of wire or oral communications, penalties and right to recovery. H. F. 404, Fischer of Grundy and Skinner.

**MARIJUANA—**

(See Narcotics and/or Drugs)

**MARKETING—****General**

Abolish marketing division of the department of agriculture, transfer duties to development commission and secretary of agriculture. S. F. 88, Neu and Curran; H. F. 147, Shaw; S. F. 504, state government.  
Update references in Code, Iowa Poultry Association, Inc. H. F. 384, Rex.

**MARRIAGE—****General**

Only the index of a dissolution of marriage docket available to public. S. F. 191, judiciary.  
Issuance of marriage licenses, 3-day waiting period may be waived. S. F. 201, county government.  
Disbursement of support money. H. F. 324, Schwieger.  
Obtaining a test showing either susceptibility or immunity from rubella, condition to obtaining a marriage license. S. F. 303, Conklin.  
Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.  
Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.  
Married students may attend public schools and participate in extracurricular activities. S. F. 394, Doderer, et al.  
Support payments under a divorce, etc., employer required and liable to withhold payments. H. F. 447, Knoke.  
Release and consent requirements in child placement and adoption proceedings. H. F. 506, Pelton.  
Female under legal age for marriage, if pregnant or has child may apply for permission to marry. H. F. 537, Kelly.

**MATERIALS—****General**

Exempt certain industrial materials and equipment from retail sales and use taxes. S. F. 166, Walsh; H. F. 459, Lawson.  
Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.

**MEAT AND POULTRY—**

(See Foods)

**MEDICAL—PROFESSIONAL—****General**

Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
Equal insurance proceeds payable to medical practitioners, equal services. S. F. 106, Miller.  
Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
Kidney disease program, appropriation. S. F. 125, Smith, et al.; H. F. 221, Roorda, et al.; S. F. 590, appropriations. Very similar.  
Costs of performing an autopsy. H. F. 137, Grassley and Trowbridge.  
Establish a midwestern medical education board, appropriation. S. F. 154, Walsh, et al.; H. F. 316, Tieden, et al.  
Licensing and regulation of hearing aid dealers, penalties. S. F. 184, Nicholson, et al.; H. F. 239, Lawson, et al.  
Waiver of the basic science examination. S. F. 198, Miller.  
Admission to University of Iowa college of medicine. H. F. 341, Campbell.

- Permit abortions in certain instances, penalty. S. F. 344, Potgeter.  
 Allow injured employees, workmen's compensation, select doctor who treats them. S. F. 357, Palmer, et al.  
 Licensing for the practice of the healing arts, graduated from accredited school or college. H. F. 383, Larson.  
 Benefits under peace officers' retirement system. S. F. 402, law enforcement.  
 Construction of the college of osteopathic medicine and surgery, appropriation for. S. F. 404, Tapscott, et al.; H. F. 513, Kreamer, et al.  
 Testing of newborn babies for sickle cell anemia. H. F. 460, Franklin.  
 Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.  
 Inspection of patients' records. H. F. 533, Kelly.  
 Liability for negligence in rendition of services re donating of blood, human tissues, etc. H. F. 556, Shaw.  
 Evaluation of professional services and conduct by physicians, etc. of another physician, etc., protected from liability for civil damages. H. F. 569, Clark, et al.  
 Obstetrical assistance for persons 18 years of age and older without permission of parents, etc. S. F. 453, Tapscott.  
 Voluntary sterilization, penalty. S. F. 465, Conklin.  
 Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.  
 Evaluation of emotional stability of parents or guardians, neglected, dependent, etc., children—court require psychiatric examination, etc. H. F. 624, Schwieger and Knoke.  
 Repeal basic science examination requirements, abolish board. S. F. 486, Conklin.
- Chiropractors**  
 Prohibit advertising practices by chiropractors, penalty. S. F. 199, Coleman, et al.; H. F. 303, Cochran, et al.  
 Establish a statutory definition of the practice of chiropractic. S. F. 271, Smith and Kennedy.  
 Revocation or suspension of chiropractic license. H. F. 337, Schwieger and Norpel; S. F. 309, Davis, et al.  
 Establish chiropractic examining board fund, increase license renewal fee. S. F. 138, Miller.
- Optometry**  
 Removal of eyes after death for licensed funeral directors or embalmers. S. F. 143, Milligan, et al.; H. F. 170, Tieden, et al.  
 Protective eyeglass lens and frames, penalty. S. F. 289, Doderer and Conklin; H. F. 578, Schwieger and Larson.  
 Establish board of optometry, restructure operations, etc., of present board. H. F. 524, Freeman, et al.  
 Regulation, licensing and control of the dispensing of optical devices. H. F. 627, Ellsworth, et al.; S. F. 489, Walsh.
- Osteopathy**  
 Termination of a pregnancy, penalties. S. F. 114, Conklin; H. F. 134, Moffitt.  
 Construction of the college of osteopathic medicine and surgery, appropriation for. S. F. 404, Tapscott, et al.; H. F. 513, Kreamer, et al.  
 College of osteopathic medicine and surgery, appropriation to executive council for. S. F. 593, appropriations.
- Physicians**  
 Doctors' assistants. S. F. 78, Tapscott, et al.; H. F. 92, Mayberry, et al.  
 Termination of a pregnancy, penalties. S. F. 114, Conklin; H. F. 134, Moffitt.  
 "Thorough" physical not required for marriage license. H. F. 308, social services.
- Psychology**  
 Establishing a psychology examining board and registration of psychologists. H. F. 163, Alt; S. F. 241, Van Drie and Doderer. S.
- MEDICAL EXAMINERS—**
- General**  
 Doctors' assistants. S. F. 78, Tapscott, et al.; H. F. 92, Mayberry, et al.  
 Blood tests of persons dying as a result of motor vehicle accidents, driver. S. F. 464, Conklin.
- MEMORIALS—**
- General**  
 Joint memorial session, Wednesday, April 28, 1971 at 7:30 p.m. H. C. R. 31; H. J. 810, 833 adopted; S. J. 718, 723 adopted.  
 Time change to April 27, 1971. H. J. 931; S. J. 837.
- MENTAL HEALTH—**  
 (See Health, sub-ref. Mental)
- MERCHANDISE—**
- General**  
 Purchaser of copper wire or walnut logs must have bill of sale. H. F. 651, Dougherty.

**MERIT SYSTEM—****General**

- Hiring of state employees, pay expenses. H. F. 11, Welden, et al.; S. F. 12, Curran and Neu.
- Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy et al.
- Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.
- Exempt summer employees from merit system, and provide work test appointments. H. F. 399, state government.
- Provide for a procedure, state employees to meet and confer with merit employment commission, wages, hours, benefits, etc., and terms of employment. H. F. 421, Fisher of Greene and Millen.
- Longevity pay increases, highway commission employees or any person subject to merit system, etc. H. F. 630, Andersen, et al.
- Status of law-enforcement officers appointed by conservation commission. H. F. 680, conservation and recreation.
- Motor fuel tax laws, certain enforcement duties transferred to highway commission. H. F. 684, ways and means.
- Appropriate to highway commission from primary road fund for expenses incurred in administering the merit employment system. S. F. 569, appropriations.
- Appropriate to merit employment department. S. F. 576, appropriations.
- Merit employment commission, statutory salary of director. H. F. 739, appropriations.
- That the merit employment commission and the director be directed to develop a proposed plan providing a uniform system of pay scales and fringe benefits for all state employees. H. C. R. 49; H. J. 2194.

**METROPOLITAN SERVICE CORPORATION—****General**

- Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.

**MIDWEST NUCLEAR COMPACT—****General**

- State to enter into the midwest nuclear compact. S. F. 338, Doderer, et al.; S. F. 365, Iowa development; H. F. 396, Kehe, et al.

**MIGRANT LABORERS—****General**

- Carbon tetrachloride fire extinguishers not approved for use in migratory labor camps. H. F. 219, social services.
- Require migrant workers register with state employment service, penalty. S. F. 452, Tapscott; H. F. 575, Gluba.
- Transfer migratory labor camp inspections from department of health to bureau of labor. H. F. 634, Dougherty, et al.

**MILEAGE—****General**

- Increase fees and mileage allowances of jurors. H. F. 67, Holden.
- Increase juror fees and mileage allowances. S. F. 167, Gaudineer.
- Regulation of odometers on motor vehicles, penalties. S. F. 250, Kyhl; H. F. 296, Nystrom.
- Increase maximum amount of mileage compensation paid to a county supervisor. H. F. 474, Dunton.
- Effective date of S. F. 250, motor vehicle odometers, to be January 1, 1972. S. F. 571, law enforcement.

**MILITARY—****General**

- Request Congress and the President of the United States to remove all military personnel from Southeast Asia by July 1, 1971. H. C. R. 12; H. J. 222, 266.
- That the Iowa legislature opposes the invasion of Laos. H. C. R. 15; H. J. 238, 321 tabled.
- Temporary or part-time employees of state, political subdivisions or cities and towns not entitled to military leave with pay or job status. H. F. 274, Ellsworth and Taylor.
- Provide an exemption from income tax for members of National Guard, duty and active service. H. F. 281, Ellsworth.
- Extension of tax exemptions to certain members of reserve components of armed forces. H. F. 282, Ellsworth.
- Request Governor Ray issue a proclamation designating the week of March 21 as "Iowa Concern for Prisoners of War Missing in Action Week." S. C. R. 16; S. J. 351, 401 adopted, 406; H. J. 497, 566 adopted.
- Extension of operators' and chauffeurs' licenses for persons separated from military service. H. F. 479, law enforcement.
- Commend the efforts of a delegation of concerned Iowans in their successful meeting with North Vietnamese officials. S. C. R. 29, S. J. 714.

Minimum age for appointment of commissioned and warrant officers in National Guard. H. F. 600, state government.  
That the U. S. withdraw all military personnel from Indo-China by the end of 1971. H. R. 8, H. J. 1399, 1954 tabled.

**MILITARY AFFAIRS—**

(See Military)

**MILLAGE—****General**

Ceiling on millage levies for 1971 by all taxing districts, with exceptions. S. F. 33, Griffin.  
Require voter approval for aviation authority to levy a one mill tax. H. F. 173, Schroeder.  
Counties may create an ambulance service expense fund. H. F. 234, Siglin and Rodgers.  
Property tax levy for ambulance service in certain counties. H. F. 328, Strothman.  
Increase tax levy for county hospitals. S. F. 355, Tapscott, et al.; H. F. 519, Hill, et al.  
Board of supervisors may levy up to one-fourth mill on property for county civil defense, etc. H. F. 91, Mendenhall.  
Permit city or town to levy, on agricultural land, for street purposes a millage rate equal to county levy for secondary roads. H. F. 595, cities and towns.

**MINING—****General**

State mine inspector shall be director, increase per diem compensation for board members. H. F. 210, Pierson, et al.  
Geological survey—natural resources council—mines and minerals, department of, appropriation to. S. F. 553, appropriations.  
Mines and minerals, department of, statutory salary of inspector. H. F. 739, appropriations.

**MINORS—****General**

Blood donors, 18 years or older. S. F. 3, Brownlee; H. F. 41, Middleswart and Freeman.  
Standard of proof for termination of the parent-child relationship. S. F. 29, Mowry.  
Allow prosecution of minors as adults for violation of beer and liquor laws, removes jurisdiction of juvenile courts. S. F. 43, Stephens.  
Compensation for public representatives serving on committee on child labor. H. F. 63, Lipsky.  
Obscenity, punishment for violations thereof. S. F. 54, Kennedy.  
Definition of indictable misdemeanors, contributing to juvenile delinquency. S. F. 58, Shaff; H. F. 249, Doyle, et al. S.  
Person legally liable for support of a youth also liable to state for support at a training school. S. F. 113, Smith, et al.  
Adoption of hard to place children. H. F. 164, Bray, et al.  
Allows persons 14 and 15 years to work in certain occupations, badge no longer required, etc. H. F. 171, Drake, et al.  
Unlawful to possess alcoholic beverages by minors in a motor vehicle. H. F. 250, Doyle, et al.  
Juveniles subject to same penalties for violation of fish and game laws. H. F. 251, Knoke.  
Juvenile court and referee along with judge determine interest re dependent, delinquent, etc. children, referee receive copy of Code. H. F. 267, Doyle and Kelly.  
Eligibility requirements for ADC, minors. H. F. 278, social services.  
Age of majority. H. F. 323, Larson and Blouin.  
Iowa income tax deduction for adoption expenses. H. F. 340, Kreamer; H. F. 387, Small, et al.  
Child labor, detasseling, etc. S. F. 313, Potgeter, et al.; H. F. 473, human and industrial relations. S.  
Child and wife desertion and penalty therefor. S. F. 331, Palmer.  
Support of mentally retarded children. S. F. 339, Curran; H. F. 416, Lawson.  
Issuance of new birth certificates for persons born outside the United States and adopted in Iowa. S. F. 354, DeKoster and Potgeter.  
Age requirements for admission to school. H. F. 441, Willits.  
Testing of newborn babies for sickle cell anemia. H. F. 460, Franklin.  
Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.  
Release and consent requirements in child placement and adoption proceedings. H. F. 506, Pelton.  
Female under legal age for marriage, if pregnant or has child may apply for permission to marry. H. F. 537, Kelly.  
Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.  
Obstetrical assistance for persons 18 years of age and older without permission of parents, etc. S. F. 453, Tapscott.

- Permit court to seal arrest and juvenile court records for acts committed by persons under 18. H. F. 619, Schwieger.  
 Evaluation of emotional stability of parents or guardians, neglected, dependent, etc., children—court require psychiatric examination, etc. H. F. 624, Schwieger and Knoke.  
 Workmen's compensation death benefits, dependent's age increased to 19, or H. F. 638, Ewell, et al.  
 Committee on child labor, appropriation to members of. S. F. 589, appropriations.

**MISDEMEANORS—****General**

- Definition of indictable misdemeanors, contributing to juvenile delinquency. S. F. 58, Shaff; H. F. 249, Doyle, et al. S.  
 Penalty for unlawful use of temporary and instructional driving permits. H. F. 82, Doyle.  
 Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
 Reduce penalty for violation of snowmobile regulations. S. F. 116, conservation and recreation; H. F. 202, conservation and recreation.  
 Disclosure of information learned during the preparation of tax returns, misdemeanor. H. F. 141, Norpel; S. F. 233, judiciary. S.  
 Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.  
 Powers and duties of the budget and financial control committee, fiscal director. S. F. 153, Gaudineer.  
 Local authorities designate snow routes, regulate traffic. H. F. 181, Alt, et al.; S. F. 353, cities and towns. S.  
 Real estate transactions, eliminate tax on, etc., penalty. S. F. 222, Stephens.  
 Issuance and use of distress flags by handicapped persons, penalties. H. F. 268, Dunton.  
 Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.  
 Child and wife desertion and penalty therefor. S. F. 331, Palmer.  
 Create Iowa corn marketing and research board, promote marketing of corn, excise tax for. S. F. 375, Stephens, et al.  
 Waiver of right to jury trial in indictable misdemeanor cases. H. F. 393, Johnston.  
 Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.  
 Misuse of food stamps, penalty. H. F. 439, Schwieger.  
 Penalties for false drawing and uttering of checks. H. F. 442, Doyle.  
 Taxation of credit cards, penalties. S. F. 429, Arbuckle.  
 Regulation of outdoor campaign advertising, penalty. H. F. 584, Logemann.

**MISSISSIPPI PARKWAY PLANNING COMMISSION—****General**

- Appropriation to Herbert Hoover foundation and Mississippi parkway planning commission. S. F. 487, appropriations.

**MOBILE HOMES—****General**

- Mobile homes and vehicles, movement of oversized. H. F. 48, Schroeder.  
 Tax assessments, mobile homeowners, notifications. S. F. 40, Van Gilst.  
 Taxation of mobile homes, same as real property. S. F. 65, county government.  
 Increase tax on mobile homes. H. F. 558, Dunton.

**MORTGAGES—****General**

- Update state Code to conform with federal regulations, savings and loan associations. H. F. 94, Alt, et al.; S. F. 118, Van Drie and DeKoster.  
 Marginal entries not required on mortgages. H. F. 140, Rex.  
 Taxation of real estate transfers, penalty. S. F. 410, Potter and Keith.

**MOTELS—****General**

- Bedding sanitation in hotels, motels, etc. S. F. 294, Briles and Doderer.  
 Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.

**MOTION PICTURES—****General**

- Prohibit drive-in theaters from showing "X" rated motion pictures. H. F. 401, Dougherty, et al.  
 Obscenity, punishment for violations thereof. S. F. 54, Kennedy.  
 Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.  
 Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.  
 Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.

**MOTOR VEHICLES—**  
(Also See Transportation)

**General**

- Prohibit parking of vehicles on private property. H. F. 45, Holden.  
 Mobile homes and vehicles, movement of oversized. H. F. 43, Schroeder.  
 Confiscation of motor vehicles, unlawful transportation of drugs. H. F. 58, Doyle, et al.  
 Remove requirement state furnish containers for registration certificates. H. F. 74, Kreamer; S. F. 298, Griffin.  
 Commerce commission may issue certificates of convenience to motor vehicle carriers without a public hearing. S. F. 89, Neu, et al.; H. F. 136, Shaw, et al.  
 Death of persons resulting from operation of motor vehicles, penalties. S. F. 94, Kennedy.  
 Increase minimum liability coverage, motor vehicle financial responsibility law. S. F. 109, Riley.  
 Control of traffic and parking of vehicles at board of regents institutions. S. F. 120, higher education; H. F. 162, higher education.  
 Disposal of certain used state motor vehicles, may trade or sell at auction. S. F. 146, state government.  
 Renewal of auto insurance, cannot require physical solely on basis of age, or other. S. F. 156, commerce.  
 Alternate safety devices in lieu of safety chains for towing vehicles. H. F. 213, Winkelman, et al.  
 Driver education requirements. H. F. 214, Freeman, et al.  
 Prohibit use of ice grips and tire studs. H. F. 233, Schwieger.  
 Unlawful to possess alcoholic beverages by minors in a motor vehicle. H. F. 250, Doyle, et al.  
 Compensating state employees for use of their motor vehicles. S. F. 217, state government.  
 Reporting of vehicle accidents, \$200. H. F. 258, Kreamer.  
 Issuance and use of distress flags by handicapped persons, penalties. H. F. 263, Dunton.  
 Regulation of odometers on motor vehicles, penalties. S. F. 250, Kyhl; H. F. 296, Nystrom.  
 Unlawful use of a driver's license, driving without a license, etc., punishable by imprisonment. S. F. 251, Kennedy.  
 Disposition of abandoned motor vehicles, penalty. H. F. 285, Kehe and Alt.  
 Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.  
 Emergency vehicles owned by a city or town may use flashing blue or red lights. H. F. 319, Doyle and Rodgers.  
 Revocation of drivers license, two convictions of reckless driving within a period of two years. S. F. 281, Gaudineer.  
 Clarify law concerning leaving the scene of an accident. S. F. 302, Conklin.  
 Vehicle equipment requirements. S. F. 376, Coleman and Kyhl.  
 Local governmental bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.  
 Safety standards and equipment on motor vehicles used by railroad companies, penalties. S. F. 379, Riley, et al.  
 Crash-resistant automobile bumpers, penalties. S. F. 384, Van Drie; H. F. 430, Schwieger, et al.  
 Reduce penalty for drag racing. S. F. 396, Schaben.  
 Reduce statute of limitations on action to recover from uninsured motorist insurance. H. F. 475, Kreamer.  
 In-transit vehicles may transport equipment which was purchased with vehicle. S. F. 403, Coleman and Kyhl.  
 Prohibit operation of certain motor vehicles upon improved lands, penalty. H. F. 444, Doyle.  
 Homicide by vehicle, penalties. H. F. 508, Kreamer.  
 Vehicular homicide, penalties. H. F. 512, Pelton and Fischer of Grundy.  
 Purchase and use of state-owned automobiles. S. F. 449, state government.  
 Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.  
 Blood tests of persons dying as a result of motor vehicle accidents, driver. S. F. 464, Conklin.  
 Property unlawfully placed on public or private property (motor vehicle or other) removed without liability to owner. S. F. 476, Riley.  
 Temporary restrictions on weight and load of motor vehicles. H. F. 629, transportation; S. F. 537, transportation.  
 Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.  
 Flashing emergency lights on motor vehicles. H. F. 658, transportation.  
 Disposal of abandoned motor vehicles, etc. H. F. 671, environmental preservation.  
 Registration and use of motor vehicles, safety, and no fault insurance. S. F. 536, Gaudineer.  
 Computation of fines for violations, maximum gross weight law for motor vehicles. S. F. 540, transportation. (Similar subject matter as H. F. 727)  
 Movement of oversized and overweight vehicles and loads, penalties. H. F. 727, transportation. (Similar subject matter as S. F. 540)

- Effective date of S. F. 250, motor vehicle odometers, to be January 1, 1972.  
S. F. 571, law enforcement.  
Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.  
Public safety, department of, conduct study as to the usefulness and safety aspects of the "life lite" and feasibility of installation on all automobiles. H. R. 10; H. J. 2194.

#### **Ambulances**

- Prohibit use of ice grips and tire studs. H. F. 233, Schwieger.  
Counties may create an ambulance service expense fund. H. F. 234, Siglin and Rodgers.  
Property tax levy for ambulance service in certain counties. H. F. 328, Strothman.  
Standards for ambulance services, penalties. S. F. 352, Potter and Riley; H. F. 425, Pelton and Lipsky.  
Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.

#### **Buses**

##### **(Also See Schools, sub-ref. Buses)**

- Senior citizens' groups may use school buses. S. F. 81, Van Gilst and Briles; H. F. 427, Strand and Dougherty.  
Registration fee for buses owned by religious organizations, used for its purposes. S. F. 248, Van Drie.  
Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.

#### **Fees**

##### **(Also See Fees)**

- Amount of motor vehicle fees retained by counties, registration, titles, etc. H. F. 12, Drake, et al.; S. F. 11, Curran, et al.  
Increase motor vehicle title and registration transfer fees. S. F. 68, county government.  
Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.  
Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.

#### **Fuel**

- Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.

#### **Inspection**

- Require annual inspection of motor vehicles, registering or renewing registration, penalty. S. F. 161, Erskine; H. F. 191, Kruse.  
Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.

#### **Licenses**

##### **(See Licenses, sub-ref. Motor Vehicles)**

#### **Registration**

- Late motor vehicle registration increase penalty. S. F. 56, Curran, et al.; H. F. 96, Drake, et al.  
Special registration plates for legislators. H. F. 76, Doyle, et al.  
Require annual inspection of motor vehicles, registering or renewing registration, penalty. S. F. 161, Erskine; H. F. 191, Kruse.  
Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.  
Motor vehicle registration cards need not be plainly seen without entering car. S. F. 231, Coleman; H. F. 454, Millen.  
Remove requirement state furnish containers for registration certificates. H. F. 74, Kreamer; S. F. 298, Griffin.  
House movers register motor vehicle on basis of gross weight of the vehicle without load. S. F. 371, Potgeter.  
Require proof of financial responsibility at time of registration of motor vehicles. H. F. 428, Mendenhall.  
Provide for use of stickers to annually update the three-year registration plates. S. F. 433, state government.  
Type of fuel used must be stated on registration of motor vehicles. H. F. 551, ways and means.  
Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.  
Decrease annual registration fee for urban transit company vehicles. S. F. 471, transportation.  
Registration and use of motor vehicles, safety, and no fault insurance. S. F. 536, Gaudineer.  
Operation of unregistered vehicles, remove "knowingly" from statute, alteration of "titles" or "registration", etc. S. F. 547, transportation.  
Registration and safety regulations for snowmobiles. H. F. 711, conservation and recreation.

#### **Snowmobiles**

- Temporary registration of snowmobiles. S. F. 76, Ollenburg; H. F. 106, Stromer.



Reduce penalty for violation of snowmobile regulations. S. F. 116, conservation and recreation; H. F. 202, conservation and recreation.  
 Prohibit operation of certain motor vehicles upon improved lands, penalty. H. F. 444, Doyle.  
 Public recreation on private lands, include snowmobiling, etc. H. F. 446, Scott.  
 Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.  
 Registration and safety regulations for snowmobiles. H. F. 711, conservation and recreation.

**Trailers**

Increase speed limit for motor vehicles drawing trailers. H. F. 54, Doyle.  
 Travel trailers, exclude weight limitation, increase length-speed limits, etc. S. F. 314, Keith and DeKoster; H. F. 386, Waugh, et al.  
 Limit length of combination of vehicles. S. F. 364, Griffin and Kennedy.  
 Towing of four-wheeled trailers with steering axles. S. F. 366, Curran and Keith.  
 Overall length of combinations of vehicles. S. F. 446, transportation. (Same subject matter as S. F. 364)

**Trucks**

Issuance of liquid transport carrier certificates. S. F. 100, Anderson and Schaben.  
 Mudguards on motor trucks, etc. H. F. 203, Freeman, et al.  
 Require motor trucks, etc. carrying certain kinds of freight to be covered. H. F. 205, Doyle, et al.  
 Appointment of members of commerce commission, 1 from trucking, 1 railroad, and 1 public utilities. H. F. 301, Kennedy.  
 Limit length of combination of vehicles. S. F. 364, Griffin and Kennedy.  
 Towing of four-wheeled trailers with steering axles. S. F. 366, Curran and Keith.  
 Provide commerce commission authority to regulate intrastate truck operators, penalties. S. F. 370, Griffin.  
 House movers register motor vehicle on basis of gross weight of the vehicle without load. S. F. 371, Potgeter.  
 Overall length of combinations of vehicles. S. F. 446, transportation. (Same subject matter as S. F. 364)  
 Monetary penalty against trucking companies violating terms of their certificates of convenience and necessity re routes and schedules of service. H. F. 620, Dunton.

**Violations**

Examination of persons, moving violations, traffic laws. H. F. 75, Lipsky.  
 Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.  
 Pleas of no contest in trial of nonindictable motor vehicle offenses. H. F. 252, Doyle.  
 Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.  
 Temporary restrictions on weight and load of motor vehicles, penalties. H. F. 629, transportation; S. F. 537, transportation.

**MUNICIPAL CORPORATIONS—**

(See Cities and Towns, all sub-refs.)

**MUNICIPAL COURT—**

(See Courts, sub-ref. Municipal)

**MUSIC—****General**

Uniforms for vocal and instrumental school music groups, purchase. H. F. 40, McCormick and Stromer.

**NAMES—****General**

Changing names by individuals. S. F. 202, county government.

**NARCOTICS—**

(Also See Drugs and/or Medical—Professional and/or Pharmacy)

**General**

Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
 Confiscation of motor vehicles, unlawful transportation of drugs. H. F. 58, Doyle, et al.  
 Hemp a noxious weed. H. F. 71, Stromer.  
 Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 108, Kennedy.  
 Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
 Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer et al.  
 Penalties imposed for driving while under the influence of alcoholic beverages or drugs. S. F. 178, Shaff, et al.; H. F. 241, Andersen, et al.

Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.

**NATIONAL CONFERENCE OF STATE LEGISLATIVE LEADERS—**

**General**

Appropriate to national conference of state legislative leaders. S. F. 576, appropriations.

**NATIONAL GUARD—**  
(See Military)

**NATURAL RESOURCES COUNCIL—**

**General**

Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Lavery, et al.

Reorganize conservation commission, natural resources council, soil conservation commission, geologist, geological board, and advisory board for preserves—establish department of natural resources management. S. F. 451, Gaudineer.

Geological survey—natural resources council—mines and minerals, department of, appropriation to. S. F. 553, appropriations.

Natural resources council, statutory salary of director. H. F. 739, appropriations.

**NEGLIGENCE—**

**General**

Standard of proof for termination of the parent-child relationship. S. F. 29, Mowry.

Evaluation of emotional stability of parents or guardians, neglected, dependent, etc., children—court require psychiatric examination, etc. H. F. 624, Schwieger and Knoke.

**NEWSPAPERS—**

(See Printing—Publishing)

**NOTARIES—**

**General**

Notaries public, appointed by secretary of state, increase fee. H. F. 18, Welton, et al.; S. F. 45, Curran, et al.

Corrects H. F. 18 re appointment of notaries public by secretary of state. H. F. 729, state government.

**NOTICES—**

**General**

Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.

Notification to parents and guardians of the sex education courses taught in public schools, penalties. H. F. 359, Grassley.

Increase fees charged for civil processes by sheriffs. H. F. 489, Lawson.

Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.

**NURSING—**

**General**

Include students of schools of nursing in tuition grant programs. S. F. 380, Riley, et al.; H. F. 448, Shaw, et al.

**OBSCENITY—**

**General**

Obscenity, punishment for violations thereof. S. F. 54, Kennedy.

Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.

Prohibit drive-in theaters from showing "X" rated motion pictures. H. F. 401, Dougherty, et al.

Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.

Civil proceeding making possible an adversary hearing upon questions of obscenity. H. F. 642, county government.

**OFFENDERS—**

**General**

Acts which threaten violence toward another considered public offenses, penalties. H. F. 543, Schwieger.

**OFFICERS—**

(Also See Police)

**General**

College of criminal justice be established at University of Northern Iowa. S. C. R. 9; S. J. 99, 178.

Retirement systems for policemen and firemen, vesting of and 5 highest salaried years. S. F. 163, cities and towns.

College of criminal justice be established at University of Northern Iowa. H. C. R. 14; H. J. 287, 1704.

- Probationary period of city patrolmen, 12 months. H. F. 226, Monroe, et al.; S. F. 226, Miller and Kennedy.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Establish a college education program for law enforcement officers. H. F. 481, Lipsky.
- Workmen's compensation for peace officers. H. F. 491, Welden.
- Benefits under peace officers' retirement system. S. F. 402, law enforcement.
- Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.
- Allow peace officers to close public highways when hazardous conditions exist, penalty. H. F. 561, Trowbridge.
- Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.
- Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.
- Justices of the peace, number of per county, salaries, appointment and removal, etc.—abolish position of constable. H. F. 653, Grassley, et al.
- State employees may be covered by workmen's compensation, also police officers. S. F. 525, human and industrial relations.
- Status of law-enforcement officers appointed by conservation commission. H. F. 680, conservation and recreation.
- Establish a county law enforcement unit. H. F. 689, Taylor, et al.
- Requests of peace officers for blood tests under implied consent law need not be written. H. F. 718, judiciary.

**OLD-AGE ASSISTANCE—****General**

- Computation of old-age assistance grants. S. F. 42, Conklin.
- Liens on real estate owned by old-age assistance recipients. H. F. 80, Christensen.
- Disposition of property owned by certain deceased old-age assistance recipients. H. F. 385, Moffitt.
- Payments to welfare recipients in health care facilities. S. F. 497, Walsh, et al.
- Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc. H. C. R. 48; H. J. 2141.

**OMBUDSMAN—****General**

- Establish office of ombudsman, penalties. S. F. 288, Potgeter and Walsh.

**OPTOMETRY—**

(See Medical—Professional, sub-ref. Optometry)

**ORGANIZATIONS—****General**

- Require any organization, church, school, etc. soliciting public donations must file annual report. H. F. 174, Freeman, et al.
- Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.
- Property tax exemptions to country clubs, fraternal clubs and veterans organizations, liquor stamp. H. F. 344, Kreamer.
- Defining bingo, conduction of, etc., penalties. H. F. 348, Ellsworth.
- Create a vocational youth organization fund, appropriation. H. F. 457, Kreamer.

**PAPER—****General**

- Collection and disposition of wastepaper by the state. H. F. 407, Rodgers, et al.
- One-half of all paper purchased by the state be of recycled paper. H. F. 419, Willits and Blouin.

**PARI-MUTUEL—****General**

- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Advisory committee to study advantages of a pari-mutuel system of betting, submit report. H. C. R. 27; H. J. 641.
- Committee to study legislation authorizing pari-mutuel betting in Iowa, submit report. H. C. R. 26; H. J. 640, 1767.
- Advisory committee to study advantages of a pari-mutuel system of betting, submit report. S. C. R. 27; S. J. 553, 770, 1133.

**PARKING—****General**

- Prohibit parking of vehicles on private property. H. F. 45, Holden.
- Control of traffic and parking of vehicles at board of regents institutions. S. F. 120, higher education; H. F. 162, higher education.
- Legalize and validate proceedings of Red Oak, Montgomery County, purchase of property for off-street parking. S. F. 129, Bass.

Exempt municipally-owned parking lots from service tax. H. F. 304, Lipsky, et al.

#### **PARKS—**

##### **General**

Maintenance of state park and institutional road system. S. F. 148, conservation and recreation.

Restrict use of firearms, fireworks, etc. on state preserves and parks. S. F. 158, conservation and recreation; H. F. 198, conservation and recreation.

Authorize cities and towns to acquire land by lease for park purposes, bonds. S. F. 256, cities and towns.

Impose fees for use of certain state recreational areas, penalties. S. F. 346, Erskine; H. F. 422, Tieden; H. F. 577, conservation and recreation. S.

Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.

Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.

#### **PAROLE—**

(See Social Services, sub-ref. Parole, Board of)

#### **PARTNERSHIP—**

##### **General**

Uniform partnership act. S. F. 460, judiciary.

#### **PATERNITY—**

##### **General**

Contempt actions in paternity cases. H. F. 546, Schweiger.

#### **PEACE OFFICERS—**

(See Officers and/or Police)

#### **PENAL INSTITUTIONS—**

##### **General**

Committee to conduct study of the penal and correctional system in Iowa, submit recommendations. H. C. R. 22; H. J. 518, 819 adopted; S. J. 713, 715, 1111, 1354, 1656 adopted, 1659.

##### **Prisoners**

Reduction of sentence for prisoners in county jails, good behavior. S. F. 381, Curran, et al.; H. F. 420, Lawson, et al.; H. F. 298, Monroe and Anania. S.

Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.; H. F. 375, Lawson, et al. S.

#### **PENSIONS—**

(See Retirement Systems, sub-ref. Pensions)

##### **Permits**

##### **General**

Distance requirements for pipeline regulation, informational meetings. H. F. 33, Holden, et al.; S. F. 5, Briles, et al.

Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.

Penalty for unlawful use of temporary and instructional driving permits. H. F. 82, Doyle.

Increase fee charged for a class "A" beer permit. H. F. 176, Larson.

Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.

Removes requirement of printing seed permit number on each package, establish progressive fee schedule for a seed permit. H. F. 335, Pierson, et al.

Issuance of permits by counties, cities and towns authorizing commercial entertainment events, penalties. S. F. 319, Smith.

Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.

Provide commerce commission authority to regulate intrastate truck operators, penalties. S. F. 370, Griffin.

Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.

Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.

Regulation of the manufacture, sale, transportation, etc., and use of explosive materials, penalties, etc. H. F. 522, law enforcement.

Regulation of public accounting, etc., penalties. H. F. 643, Ellsworth, et al.; S. F. 490, Walsh.

Registration of vending machines, permit fees, penalties. H. F. 681, Logemann. (Similar subject matter as S. F. 334)

#### **PESTICIDES—**

(Also See Agriculture, sub-ref. Pesticides)

##### **General**

Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.

Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.  
 Authority of the chemical technology review board, agricultural chemicals, etc. S. F. 326, Laverty.  
 Prohibit use of aerosol pesticide dispensers in restaurants and food establishments, penalty. H. F. 596, Blouin.  
 Use and application of pesticides, update law. H. F. 602, agriculture.

**PETITIONS—**

(Also See Elections)

**General**

Exempt certain electric utility projects from petition requirements. H. F. 24, Holden, et al.; S. F. 20, Briles, et al.  
 Distance requirements for pipeline regulation, informational meetings. H. F. 33, Holden, et al.; S. F. 5, Briles, et al.  
 Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.  
 Pipeline companies, power of eminent domain, notification to property owners, hearings. H. F. 152, Fischer of Grundy.  
 Permit county offices to be combined (upon petition and election) and made appointive, managers, exclude sheriffs. S. F. 275, Riley.  
 Authorize counties operating county public hospitals to issue revenue bonds. H. F. 466, Priebe, et al.; S. F. 401, Kyhl, et al.

**PHARMACY—**

(Also See Narcotics and/or Medical—Professional and/or Drugs)

**General**

Regulation, control, enforcement and penalties, narcotics, etc. H. F. 1, Millen, et al.; S. F. 1, Mowry, et al.  
 Storage and safekeeping of narcotic and other drugs, penalty. H. F. 115, Holden.  
 Additional amendments to the Code in conformity to S. F. 1 of the Sixty-fourth General Assembly, etc. S. F. 468, law enforcement.  
 Appropriate to pharmacy examiners. S. F. 576, appropriations.  
 Pharmacy examiners, board of, statutory salary of secretary. H. F. 739, appropriations.

**PHYSICIANS—**

(See Medical—Professional, sub-ref. Physicians)

**PIONEER LAWMAKERS—**

**General**

Joint session Thursday, April 1, 1971 at 2:00 p.m., pioneer lawmakers present program. S. C. R. 12; S. J. 234, 320 adopted; H. J. 408 adopted.  
 Appropriate to pioneer lawmakers. S. F. 576, appropriations.

**PIPELINES—**

**General**

Definition of pipeline and pipeline companies, and substances. H. F. 23, Holden, et al.; S. F. 16, Briles, et al.  
 Inspection of pipeline construction paid by pipeline company or contractor. H. F. 30, Holden, et al.; S. F. 18, Briles, et al.  
 Distance requirements for pipeline regulation, informational meetings. H. F. 33, Holden, et al.; S. F. 5, Briles, et al.  
 Pipeline companies, power of eminent domain, notification to property owners, hearings. H. F. 152, Fischer of Grundy.

**PLANNING AND PROGRAMMING—**

**General**

Office for planning and programming, establish programs and courses in area vocational schools and community colleges, new and expanding industries, appropriation. H. F. 498, Lawson, et al.  
 Interagency liaison committee, repeals chapter 28C. H. F. 601, state government.  
 Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.  
 Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.  
 Establish an Iowa natural and scenic rivers system. H. F. 712, Tieden, et al.  
 Appropriate to planning and programming. S. F. 576, appropriations.  
 Planning and programming, office of, statutory salary of director. H. F. 739, appropriations.

**PLANNING COMMISSION—**

**General**

Public officials may be appointed to joint planning commissions. H. F. 367, Lawson.

**PLUMBING—**

**General**

Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.

**POLICE—****General**

- College of criminal justice be established at University of Northern Iowa. S. C. R. 9; S. J. 99, 178.
- Retirement systems for policemen and firemen, vesting of and 5 highest salaried years. S. F. 163, cities and towns.
- College of criminal justice be established at University of Northern Iowa. H. C. R. 14; H. J. 287, 1704.
- Establish uniform statewide telephone number for police and fire departments. H. F. 207, Priebe, et al.
- Probationary period of city patrolmen, 12 months. H. F. 226, Monroe, et al.; S. F. 226, Miller and Kennedy.
- Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Pensions granted to the widows of retired policemen and firemen, change definition of widow or spouse. H. F. 476, Franklin.
- Workmen's compensation for peace officers. H. F. 491, Welden.
- Benefits under peace officers' retirement system. S. F. 402, law enforcement.
- Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.
- Civil service employment in cities of 185,000 or more population. H. F. 526, Bennett.
- Provide for disposal of abandoned motor vehicles. H. F. 566, Trowbridge.
- Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.
- Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.
- State employees may be covered by workmen's compensation, also police officers. S. F. 525, human and industrial relations.
- Establish a county law enforcement unit. H. F. 689, Taylor, et al.
- Requests of peace officers for blood tests under implied consent law need not be written. H. F. 713, judiciary.

**POLITICAL CAMPAIGNS—****General**

- Deduct contributions to individual political candidates from Iowa income tax. H. F. 299, Fischer of Grundy.
- Regulation of outdoor campaign advertising, penalty. H. F. 584, Logemann.
- Campaign expenses, penalties. S. F. 531, Doderer; H. F. 690, Ewell.

**POLITICAL ORGANIZATIONS—****General**

- Each major political party be issued passes for use during Sixty-fourth General Assembly. S. C. R. 8; S. J. 89, 93 adopted; H. J. 120, 178 adopted.
- Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Alt, et al.; S. F. 215, Milligan.
- Increase number of members of state central committees. S. F. 193, Milligan, et al.; H. F. 277, Kreamer, et al.
- Deduct contributions to individual political candidates from Iowa income tax. H. F. 299, Fischer of Grundy.
- Election of presidential electors. S. F. 270, Potgeter.
- Delegates to political party caucuses and conventions, 18 years or older. S. F. 308, Griffin and Walsh. (Similar to S. F. 244 and H. F. 322)
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

**POLITICS—****General**

- Employees of county or state government not required to give an oath of political allegiance or contribution. H. F. 159, Blouin.
- Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Alt, et al.; S. F. 215, Milligan.
- Delegates to political party caucuses and conventions, 18 years or older. S. F. 308, Griffin and Walsh. (Similar to S. F. 244 and H. F. 322)

**POLLUTION—**

(Also See Air Pollution Control Act, Air Pollution Commission and/or Sewage)

**General**

- Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.
- Prohibit discharge of sewage into open ditches, highways, etc. H. F. 123, Varley, et al.; S. F. 323, Laverty, et al.
- Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.
- Exempt facilities used to control air and water pollution from property taxation. S. F. 196, Walsh, et al.; H. F. 309, Winkelman, et al.
- Application of pesticides, regulation of aerial, damage and enforcement procedures. H. F. 39, Pierson, et al.

- Establish an environmental pollution control loan authority. H. F. 61, Winkelman.
- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.
- Require cities and towns to collect and dispose of garbage, etc. H. F. 261, Rodgers and Doyle.
- Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.
- State funds appropriated for sewage works projects used for matching federal funds, appropriation. H. F. 189, Welden and Kehe.
- Prohibit use of throw-away containers, regulate other, penalty. H. F. 78, Mendenhall.
- Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.
- Individual rights to a healthful environment. H. J. R. 13, Blouin, et al.
- Authority of the chemical technology review board, agricultural chemicals, etc. S. F. 326, Laverty.
- Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.
- Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.
- Prevention, abatement or control of noise pollution, penalties. S. F. 450, Potgeter; H. F. 585, Lipsky and Shaw.
- Prohibit sales of any detergent containing any phosphorous compound. S. F. 459, Riley.
- Prohibit use of aerosol pesticide dispensers in restaurants and food establishments, penalty. H. F. 536, Blouin.
- Use and application of pesticides, update law. H. F. 602, agriculture.
- Committee to study state environmental programs and agencies, submit recommendations. H. C. R. 34; H. J. 869.
- Littering of highways, penalty for deliberate. S. F. 494, Walsh.
- Proclaim April 19-25, 1971, as "Environmental Week in Iowa." H. C. R. 35; H. J. 1004, 1013 adopted; S. J. 920, 943.
- Establishment of water flowing standards. S. F. 502, environmental preservation.
- Disposal of abandoned motor vehicles, etc. H. F. 671, environmental preservation.
- Location of electric generating facilities. H. F. 672, Fischer of Grundy.
- Committee to continue study of state environmental programs and agencies, etc. S. C. R. 36; S. J. 958.
- Permit cities, not less than 13,000 nor more than 17,000 population, located on a navigable river, construction of a waste treatment facility. (Keokuk) S. F. 538, cities and towns; H. F. 707, cities and towns.
- Sewage works construction fund, appropriation. H. F. 710, appropriations.
- Prohibit littering on any private or public land or water, penalties. H. F. 714, Kelly.

**POST-CONVICTION PROCEDURE—****General**

- Post-conviction procedure. S. F. 206, Neu, et al.

**POSTAL SAVINGS—****General**

- Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Felton.

**POULTRY—****(See Foods)****PRECINCTS—****General**

- Establishing precinct boundaries, cities and towns and townships, etc., population. H. F. 119, Drake; S. F. 187, Pogeter. (See sections 21, 22, and 23 of H. F. 713)
- Board of supervisors may combine 2 or more townships to make one election precinct. S. F. 115, Rabedeaux; H. F. 230, Rex.
- Qualifications of persons voting at precinct caucuses. S. F. 244, Coleman, et al.; H. F. 322, Monroe, et al.; S. F. 308, S.
- Correct H. F. 119—population of election precincts. H. F. 632, state government. (See sections 21, 22, and 23 of H. F. 713)
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

**PREGNANCY—****General**

- Permit abortions in certain instances, penalty. S. F. 344, Potgeter.
- Obstetrical assistance for persons 18 years of age and older without permission of parents, etc. S. F. 453, Tapscott.

**PRESIDENT AND VICE-PRESIDENT—UNITED STATES****General**

- Request Congress and the President of the United States remove all military personnel from Southwest Asia by July 1, 1971. H. C. R. 12; H. J. 222, 266.
- Election of presidential electors. S. F. 270, Potgeter.
- Extend to President Nixon a most cordial invitation to attend and address a joint session of the General Assembly. S. C. R. 19; S. J. 367, adopted; H. J. 465 adopted.
- Joint convention, Monday, March 1, 1971 at 10:10 a. m., President Richard M. Nixon to address joint convention. H. C. R. 21; H. J. 479 adopted; S. J. 388 adopted.
- Governor Robert D. Ray invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 20; S. J. 387 adopted; H. J. 480 adopted.
- Chief justice and members of the supreme court, elected state officials and Iowa congressional delegation invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 21; S. J. 387 adopted; H. J. 480 adopted.
- Voting for President and Vice-President of the United States, U. S. senators and representatives by persons 18 years or over; also residence for at least 30 days. H. F. 390, Drake.

**PRINTING—PUBLISHING—****General**

- Obscenity, punishment for violation thereof. S. F. 54, Kennedy.
- Number of official county newspapers. H. F. 122, Knoke, et al.; S. F. 310, Griffin.
- Publication of Acts of the General Assembly, one or more newspapers. H. F. 149, Grassley, et al.
- Printing by state agencies shall state authority. S. F. 197, Balloun.
- Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.
- One-half of all paper purchased by the state be of recycled paper. H. F. 419, Willits and Blouin.
- Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.

**PRINTING BOARD—****General**

- Abolish budget and financial control committee, create office of legislative fiscal director. S. F. 62, Hill and Neu.
- Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.
- Provide one Code, journal, etc. to each member of the Iowa congressional delegation. S. F. 134, Potter, et al.
- Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.
- Appropriate to printing board. S. F. 576, appropriations.

**Superintendent of**

- Disposal of unneeded documents. S. F. 183, Balloun.
- Printing board, statutory salary of superintendent of. H. F. 739, appropriations.

**PRISONERS—**

(See Penal Institutions, sub-ref. Prisoners and/or Jails)

**PROFESSIONAL TEACHING PRACTICES COMMISSION—****General**

- Appropriation to department of public instruction, professional teaching practices commission. H. F. 697, appropriations.

**PROMOTION—****General**

- Civil service employment in cities of 185,000 or more population. H. F. 526, Bennett.

**PROPERTY—**

(Also See Land and/or Real Estate)

**General**

- Establish a state building code. H. F. 6, Camp, et al.; S. F. 32, Griffin, et al.
- Selection of compensation commissioners. H. F. 13, Holden, et al.; S. F. 17, Briles, et al.
- Leasing of property by conservation commission. H. F. 14, Shaw, et al.; S. F. 10, Curran and Kennedy.
- Eminent domain for individual drainage rights; compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.
- Legal description of land remaining after condemnation of purchase, furnished by purchaser. H. F. 25, Holden et al.; S. F. 22, Briles, et al.
- Payment of subsequent damages to property owners after purchase or condemnation, 3 years. H. F. 29, Holden, et al.; S. F. 21, Briles, et al.



- Inspection of pipeline construction paid for by pipeline company or contractor. H. F. 30, Holden, et al.; S. F. 18, Briles, et al.
- Distance requirements for pipeline regulation, informational meetings. H. F. Holden, et al.; S. F. 5, Briles, et al.
- Fences on multiple dwelling property lines. H. F. 36, Schroeder.
- A public agency may dispose of an interest in property to any other public agency. H. F. 37, Andersen.
- Prohibit parking of vehicles on private property. H. F. 45, Holden.
- Assessment of real estate, personal property and buildings. H. F. 49, Middle-swart.
- Redemption of real property, increase rates of interest and penalty. S. F. 35, county government.
- Penalty for unauthorized entry into public buildings and destruction of prop-erty. S. F. 53, Nicholson, et al.; H. F. 77, Holden and Shaw.
- Sale of real property owned by a school district, student erected buildings. H. F. 66, Millen and Clark.
- Taxation of mobile homes, same as real property. S. F. 65, county government.
- Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.
- Liens on real estate owned by old-age assistance recipients. H. F. 80, Chris-tensen.
- Assessment of agricultural property, eliminate productivity, etc. H. F. 81, Uban.
- No hunting and fishing on private property without written consent, penalty. H. F. 93, Hamilton; S. F. 182, Anderson.
- County not liable for hazardous condition, etc. on property bought at tax sale. H. F. 104, Schroeder, et al.
- Subdivisions of land, in-state or out-of-state, must file with real estate com-mission, penalties. S. F. 111, Neu, et al.; H. F. 220, Shaw, et al.
- Five-year limitation of damage actions, improvements or work upon real prop-erty. S. F. 127, Walsh, et al.
- Marginal entries not required on mortgages. H. F. 140, Rex.
- Increase rate of any special assessments for cities and towns, public improve-ments. H. F. 154, Stromer.
- Trespassing on public property, penalties for violations. H. F. 155, higher edu-cation.
- Improvements in drainage and levee districts. S. F. 137, Keith.
- Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.
- Sales and use tax exemptions on expenditures for air and water pollution con-trol. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.
- Real estate transactions, eliminate tax on, etc., penalty. S. F. 222, Stephens.
- Temporary (2 years) tax exemption upon improvements to residences. H. F. 260, Bray, et al.
- Provide for allocation of corporate income on bases of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.
- All property owned by religious institutions not used for worship or education to be taxed. S. F. 252, Griffin and Potgeter.
- County board of supervisors need not submit proposition to voters to relocate property, state and federal governments taking. S. F. 269, Miller, et al.; H. F. 329, Schmeiser, et al.
- File one time for homestead tax credit and disabled veterans tax credit. S. F. 276, Lamborn.
- Legalize and validate procedures re sale of real estate by west Marshall com-munity school district, Marshall and Story Counties. S. F. 277, Mowry.
- Enlarge purposes for which cities and towns may issue bonds to develop com-mercial projects. H. F. 332, Holden, et al.
- Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.
- Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.
- More leeway in the time in which an individual must appear in court to pros-ecute action before a replevin bond is forfeited. S. F. 336, Gaudineer.
- Disposition of property owned by certain deceased old-age assistance recipi-ents. H. F. 385, Moffitt.
- Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.
- Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, John-ston, et al.
- Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.
- Justifiable defense of person or property, indemnification or reimbursement by state. S. F. 405, Graham.
- Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.
- Prohibit operation of certain motor vehicles upon improved lands, penalty. H. F. 444, Doyle.
- Public recreation on private lands, include snowmobiling, etc. H. F. 446, Scott.
- Notification, by county assessor, not later than March 15, valuation of property. H. F. 452, Schmeiser, et al.
- Homestead tax credit, affidavit stating owner shall reside in home 6 months. H. F. 493, Priebe, et al.

- Levee and drainage districts, annexation of additional lands, may cross county lines. H. F. 503, Waugh.
- Allow county conservation boards to purchase land on a deferred payment plan when authorized by board of supervisors. H. F. 514, Alt, et al.
- Legalize sale of certain land in Henry County. H. F. 516, Strothman.
- Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.
- Board of review may change assessments of any taxable property. H. F. 528, Priebe and Schmeiser.
- Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.
- Uniform partnership act. S. F. 460, judiciary.
- Property purchased after July 1 subject to property tax, regardless. H. F. 590, Trowbridge and Grassley.
- Property unlawfully placed on public or private property (motor vehicle or other) removed without liability to owner. S. F. 476, Riley.
- Partition fences. H. F. 612, Stromer, et al.
- Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.
- Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.
- Summary administration of small estates, etc. S. F. 532, Miller.

#### Condemnation

- Remove powers to grant a franchise to an electric utility company by board of supervisors. H. F. 32, Holden, et al.; S. F. 23, Briles, et al.
- Compensation for refinancing costs, property acquired for a public use. S. F. 141, Briles, et al.; H. F. 182, Holden, et al.
- Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.
- Award of damages and judgment for costs, eminent domain. H. F. 229, Dunton.
- Possession of owner-occupied property condemned for highway purposes, acquired within 6 months. H. F. 347, Holden; S. F. 441, transportation.
- Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.

#### Taxes

(See Taxes, sub-ref. Property)

#### Personal

- A public agency may dispose of an interest in property to any other public agency. H. F. 37, Andersen.
- Conversion of rented personal property, penalties. H. F. 175, Alt.
- Remove sales and use tax on tangible personal property used as railroad rolling stock. S. F. 177, Shaff, et al.
- Property exempt from execution, debts. H. F. 275, Wells; S. F. 246, Robinson.
- Remove exemption on all tangible personal property used in interstate transportation or commerce—use tax. H. F. 406, ways and means.
- Tax on intangible personal property, penalties. S. F. 445, Arbuckle, et al.
- Exempt sales of tangible personal property to an urban transit company from sales and use tax. S. F. 472, transportation.

#### PUBLIC AGENCIES—

##### General

- A public agency may dispose of an interest in property to any other public agency. H. F. 37, Andersen.
- Negotiation proceedings of public agencies may not be open to public. S. F. 323, Davis and Doderer.

#### PUBLIC AUTHORITY—

##### General

- Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.

#### PUBLIC BUILDINGS AND GROUNDS—

(See Buildings and Grounds)

#### PUBLIC DEFENSE—

##### General

- Department of public defense, appropriation, capital improvements. S. F. 542, appropriations.
- Appropriate to public defense, department of. S. F. 576, appropriations.
- Public defense, department of, statutory salary of director of civil defense. H. F. 739, appropriations.

#### PUBLIC EMPLOYMENT—

##### General

- Collective bargaining in public employment. S. F. 52, Nicholson, et al.; H. F. 366, Pelton, et al.; S. F. 387, human and industrial relations. S.
- Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Alt, et al.; S. F. 215, Milligan.

- Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.
- Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 475, Potgeter. (Same as S. F. 567)
- Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 567, human and industrial relations. (Same as S. F. 475)

**PUBLIC IMPROVEMENTS—**

**General**

- Bonds may be posted as security in lieu of cashiers checks or other, public improvement projects. H. F. 112, Kehe, et al.
- Payment of interest by public corporations on contracts for public improvements. H. F. 117, Kehe, et al.
- Increase rate of any special assessment for cities and towns, public improvements. H. F. 154, Stromer.
- Retention from payments on public contracts and escrow agreements. S. F. 229, Griffin, et al; H. F. 300, Kehe, et al.

**PUBLIC INSTRUCTION, DEPARTMENT OF—**

(Also See Schools, sub-ref. Public Instruction Department)

**General**

- Superintendent of public instruction appointed by governor, requirements. H. F. 52, Kehe, et al.
- Remove three-fourths mill property tax levy for operation of area vocational and community colleges. S. F. 75, Stephens; H. F. 238, Stromer; H. F. 248, Tieden. S.
- Congratulate department of public instruction and its vocational rehabilitation branch upon the golden anniversary of its program. H. C. R. 8; H. J. 157, 167 adopted; S. J. 124, 156 adopted.
- Increase fees for teacher certificates, and classes to be issued. S. F. 97, Curran; H. F. 144, Shaw, et al.
- Method of selection, members of board of public instruction and superintendent, elected. H. F. 109, Mendenhall. (H. F. 293 similar)
- Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.
- Method of selection, term of office, and appointment powers of board of public instruction. H. F. 293, Schroeder. (H. F. 109 similar)
- Comptroller prescribe budget preparation procedures for school districts. H. F. 317, Kehe, et al.
- Limitations on property tax levy for general fund expenditures of school corporations, etc., appropriation to public instruction for school districts. H. F. 121, ways and means; S. F. 145, ways and means.
- Salary of the superintendent of a merged area, discretion of the board of directors. H. F. 443, Dunton, et al.
- Levy of a tax for buildings and sites in merged areas, not to exceed 10 years. H. F. 467, Lawson, et al.; S. F. 413, higher education.
- Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.
- Repeal authorization for purchase of tax-sheltered annuities for employees of county boards of education, state board of public instruction, and merged area schools. H. F. 548, Schroeder.
- Department of public instruction study feasibility of implementing a 12-month school year, appropriation. H. F. 530, Willits, et al.
- Establish cooperative educational service agencies, abolish county school systems, appropriation. H. F. 592, Grassley, et al.
- Permit area school board to decrease or increase its membership and number of director districts. S. F. 479, Walsh; H. F. 682, Tieden and Menefee.
- Superintendent of public instruction establish an accounting system for school corporations. S. F. 481, Gaudineer.
- Establish an advisory council for vocational education. H. F. 647, Dunton.
- School lunch assistance to department of public instruction, appropriation. H. F. 688, appropriations.
- Appropriate administration and educational and training aid funds to public instruction. H. F. 692, appropriations.
- Appropriation to department of public instruction, professional teaching practices commission. H. F. 697, appropriations.
- General office administration and vocational education administration for salaries, etc.—vocational education aid to secondary and area schools for programs and equipment, etc.—vocational rehabilitation for salaries, etc.—public instruction. H. F. 709, appropriations.
- Public instruction, department of, appropriation to, school boards, etc., for special education. S. F. 577, appropriations.

**PUBLIC OFFICIALS—**

**General**

- Any public appointee must possess qualifications of the office whether temporary or to complete unexpired term. S. F. 286, Gaudineer.
- Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.

**PUBLIC SAFETY, DEPARTMENT OF—****(Also See Safety and/or Highway Safety Patrol)****General**

- Slow-moving vehicle warning devices, flashing amber lights. H. F. 46, Rex.
- Mobile homes and vehicles, movement of oversized. H. F. 48, Schroeder.
- Examination of persons, moving violations, traffic laws. H. F. 75, Lipsky.
- Reduce penalty for violation of snowmobile regulations. S. F. 116, conservation and recreation; H. F. 202, conservation and recreation.
- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Require annual inspection of motor vehicles, registering or renewing registration, penalty. S. F. 161, Erskine; H. F. 191, Kruse.
- Governor appoint commissioner of public safety, no fixed term, also need not be a resident for previous 5 years. S. F. 170, state government.
- Establish uniform statewide telephone number for police and fire departments. H. F. 207, Priebe, et al.
- Reporting of vehicle accidents, \$200. H. F. 258, Kreamer.
- Issuance and use of distress flags by handicapped persons, penalties. H. F. 268, Dunton.
- Regulation of odometers on motor vehicles, penalties. S. F. 250, Kyhl; H. F. 296, Nystrom.
- Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.
- Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 263, DeKoster and Griffin.
- Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.
- Standards for ambulance services, penalties. S. F. 352, Potter and Riley; H. F. 425, Pelton and Lipsky.
- Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.
- Vehicle equipment requirements. S. F. 376, Coleman and Kyhl.
- Require proof of financial responsibility at time of registration of motor vehicles. H. F. 428, Mendenhall.
- Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.
- Nonnegligent damages caused by the highway patrol. S. F. 400, Lamborn.
- Extension of operators' and chauffeurs' licenses for persons separated from military service. H. F. 479, law enforcement.
- Establish a college education program for law enforcement officers. H. F. 481, Lipsky.
- Hearings on revocation or denial of driving privileges, 20 days. H. F. 490, law enforcement.
- Require operators' and chauffeurs' licenses obtained or renewed after January 1, 1972, bear a color photograph of licensee, increase fee. H. F. 538, Trowbridge.
- Allow peace officers to close public highways when hazardous conditions exist, penalty. H. F. 561, Trowbridge.
- Increase by 1,000 square feet highway commission administration building—emergency operating center, federally funded. H. F. 572, appropriations.
- Restricted driving privileges for a person whose operator's or chauffeur's license has been revoked, penalties. H. F. 655, law enforcement.
- Establish a state helicopter emergency ambulance service. H. F. 669, Lipsky.
- Radio equipment for public safety, appropriation to. S. F. 551, appropriations.
- Law enforcement academy, capital improvements, appropriation to. S. F. 555, appropriations.
- Public safety, department of, appropriate from moneys received, dealers license fee fund, for salaries, etc. H. F. 715, appropriations.
- Appropriation to public safety and various divisions thereof for salaries, etc. S. F. 557, appropriations. (See subject Appropriations, sub-ref. Public Safety for a more complete listing)
- Effective date of S. F. 250, motor vehicle odometers, to be January 1, 1972. S. F. 571, law enforcement.
- Public safety, department of, statutory salary of commissioner, chief of highway patrol, director of division of criminal investigation and bureau of identification. H. F. 739, appropriations.
- Commissioner of public safety rescind rules and regulations re safety equipment for motor cyclists. H. C. R. 43; H. J. 2037, 2075 adopted; S. J. 1904.
- Public safety, department of, conduct study as to the usefulness and safety aspects of the "life lite" and feasibility of installation on all automobiles. H. R. 10; H. J. 2194.
- Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.

**PUBLIC UTILITIES—****(See Utilities, sub-ref. Public)****PUBLIC WORKS—****General**

- Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.

**PUBLICATIONS—**

(See Printing—Publishing)

**PURCHASING—**

**General**

Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.

**RACING—**

**General**

Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S. Reduce penalty for drag racing. S. F. 396, Schaben.

**RADIATION—**

**General**

Establish a radiation control program, penalties, appropriation. S. F. 262, Walsh and Griffin; H. F. 461, Freeman, et al. (Same subject matter)

**RADIO—**

(See Communications)

**RAILROADS—**

**General**

Eminent domain for individual drainage rights, compensation commission. H. F. 21, Holden, et al.; S. F. 24, Briles, et al.  
 Remove sales and use tax on tangible personal property used as railroad rolling stock. S. F. 177, Shaff, et al.  
 Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hansen, et al.; S. F. 342, Riley, et al.  
 Appointment of members of commerce commission, 1 from trucking, 1 railroad, and 1 public utilities. H. F. 301, Kennedy.  
 Railway companies must inspect crossings each year, make necessary repairs, penalties, S. F. 285, Gaudineer.  
 Railroads no longer need to construct cattle guards—right to investigate cattle claims—speed limits, trains—repeal sections 478.7 and 478.9. S. F. 330, DeKoster.  
 Safety standards and equipment on motor vehicles used by railroad companies, penalties. S. F. 379, Riley, et al.  
 Authorize issuance of industrial aid bonds for railroads and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.  
 Committee to study present and projected future needs for railroad service, etc., submit report. H. C. R. 30; H. J. 774.  
 Waiver of taxes paid by railway companies. S. F. 456, Walsh.  
 Require railroad cars to be equipped with reflectors, penalty. H. F. 579, Dougherty, et al.  
 Require railway improvements and crossings, penalty. S. F. 467, Potgeter and Potter.  
 Railroads notify law enforcement agencies and commerce commission shipment of dangerous materials, penalties. H. F. 604, Blouin, et al.  
 Owner of abandoned railway right-of-way responsible for removal of tracks and repair of highway. H. F. 626, Ewell.  
 Petition congress re railpax. S. C. R. 35; S. J. 884, 913 adopted; H. J. 1019, 1082 adopted.

**REAL ESTATE—**

(Also See Land and/or Licenses, sub-ref. Real Estate and/or Property)

**General**

A public agency may dispose of an interest in property to any other public agency. H. F. 37, Andersen.  
 Assessment of real estate, personal property and buildings. H. F. 49, Middle-swart.  
 Redemption of real property, increase rates of interest and penalty. S. F. 35, county government.  
 Sale of real property owned by a school district, student erected buildings. H. F. 66, Millen and Clark.  
 Liens on real estate owned by old-age assistance recipients. H. F. 80, Christensen.  
 Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.  
 Subdivisions of land, in-state or out-of-state, must file with real estate commission, penalties. S. F. 111, Neu, et al.; H. F. 220, Shaw, et al.  
 Marginal entries not required on mortgages. H. F. 140, Rex.  
 Real estate transactions, eliminate tax on, etc, penalty. S. F. 222, Stephens.  
 Real estate investment trust may pay higher rate of interest. H. F. 254, Shaw.  
 Legalize and validate procedures re sale of real estate by west Marshall community school district, Marshall and Story Counties. S. F. 277, Mowry.  
 Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.

Additions to civil rights, etc., penalties. S. F. 406, Doderer, et al.  
 Taxation of real estate transfers, penalty. S. F. 410, Potter and Keith.  
 Renewal of licenses for real estate salesmen and brokers. H. F. 534, Doyle.  
 Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.  
 Licensing of real estate apprentice salesmen. S. F. 447, Walsh, et al.  
 Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. S. F. 488, transportation; H. F. 648, state government.  
 Legalize purchase of real estate by state historical society. S. F. 533, judiciary.  
 Appropriate to real estate commission. S. F. 576, appropriations.  
 Real estate commission, statutory salary of director. H. F. 739, appropriations.  
 Authorize and direct issuance of a patent to real estate (Boone County) by the governor and secretary of state to the United States, Saylorville dam and reservoir. H. F. 742, conservation and recreation.

#### REAPPORTIONMENT OF LEGISLATURE—

##### General

Apportionment plan, 40 senatorial districts and 80 representative districts. H. C. R. 5; H. J. 71, 201 tabled.  
 That a joint House and Senate committee be appointed to devise a plan for reapportionment for consideration by the Sixty-fourth General Assembly, no later than April 18, 1971. H. C. R. 16; H. J. 302.  
 grants, and etc. to be mixed together with tuition, fees, etc.—board of Reapportionment of Sixty-fifth General Assembly. S. F. 291, Gaudineer.  
 Composition of the General Assembly. H. F. 732, constitutional amendments and reapportionment.

#### RECIPROCITY—

##### General

Tuition rates set by the board of regents, reciprocal agreements. H. F. 72, Mendenhall.  
 Attorneys, reciprocity with other states. H. F. 101, Doyle.  
 Income tax of nonresidents. H. F. 139, Mendenhall and Shaw; S. F. 279, Thordsen and Nicholson.  
 Sales and use tax, reciprocity. H. F. 440, Kehe.  
 Overall length of combinations of vehicles. S. F. 446, transportation. (Same subject matter as S. F. 364)  
 Reciprocity board, appropriation. H. F. 703, appropriations.  
 Reciprocity board, statutory salary of executive secretary. H. F. 739, appropriations.

#### RECORDER—

##### General

Recording fees charged by county recorders, increase. S. F. 38, county government; H. F. 85, county government.  
 Marginal entries not required on mortgages. H. F. 140, Rex.

#### RECORDS—

##### General

Create state records commission. H. F. 597, Welden.

#### RECREATION—

##### General

Removes power of eminent domain for utilization of water or water power. H. F. 26, Holden, et al.; S. F. 19, Briles, et al.  
 Horseback riding also included under public recreation on private lands. S. F. 28, Curran.  
 Persons over 64 may fish without a license. H. F. 158, Ellsworth and Taylor.  
 One-cent tax on any beverage in a disposable bottle or can, use for development and maintenance of recreational facilities. S. F. 162, Erskine.  
 Extend definition of "land" that may be used for public recreation, include commercial and industrial. H. F. 355, Roorda.  
 Impose fees for use of certain state recreational areas, penalties. S. F. 346, Erskine; H. F. 422, Tieden; H. F. 577, conservation and recreation. S.  
 Committee to study developing Iowa land use proposals. H. C. R. 25; H. J. 576.  
 Public recreation on private lands, include snowmobiling, etc. H. F. 446, Scott.  
 Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.  
 Licenses for professional boxing and wrestling matches. S. F. 223, Briles; H. F. 562, Fischer of Grundy. S.  
 Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.

#### REDISTRICTING—

##### General

Judicial redistricting. H. F. 409, judiciary; S. F. 417, judiciary. S. (Same subject matter)

**REFLECTORS—****General**

Require railroad cars to be equipped with reflectors, penalty. H. F. 579, Dougherty, et al.

**REFUSE—**

(See Pollution and/or Sewage)

**REGENTS, BOARD OF—****General**

Require bond issues of the board of regents for self-liquidating dormitories to be approved by the voters. H. F. 51, Fischer of Grundy.

Tuition rates set by the board of regents, reciprocal agreements. H. F. 72, Mendenhall.

College of criminal justice be established at University of Northern Iowa. S. C. R. 9; S. J. 99, 178.

Remove provision granting leaves of absence for staff members of board of regents. S. F. 122, higher education; H. F. 157, higher education.

Reimburse city of Harlan for expenses incurred, re site for proposed western Iowa college. S. F. 101, Schaben.

Control of traffic and parking of vehicles at board of regents institutions. S. F. 120, higher education; H. F. 162, higher education.

Remove equipment from approval by legislature and governor, and federal grants, etc. to be mixed together with tuition, fees, etc.—board of regents. S. F. 122, higher education; H. F. 157, higher education.

College of criminal justice be established at University of Northern Iowa. H. C. R. 14; H. J. 287, 1704.

Method for the termination of employment agreements executed by board of regents, also repeals provision for board of regents to establish administrative offices. S. F. 240, Messerly, et al.

Admission to University of Iowa college of medicine. H. F. 341, Campbell.

Limit enrollments at the state universities. S. F. 324, Griffin.

Establish an endangered species list of wildlife. H. F. 362, Bray, et al.

Tuition charged to nonresident students, board of regents. H. F. 402, Schroeder and Knoke.

Contributions for retirement systems by board of regents institutions. H. F. 593, Schroeder.

Ten-year building program, board of regents. S. C. R. 32; S. J. 838, 858, 1951, 1953-1957 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor; H. J. 2152-2154, 2198-2201 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.

Board of regents authorized to complete projects of building program. S. C. R. 33; S. J. 842, 858, 1951, 1952-1953 adopted, 2037 reported correctly enrolled, 2038 signed by the president and sent to the governor; H. J. 2154-2156, 2201-2204 adopted, 2214 signed by the speaker; S. J. 2049 signed by the governor on June 30, 1971.

Board of regents, office of, for salaries, etc., and various other; and for institutions under board of regents, appropriation. H. F. 724, appropriations. (See subject Appropriations, sub-ref. Regents, Board of, for a more complete listing)

Regents, board of, statutory salary of executive secretary. H. F. 739, appropriations.

Board of regents, capital improvements, appropriation. S. F. 584, appropriations.

Board of regents, for deficiencies in operating revenues (\$3,151,000), appropriation. S. F. 586, appropriations.

Board of regents, for deficiencies in operating revenues (\$1,000,000), appropriation. S. F. 587, appropriations.

Board of regents, to replace building space and equipment lost through fire at University of Northern Iowa, appropriation. S. F. 583, appropriations.

That the board of regents be authorized to complete the carrying out of the projects heretofore approved by the Sixty-third General Assembly. H. C. R. 47; H. J. 2140.

**REGISTRATION—**

(Also See Motor Vehicles, sub-ref. Registration)

**General**

Registration of animals, agriculture, repeals section and chapter. H. F. 47, Schroeder.

Late motor vehicle registration increase penalty. S. F. 56, Curran, et al.; H. F. 96, Drake, et al.

Remove requirement state furnish containers for registration certificates. H. F. 74, Kraemer; S. F. 298, Griffin.

Special registration plates for legislators. H. F. 76, Doyle, et al.

Temporary registration of snowmobiles. S. F. 76, Ollenburg; H. F. 106, Stromer.

Increase registration fees for motorboats. S. F. 96, Curran and Neu; H. F. 133, Shaw.

Establishing a psychology examining board and registration of psychologists. H. F. 163, Alt; S. F. 241, Van Drie and Doderer. S.

- Require annual inspection of motor vehicles, registering or renewing registration, penalty. S. F. 161, Erskine; H. F. 191, Kruse.
- Motor vehicle registration cards need not be plainly seen without entering car. S. F. 231, Coleman; H. F. 454, Millen.
- Registration fee for buses owned by religious organizations, used for its purposes. S. F. 248, Van Drie.
- Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.
- House movers register motor vehicle on basis of gross weight of the vehicle without load. S. F. 371, Potgeter.
- Required qualifications for registration as a professional engineer. H. F. 403, Kehe, et al.
- Require proof of financial responsibility at time of registration of motor vehicles. H. F. 428, Mendenhall.
- Provide for use of stickers to annually update the three-year registration plates. S. F. 433, state government.
- Require migrant workers register with state employment service, penalty. S. F. 452, Tapscott; H. F. 575, Gluba.
- Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.
- Decrease annual registration fee for urban transit company vehicles. S. F. 471, transportation.
- Increase registration fees for airmen and aeronautics instructors. H. F. 608, Dunton.
- Week of May 17, 1971, be declared "Iowa High School Senior Voter Registration Week." S. R. 3; S. J. 1070, 1169 adopted.
- Registration of vending machines, permit fees, penalties. H. F. 681, Logemann. (Similar subject matter as S. F. 334)
- Registration and safety regulations for snowmobiles. H. F. 711, conservation and recreation.
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

#### REHABILITATION—

##### General

- Congratulate department of public instruction and its vocational rehabilitation branch upon the golden anniversary of its program. H. C. R. 8; H. J. 157, 167 adopted; S. J. 124, 156 adopted.
- Establish pilot programs for drug abuse, treatment, rehabilitation, education, etc., appropriation. S. F. 130, Gaudineer, et al.
- Counties may use institution funds for rehabilitative services to an alcoholic. H. F. 331, Andersen.
- General office administration and vocational education administration for salaries, etc.; vocational education aid to secondary and area schools for programs and equipment, etc.; vocational rehabilitation for salaries, etc.; public instruction. H. F. 709, appropriations.
- Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.

#### RELIGIOUS INSTITUTIONS—

##### General

- All property owned by religious institutions not used for worship or education to be taxed. S. F. 252, Griffin and Potgeter.

#### RENTAL—

##### General

- Conversion of rented personal property, penalties. H. F. 175, Alt.
- Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.
- Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, Johnston, et al.

#### RESEARCH—

##### General

- Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.

#### REST AREAS—

##### General

- Rest areas, Mills and Pottawattamie Counties. H. F. 236, state government.

#### RETARDATION—

##### General

- Support of mentally retarded children. S. F. 339, Curran; H. F. 416, Lawson.

#### RETAILER—

##### General

- Finance and delinquency charges on extensions of credit. H. F. 370, Fischer of Grundy and Freeman.
- Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.



Mechanics' liens—contractors—retailer notify owner of property. H. F. 469, Millen, et al.  
 Extension of credit, finance charges, etc. S. F. 466, commerce. (Same subject matter as H. F. 370)  
 Remittance of sales and use tax receipts to department of revenue, retailer may deposit an equal amount or 30 percent of preceding quarter. S. F. 574, ways and means.

**RETIREMENT SYSTEMS—****General**

Judicial retirement system, survivors. S. F. 110, Mowry and Gaudineer; H. F. 286, Lawson and Cochran; S. F. 550, appropriations.  
 Increase annuity of judges retired since effective date of mandatory retirement. S. F. 234, Gaudineer.  
 Benefits under peace officers' retirement system. S. F. 402, law enforcement.  
 Contributions for retirement systems by board of regents institutions. H. F. 593, Schroeder.

**Pensions**

Teachers pension systems, termination of, board of directors of school districts determine amount paid. S. F. 59, Shaff.  
 Pensions granted to the widows of retired policemen and firemen, change definition of widow or spouse. H. F. 476, Franklin.

**Public**

Retirement systems for policemen and firemen, vesting of and 5 highest salaried years. S. F. 163, cities and towns.  
 Exempt from state income tax a portion of annuities received by retired federal employees. H. F. 196, Andersen, et al.; S. F. 253, Nicholson, et al.

**REVENUE, DEPARTMENT OF—****General**

Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.  
 Exempt facilities used to control air and water pollution from property taxation. S. F. 196, Walsh, et al.; H. F. 309, Winkelman, et al.  
 Time of filing for motor fuel and special fuel tax refunds. H. F. 255, Fischer of Grundy.  
 Discounts allowed retail sales tax permit holders. H. F. 256, Stromer, et al.  
 Tax of \$5.00 on each studded tire sold, penalties. H. F. 336, Camp and Tieden.  
 Refunding of motor fuel tax. H. F. 346, ways and means.  
 Allow departments of revenue and social services, and highway commission to employ legal counsel. S. F. 373, Schaben, et al.  
 Interest and penalties on Iowa income tax. S. F. 390, Riley.  
 Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.  
 Sales tax refund for any individual resident who has a net income of \$7,000 or less. S. F. 415, Tapscott, et al.; S. F. 454, Walsh. S.  
 Taxation of credit cards, penalties. S. F. 429, Arbuckle.  
 Homestead tax credit for persons 65 or over, or totally disabled, penalties. H. F. 536, Gluba, et al.  
 Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.  
 Confidential information obtained by department of revenue may be divulged to other state officers. H. F. 550, ways and means.  
 State income tax levied on net income. S. F. 448, Tapscott, et al.; H. F. 664, Cochran, et al.  
 Sales tax refund, \$7,000 or less. S. F. 454, Walsh. (Similar to S. F. 415)  
 Waiver of taxes paid by railway companies. S. F. 456, Walsh.  
 Homestead tax credit for persons 65 or older, or disabled, property tax freeze. H. F. 603, Gluba.  
 Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.  
 Property tax relief for persons 65 or older, or totally disabled. S. F. 512, ways and means.  
 Increase rate of sales and use tax. S. F. 513, ways and means.  
 Sales tax credit, income tax. S. F. 515, ways and means.  
 Appropriate from motor vehicle fuel tax fund to department of revenue. H. F. 694, appropriations.  
 Remittance of sales and use tax receipts to department of revenue, retailer may deposit an equal amount or 30 percent of preceding quarter. S. F. 574, ways and means.  
 Appropriate to department of revenue. S. F. 576, appropriations.  
 Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)

**Director**

Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.  
 Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.  
 One-cent tax on any beverage in a disposable bottle or can, use for development and maintenance of recreational facilities. S. F. 162, Erskine.  
 Taxation of rural electric cooperative property. H. F. 197, ways and means.

Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 326, Radl.  
 Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.  
 State board of tax review, valuation adjustments, or equalization orders. (Property taxes, etc.) S. F. 261, Potgeter, et al.  
 Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.  
 Reimburse low-income householders for extraordinary property tax burdens, penalty. S. F. 304, Riley.  
 Penalty and interest for sales tax. S. F. 349, ways and means.  
 A simplified reporting form for Iowa income tax, changes in rates, exemptions, and administrative requirements. H. F. 432, Urban, et al.  
 Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.  
 Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636,, Doyle.  
 Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.  
 Revenue, department of, statutory salary of director. H. F. 739, appropriations.

#### REVIEW, BOARD OF—

(See Assessments and/or Property)

#### RIGHT-OF-WAY—

##### General

Maintenance of access roads. H. F. 10, Holden, et al.; S. F. 4, Briles, et al.  
 Use of eminent domain by boards of supervisors for any secondary road, watercourse, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.  
 Rights-of-way of secondary roads seeded to grass. S. F. 327, Laverty.  
 Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.

#### RIVERS—

(See Water)

#### ROAD USE TAX FUND—

##### General

Establish a municipal tax relief fund, appropriation for street purposes. S. F. 398, Gaudineer, et al.

#### ROADS AND HIGHWAYS—

##### General

Maintenance of access roads. H. F. 10, Holden, et al.; S. F. 4, Briles, et al.  
 Use of eminent domain by boards of supervisors for any secondary road, watercourse, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.  
 Prohibit hitchhiking on or near an interstate road. H. F. 44, Doyle.  
 Prohibit hunting along public highways. H. F. 59, Hamilton.  
 Highway commission advance state funds only after federal funds have been allotted for primary roads. H. F. 108, Goode.  
 Provide for all-weather, surfaced, mailbox turnouts. H. F. 161, Christensen, et al.  
 Maintenance of state park and institutional road system. S. F. 148, conservation and recreation.  
 Local authorities designate snow routes, regulate traffic. H. F. 181, Alt, et al.; S. F. 353, cities and towns. S.  
 Rest areas, Mills and Pottawattamie Counties. H. F. 236, state government.  
 Machinery or equipment for soil conservation work also excluded from restrictions on highway. S. F. 238, Balloun.  
 Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.  
 Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.  
 Travel trailers, exclude weight limitation, increase length—speed limits, etc. S. F. 314, Keith and DeKoster; H. F. 386, Waugh, et al.  
 Possession of owner-occupied property condemned for highway purposes, acquired within 6 months. H. F. 347, Holden; S. F. 441, transportation.  
 Rights-of-way of secondary roads seeded to grass. S. F. 327, Laverty.  
 Limit length of combination of vehicles. S. F. 364, Griffin and Kennedy.  
 Authorize certain vehicle safety regulations on streets and highways, penalty. S. F. 369, Kennedy, et al.  
 Allocation and limitation of mileage, combined freeway-expressway, arterial system and arterial connectory systems. H. F. 484, Ellsworth.  
 Transfer of portions of the primary road system into secondary road system. H. F. 494, county government.  
 Allow peace officers to close public highways when hazardous conditions exist, penalty. H. F. 561, Trowbridge.  
 Overall length of combinations of vehicles. S. F. 446, transportation. (Same subject matter as S. F. 364)

- Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.
- Owner of abandoned railway right-of-way responsible for removal of tracks and repair of highway. H. F. 626, Ewell.
- Littering of highways, penalty for deliberate. S. F. 494, Walsh.
- Control of access to highways in secondary road system. H. F. 673, Taylor, et al.
- Junkyards along highways, "Towa Junkyard Beautification Act." H. F. 734, transportation.
- Control and regulate outdoor advertising along interstate and federal aid primary highways. H. F. 737, transportation.

**ROCKETS—****General**

- Regulation of model rocketry, safety, penalties. H. F. 354, Jesse.

**RULES—****General**

- Administrative rules and regulations, state departments or agencies must establish burden of proof. S. F. 30, Mowry; S. F. 203, county government. S.
- Adjournment of the General Assembly. H. F. 57, Welden, et al.
- Conservation commission may establish uses and fees for use of state-owned land bordering on streams or lakes, zoning. S. F. 95, Kennedy, et al.; H. F. 410, Shaw and Drake.
- Require every state department or agency to hold public hearings on any proposed rule, etc. S. F. 272, Potgeter, et al.
- State conservation commission promulgate and enforce departmental rules, safe operation of watercraft. H. F. 330, conservation and recreation.
- Provide definite procedure for legislature to effect changes in administrative rules. H. F. 412, Welden, et al.
- Define administrative rules, clarify. H. F. 539, Grassley and Shaw.

**SAFETY—****General**

- Slow-moving vehicle warning devices, flashing amber lights. H. F. 46, Rex.
- Provide hunting-safety education, penalty. S. F. 79, Miller, et al.; H. F. 133, Monroe, et al.
- Water safety regulations, water-skiing, etc., sunrise to sunset. S. F. 159, conservation and recreation.
- Protective eyeglass lens and frames, penalty. S. F. 289, Doderer and Conklin; H. F. 578, Schwieger and Larson.
- Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.
- Authorize certain vehicle safety regulations on streets and highways, penalty. S. F. 369, Kennedy, et al.
- Eliminate detailed report requirements by bureau of labor, and eliminate requirement that one factory inspector be a woman. S. F. 372, Potgeter.
- Vehicle equipment requirements. S. F. 376, Coleman and Kyhl.
- Safety standards and equipment on motor vehicles used by railroad companies, penalties. S. F. 379, Riley, et al.
- Crash-resistant automobile bumpers, penalties. S. F. 384, Van Drie; H. F. 430, Schwieger, et al.
- Create elevator safety division of the bureau of labor, inspection of elevators, dumbwaiters, escalators, etc., fees and penalties. H. F. 542, Jesse.
- Require railroad cars to be equipped with reflectors, penalty. H. F. 579, Dougherty, et al.
- Registration and safety regulations for snowmobiles. H. F. 711, conservation and recreation.

**Public, Department of**

(See Public Safety, Department of)

**SALARIES—****General**

- Assistant county attorneys and their salaries, board of supervisors. S. F. 41, Briles; H. F. 131, Rex and Menefee.
- Salary for combined county officers. H. F. 62, Lipsky.
- Contribution ceiling under IPERS. H. F. 95, Mendenhall; S. F. 343, Riley, et al. S.
- Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.
- Increase salary of municipal court judges. S. F. 119, Gaudineer, et al.
- Method of paying salaries of certificated school personnel. H. F. 133, Grassley.
- Governor's salary, highest public. H. F. 193, Kennedy and Johnston.
- Board of supervisors approve salaries of probation officers and their staff. S. F. 204, county government; H. F. 295, county government.
- Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.
- Salary of the county attorney in counties over 200,000 population. S. F. 265, Gaudineer and Palmer.

- Garnishment of wages, liability for costs, and discharge of employees. S. F. 280, Riley.
- Salaries and expenses of members of the General Assembly and lieutenant governor. H. F. 371, Pelton.
- Salary of deputy sheriffs in counties having population of over 250,000. S. F. 363, county government; H. F. 465, Knoke. S.
- Salaries of judges of the district court, 87.5 percent of supreme court judges. H. F. 417, Kelly.
- Provide for a procedure, state employees to meet and confer with merit employment commission, wages, hours, benefits, etc., and terms of employment. H. F. 421, Fisher of Greene and Millen.
- Salary of county attorneys. H. F. 483, Andersen, et al.
- Salary of the superintendent of a merged area, discretion of the board of directors. H. F. 443, Dunton, et al.
- Establish wage rates for public works projects, penalties. S. F. 414, Tapscott, et al.
- Establish uniform procedures for payment of wages by employers, settling disputes, penalties. S. F. 423, Robinson, et al.; H. F. 645, Gluba; S. F. 496, Walsh, S.
- Boards of supervisors fix compensation of all elected county officials. H. F. 547, Doyle and Andersen.
- Wages subject to IPERS. S. F. 455, Walsh.
- Time and a half for employees required to work on Sunday or a legal holiday. H. F. 609, Ewell.
- May pay salaries of state employees biweekly. H. F. 616, Andersen, et al.
- Longevity pay increases, highway commission employees or any person subject to merit system, etc. H. F. 630, Andersen, et al.
- Establish minimum salaries for county officers. S. F. 503, county government.
- Salaries, vacation, and sick leave for state employees. H. F. 666, state government.
- Legislative salaries, Senator Sullivan, deceased, Senator Gross, successor. S. J. R. 10, appropriations.
- Manner in which court reporters are compensated. S. F. 534, judiciary.
- Authorizing supplements to salaries for county attorneys, sheriffs, etc. from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S.

#### SALES—

##### General

- Time during which alcoholic liquor and beer may be delivered, sold, and consumed. S. F. 169, Thordsen, et al.
- Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.
- Prohibit sale of certain beverages in cans and disposable bottles, penalty. H. F. 313, Larson and Small.
- Sale of alcoholic beverages by certain liquor licensees and beer permittees on Sunday, fees. H. F. 345, Shaw, et al.
- Sale and distribution of wine, 17 percent alcohol, penalties. S. F. 443, Walsh, et al.; H. F. 674, Trowbridge, et al.
- Regulation of home solicitation sales. H. F. 568, Dougherty, et al. (Similar subject matter as H. F. 598)
- Prohibit sale of any detergent containing any phosphorous compound. S. F. 459, Riley.
- Regulating home solicitation sales. H. F. 598, Millen, et al. (Similar subject matter as H. F. 568)
- Purchaser of copper wire or walnut logs must have bill of sale. H. F. 651, Dougherty.
- Hours during which alcoholic liquor and beer may be sold. H. F. 685, Gluba, et al. (Similar subject matter as H. F. 345)

##### Tax

(See Taxes, sub-ref. Sales)

#### SALES TAX—

(See Taxes, sub-ref. Sales)

#### SANITARY DISPOSALS—

##### General

- Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.

#### SANITATION—

##### General

- Require cities and towns to collect and dispose of garbage, etc. H. F. 261, Rodgers and Doyle.
- Require railway employees be provided adequate sanitation and shelter. H. F. 271, Hansen, et al.; S. F. 342, Riley, et al.
- Bedding sanitation in hotels, motels, etc. S. F. 294, Briles and Doderer.
- Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.

##### Districts

- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverly, et al.

Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.  
 Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.

**SAVINGS AND LOAN ASSOCIATIONS—**

**General**

Update state Code to conform with federal regulations, savings and loan associations. H. F. 94, Alt, et al.; S. F. 118, Van Drie and DeKoster.  
 Prohibit operation of mobile units by banks and other financial institutions. H. F. 128, Hamilton.  
 Nonprobate transfers, survivors, beneficiaries, etc. S. F. 295, judiciary.  
 Require financial institutions or officers or employees to inform their depositors they are licensed insurance agents, etc., except. S. F. 408, Palmer, et al.

**SCALES—**

(See Weights—Measures)

**SCHOLARSHIPS—**

**General**

Appropriation to higher education facilities commission for scholarship and medical student tuition loan programs. S. F. 528, appropriations.

**SCHOOL BUDGET REVIEW COMMITTEE—**

**General**

School district review committee and district school boards meet in May and June re budgets. H. F. 686, ways and means.

**SCHOOL DISTRICTS—**

(See Schools, sub-ref. Districts)

**SCHOOLS—**

(Also See Colleges—Universities and/or Regents, Board)

**General**

Uniforms for vocal and instrumental school music groups, purchase. H. F. 40, McCormick and Stromer.  
 Repeal of constitutional sections, fines for breach of penal laws, school districts. H. J. R. 2, Holden.  
 Sale of real property owned by a school district, student erected buildings. H. F. 66, Millen and Clark.  
 Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.  
 Joint county school systems appoint treasurer. S. F. 91, Riley.  
 Senior citizens' organizations may use school lunch facilities. S. F. 82, Van Gilst and Sullivan. H. F. 107, Stokes and Dougherty.  
 Require any organization, church, school, etc., soliciting public donations must file annual report. H. F. 174, Freeman, et al.  
 Conflicts of interest of officers and employees of political subdivisions. S. F. 173, Stephens.  
 Require approval by voters of each county, merge county school systems. S. F. 174, Stephens and Coleman.  
 Per diem and expenses for members of educational radio and TV facility board and communications advisory council. S. F. 207, Neu, et al.; H. F. 272, Hansen, et al.  
 Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.  
 Financing public schools, create basic school boards and equalization of property taxes. H. F. 363, Andersen.  
 Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.  
 Prohibit League of Iowa Municipalities, nonprofit corporations, agencies, departments of state, etc. from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.  
 Include students of schools of nursing in tuition grant programs. S. F. 380, Riley, et al.; H. F. 448, Shaw, et al.  
 Age requirements for admission to school. H. F. 441, Willits.  
 Legalize sale of a portion of the Wright school site, Des Moines, Polk County. S. F. 426, Milligan; H. F. 555, Kreamer.  
 Department of public instruction study feasibility of implementing a 12-month school year, appropriation. H. F. 530, Willits, et al.  
 Change date for school elections, organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. H. F. 582, Willits.  
 Establish cooperative educational service agencies, abolish county school systems, appropriation. H. F. 592, Grassley, et al.  
 Revise, update, and correct certain sections of the Code re school districts and corporations. S. F. 517, schools.  
 Week of May 17, 1971 be declared "Iowa High School Senior Voter Registration Week." S. R. 3; S. J. 1070, 1169 adopted.  
 Committee to review, study and obtain information re schools and make recommendations. S. C. R. 39; S. J. 1109, 1239.

School budget review committee and district school boards meet in May and June re budgets. H. F. 686, ways and means.  
 Committee to study statutory educational standards, etc. S. C. R. 45; S. J. 1855.  
 Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)

#### Aid

(See State—Federal Aid—this subject)

#### Appropriations

Limitations on property tax levy for general fund expenditures of school corporations, etc., appropriation to public instruction for school districts. H. F. 121, ways and means; S. F. 145, ways and means.

Appropriation to public instruction. S. F. 522, ways and means.

School lunch assistance to department of public instruction, appropriation. H. F. 688, appropriations.

Appropriate administration and educational and training aid funds to public instruction. H. F. 692, appropriations.

Public instruction, department of, appropriation to, for school boards, etc., for special education. S. F. 577, appropriations.

#### Area—Area Vocational

Remove three-fourths mill property tax levy for operation of area vocational and community colleges. S. F. 75, Stephens; H. F. 238, Stromer; H. F. 248, Tieden. S.

Master plan for higher education, develop legislative proposals, submit recommendations. H. C. R. 9; H. J. 176, 968 adopted; S. J. 868, 901.

Collection of fees from students at area schools. H. F. 222, Tieden, et al. (Similar subject matter as H. F. 436 and S. F. 444)

Legalize and validate proceedings of board of directors of Iowa Lakes Community College (Emmet, Dickinson, Clay, Palo Alto, and Kossuth). S. F. 263, Kelth.

Income tax deduction for education expenses. H. F. 343, Kreamer.

Prevent expansion of curriculum of area vocational schools in order to qualify as an area community college. H. F. 378, Kennedy.

Authorize merged areas to acquire and operate student centers and parking facilities, finance with revenue bonds. S. F. 374, higher education; H. F. 545, Dunton, et al. S.

Collection of fees from students at area schools. H. F. 436, Dunton, et al. (Similar subject matter as H. F. 222 and S. F. 444)

Salary of the superintendent of a merged area, discretion of the board of directors. H. F. 443, Dunton, et al.

Authorize merged areas to issue general obligation bonds for purchase of community vocational school or college buildings. H. F. 456, Waugh; S. F. 498, higher education.

Create a vocational youth organization fund, appropriation. H. F. 457, Kreamer. Levy of a tax for buildings and sites in merged areas, not to exceed 10 years. H. F. 467, Lawson, et al.; S. F. 413, higher education.

Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.

Office for planning and programming, establish programs and courses in area vocational schools and community colleges, new and expanding industries, appropriation. H. F. 498, Lawson, et al.

Collection of fees from students at area schools. S. F. 444, higher education. (Similar subject matter as H. F. 222 and H. F. 436)

Repeal authorization for purchase of tax-sheltered annuities for employees of county boards of education, state board of public instruction, and merged area schools. H. F. 548, Schroeder.

Change date for school elections, organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. H. F. 582, Willits.

Permit area school board to decrease or increase its membership and number of director districts. S. F. 479, Walsh; H. F. 682, Tieden and Menefee.

Appropriation to merged area I, operating funds for required attendance center. H. F. 683, Tieden, et al. (Same subject matter as H. F. 744)

Establish an advisory council for vocational education. H. F. 647, Dunton. Vocational training and apprenticeship programs, to conform with federal law. S. F. 509, human and industrial relations.

Legalize and validate proceedings for the establishment, organization, etc., boundaries of merged area school systems. S. F. 529, Walsh.

Appropriation to merged area I, operating funds for additional attendance center, required. H. F. 683, Tieden, et al.

General office administration and vocational education administration for salaries, etc.—vocational education aid to secondary and area schools for programs and equipment, etc.—vocational rehabilitation for salaries, etc.—public instruction. H. F. 709, appropriations.

Payment of general school aid to merged areas, public instruction, appropriation. H. F. 741, appropriations.

Appropriation to merged area I, operating funds for required attendance center. H. F. 744, appropriations. (Same subject matter as H. F. 683)

#### Boards

Method of paying salaries of certificated school personnel. H. F. 183, Grassley.

Financing public schools, create basic school boards and equalization of property taxes. H. F. 363, Andersen.  
 Statutory distance requirements for transportation of public school pupils. H. F. 450, Alt.  
 Establishment and financing of school administrative units. H. F. 637, Lipsky.  
 Information concerning school district budgets and expenditures. H. F. 698, Hansen.

**Bonds**

Authorize merged areas to acquire and operate student centers and parking facilities, finance with revenue bonds. S. F. 374, higher education; H. F. 545, Dunton, et al. S.  
 Authorize merged areas to issue general obligation bonds for purchase of community vocational school or college buildings. H. F. 456, Waugh; S. F. 498, higher education.  
 Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.  
 Investment of public funds by school corporations. S. F. 501, schools.

**Buses—Transportation**

Senior citizens' groups may use school buses. S. F. 81, Van Gilst and Briles; H. F. 427, Strand and Dougherty.  
 Require use of flashing signal lights and stop arms by school buses in cities and towns. S. F. 168, Conklin; H. F. 199, Ewell and Schwieger.  
 Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.  
 Allow children enrolled in project headstart to ride public school buses. H. F. 486, Small.  
 Transportation of nonpublic school children. H. F. 488, Small.  
 Statutory distance requirements for transportation of public school pupils. H. F. 450, Alt.  
 Distance requirements for high school pupils to be transported by school bus. H. F. 468, Alt.

**County**

Require approval by voters of each county, merge county school systems. S. F. 174, Stephens and Coleman.  
 Abolish county school system. H. F. 291, Schroeder.  
 Repeal authorization for purchase of tax-sheltered annuities for employees of county boards of education, state board of public instruction, and merged area schools. H. F. 548, Schroeder.  
 Change date for school elections, organizational meetings of school boards, county and joint county boards of education, and boards of directors of merged areas. H. F. 582, Willits.  
 Establish cooperative educational service agencies, abolish county school systems, appropriation. H. F. 592, Grassley, et al.  
 Establish county school districts, abolish present local school districts. H. F. 662, Blouin and Dunton.

**Districts**

Ceiling on millage levies for 1971 by all taxing districts, with exceptions. S. F. 33, Griffin.  
 Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.  
 Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.  
 Comptroller prescribe budget preparation procedures for school districts. H. F. 317, Kehe, et al.  
 Run-off elections in school districts. H. F. 327, Kreamer.  
 Financing public schools, create basic school boards and equalization of property taxes. H. F. 363, Andersen.  
 Director districts of school districts, clarify requirements. H. F. 581, Willits.  
 Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.  
 Require auditor of state to approve of certified or registered public accountant auditing county, county hospital, city, town, or school district. H. F. 588, Pelton.  
 Establishment and financing of school administrative units. H. F. 637, Lipsky.  
 Create a system of regional educational service agencies, eliminate county school systems. H. F. 657, Cochran.  
 Create regional educational service agencies for the purpose of performing administrative and supervisory services, etc. H. F. 661, Blouin and Dunton. (Same subject matter as H. F. 657)  
 Establish county school districts, abolish present local school districts. H. F. 662, Blouin and Dunton.  
 Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.  
 Revise, update, and correct certain sections of the Code re school districts and corporations. S. F. 517, schools.  
 School budget review committee and district school boards meet in May and June re budgets. H. F. 686, ways and means.  
 Information concerning school district budgets and expenditures. H. F. 698, Hansen.

**Driver Education**

Driver education requirements. H. F. 214, Freeman, et al.

**Funds—Taxes**

School district may not obtain more than 50 percent of the general fund expenditures by property tax. S. J. R. 2, Stephens.

Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.

Empower the General Assembly to appropriate state funds to, and provide for the use of public funds by, private schools. S. J. R. 5, Gaudineer.

Create a vocational youth organization fund, appropriation. H. F. 457, Kreamer.

Investment of funds—school districts, counties, cities, towns, and others. S. F. 442, Riley.

Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.

Investment of public funds by school corporations. S. F. 501, schools.

**Legalizing Acts****(See Legalizing Acts)****Private—Parochial**

Empower the General Assembly to appropriate state funds to, and provide for the use of public funds by, private schools. S. J. R. 5, Gaudineer.

Transportation of nonpublic school children. H. F. 488, Small.

**Public Instruction, Department of and Superintendent of**

Method of selection, members of board of public instruction and superintendent, elected. H. F. 109, Mendenhall. (H. F. 293 similar)

Method of selection, term of office, and appointment powers of board of public instruction. H. F. 293, Schroeder. (H. F. 109 similar)

Repeal authorization for purchase of tax-sheltered annuities for employees of county boards of education, state board of public instruction, and merged area schools. H. F. 548, Schroeder.

Superintendent of public instruction establish an accounting system for school corporations. S. F. 481, Guardineer.

**Radio and TV**

Per diem and expenses for members of educational radio and TV facility board and communications advisory council. S. F. 207, Neu, et al.; H. F. 272, Hansen, et al.

Authorize purchase of tax-sheltered annuities for employees of educational radio and TV facility board. S. F. 208, Neu, et al.; H. F. 244, Alt, et al.

Committee to study state-owned communications, submit recommendations. H. C. R. 23; H. J. 524, 778 adopted; S. J. 682, 697.

Educational radio and TV facility board, appropriation to, for salaries, support, etc. H. F. 738, appropriations.

Educational radio and TV facility board, statutory salary of the director. H. F. 739, appropriations.

**Requirements/Curriculum/Courses/Subjects**

Sex education and family living taught grades one through twelve. H. F. 266, Larson.

Notification to parents and guardians of the sex education courses taught in public schools, penalties. H. F. 359, Grassley.

Prevent expansion of curriculum of area vocational schools in order to qualify as an area community college. H. F. 378, Kennedy.

Require consumer education be offered to, and taken by all secondary students. H. F. 398, Strothman.

Married students may attend public schools and participate in extracurricular activities. S. F. 394, Doderer, et al.

**State—Federal Aid**

Limit amount of general state aid paid on basis of a single student in an area school. H. F. 38, Welden.

Limit payment of state aid to schools, not over 5 percent per pupil. H. F. 98, Welden; S. F. 121, Potgeter.

Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)

Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.

**Students**

Married students may attend public schools and participate in extracurricular activities. S. F. 394, Doderer, et al.

**Superintendent of**

Superintendent of public instruction appointed by governor, requirements. H. F. 52, Kehe, et al.

Method of paying salaries of certificated school personnel. H. F. 183, Grassley.

Salary of the superintendent of a merged area, discretion of the board of directors. H. F. 443, Dunton, et al.

**Teachers**

Teachers pension systems, termination of, board of directors of school districts determine amount paid. S. F. 59, Shaff.

Increase fees for teacher certificates, and classes to be issued. S. F. 97, Curran; H. F. 144, Shaw, et al.



Method of paying salaries of certificated school personnel. H. F. 183, Grassley. Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of education examiners. H. F. 471, Willits.

**Trade**

Regulation of advertising and selling courses of instruction. H. F. 499, Grassley, et al.

**Training**

Person legally liable for support of a youth also liable to state for support at a training school. S. F. 113, Smith, et al.

Recovering cost of institutionalization at training schools from inmate's income. S. F. 126, Smith, et al.

Committee to conduct study of the penal and correctional system in Iowa, submit recommendations. H. C. R. 22; H. J. 513, 819 adopted; S. J. 713, 715, 1111, 1354, 1656 adopted, 1659.

Vocational training and apprenticeship programs, to conform with federal law. S. F. 509, human and industrial relations.

**SCIENCE—**

**General**

Waiver of the basic science examination. S. F. 198, Miller.

Repeal basic science examination requirements, abolish board. S. F. 486, Conklin.

Payment of certain publication costs of the academy of science, appropriation to comptroller for. H. F. 740, appropriations.

**SECRETARY OF AGRICULTURE—**

(See Agriculture, sub-ref. Secretary of)

**SECRETARY OF SENATE—**

**General**

Senate and House members, office of staff of Senate secretary and Chief Clerk and press to be furnished 1971 Codes and session laws. S. C. R. 2; S. J. 11 adopted; H. J. 14 adopted.

Interim expenses for the Secretary of the Senate. S. R. 4; S. J. 1237, 1714 adopted.

Details of closing the 1971, first regular session of the Sixty-fourth General Assembly, interim staff and work, reconvening 1972, second regular session, etc. S. C. R. 41; S. J. 1237, 1714 adopted; H. J. 1891, 2076 adopted.

Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. S. C. R. 42; S. J. 1233, 1714 adopted; H. J. 1892, 2076 adopted.

Expenses of legislators, pertaining to operation of legislative services between sessions, be paid after proper authorization. S. C. R. 43; S. J. 1233, 1714 adopted; H. J. 1892, 2076 adopted.

**SECRETARY OF STATE—**

**General**

Notaries public, appointed by secretary of state, increase fee. H. F. 18, Welton, et al.; S. F. 45, Curran, et al.

Financial and other disclosures by persons and organizations engaged in lobbying. S. F. 34, Glenn.

Consolidation of counties. S. F. 90, county government.

Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.

Private employment agency fees, appeals. S. F. 117, Thordsen, et al.; H. F. 156, Ellsworth, et al. (Same as S. F. 566)

Require any organization, church, school, etc. soliciting public donations must file annual report. H. F. 174, Freeman, et al.

Regulation of assemblages of persons, certain acts unlawful, penalties. S. F. 194, Kennedy, et al.; H. F. 292, Knoblauch.

Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.

Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.

Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.

Reapportionment of Sixty-fifth General Assembly. S. F. 291, Gaudineer.

Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.

State to enter into the Midwest Nuclear Compact. S. F. 338, Doderer, et al.; S. F. 365, Iowa development; H. F. 396, Kehe, et al.

Corrects H. F. 18 re appointment of notaries public by secretary of state. H. F. 729, state government.

Private employment agency fees, appeals. S. F. 566, human and industrial relations. (Same as S. F. 117 and H. F. 156)

Appropriate to secretary of state. S. F. 576, appropriations.

Secretary of state, statutory salary of. H. F. 739, appropriations.

Authorize and direct issuance of a patent to real estate (Boone County) by the governor and secretary of state to the United States, Saylorville dam and reservoir. H. F. 742, conservation and recreation.

#### **SECURITIES—**

##### **General**

Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.

#### **SECURITY—**

##### **General**

Security measures for customers of self-service laundry and dry cleaning establishments, penalties. S. F. 409, Potter.  
Security guards required to have training. H. F. 529, Doyle.

#### **SECURITY MEDICAL FACILITY—**

##### **General**

Provide protection for institutional officers at security medical facility. S. F. 345, social services.

#### **SECURITY OFFICERS—**

(See Officers and/or Police)

#### **SEED—**

(See Agriculture, sub-ref. Seed)

#### **SENIOR CITIZENS—**

##### **General**

Senior citizens' groups may use school buses. S. F. 81, Van Gilst and Briles, et al.; H. F. 427, Strand and Dougherty.  
Senior citizens' organizations may use school lunch facilities. S. F. 82, Van Gilst and Sullivan; H. F. 107, Stokes and Dougherty.  
Identification cards for person 65 or older. H. F. 143, Stokes and Strand; S. F. 139, Sullivan and Van Gilst.  
Persons over 64 may fish without a license. H. F. 158, Ellsworth and Taylor.  
Counties and cities may provide programs for senior citizens. S. F. 140, Sullivan and Van Gilst; H. F. 209, Dougherty and Stokes.  
Maximum net income (\$4,500) persons 65 or older, etc.—receive additional homestead credit. H. F. 200, Andersen; S. F. 213, Erskine.

#### **SERVICES—**

(Also See Tax, sub-ref. Service)

##### **General**

Include housing and services in employment of the handicapped. H. F. 8, Alt, et al.; S. F. 7, DeKoster and Tapscott.  
Include services in employment of the handicapped. H. F. 9, Fisher of Greene, et al.; S. F. 49, Neu and Smith.  
Create a department of general services, appropriation. S. F. 87, Curran, et al.; H. F. 129, Welden, et al.  
Repeal service tax on coin-operated laundries. S. F. 128, Walsh, et al.; H. F. 339, Ellsworth, et al.  
Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.  
Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.  
Credit service charges for revolving charge accounts, penalties. H. F. 492, Uban, et al.  
Create a department of executive services, general services, reorganization. S. F. 420, Coleman, et al.  
Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.  
Tax all taxable services. H. F. 552, Dunton.

#### **SESSIONS—**

(See General Assembly)

#### **SEWAGE—**

(Also See Pollution)

##### **General**

Create a department of environmental quality. S. F. 85, Laverty, et al.; H. F. 269, Varley, et al.  
Prohibit discharge of sewage into open ditches, highways, etc. H. F. 123, Varley, et al.; S. F. 328, Laverty, et al.  
State funds appropriated for sewage works projects used for matching federal funds, appropriation. H. F. 189, Welden and Kehe.  
Corrective amendments to statute on self-liquidating improvements. H. F. 677, judiciary.  
Sewage works construction fund, appropriation. H. F. 710, appropriations.

#### **SEWER SYSTEMS**

##### **General**

State funds appropriated for sewage works projects used for matching federal funds, appropriation. H. F. 189, Welden and Kehe.

Use of sewer rental funds. S. F. 393, Potter.  
Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.

**SEX—**

**General**

Obscenity, punishment for violations thereof. S. F. 54, Kennedy.  
Sex education and family living taught grades one through twelve. H. F. 266, Larson.  
Notification to parents and guardians of the sex education courses taught in public schools, penalties. H. F. 359, Grassley.  
Voluntary sterilization, penalty. S. F. 465, Conklin.

**SHERIFFS—**

(Also See Officers and/or Police)

**General**

Appointment of deputy sheriffs and secretaries in certain counties. H. F. 357, Dunton, et al.  
Increase salary for sheriffs. H. F. 358, Ellsworth and Priebe.  
State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)  
Notice of compensation commission appraisal of damages and appeal from the damages award. H. F. 215, Dunton.  
Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.  
Permit county offices to be combined (upon petition and election) and made appointive, managers, exclude sheriffs. S. F. 275, Riley.  
Compensation for feeding prisoners in certain counties. S. F. 322, Curran, et al.  
Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.  
Salary of deputy sheriffs in counties having population of over 250,000. S. F. 363, county government; H. F. 465, Knoke. S.  
Establish civil service for deputy county sheriffs, penalties. S. F. 368, Kennedy; H. F. 449, Sorg.  
Increase some of the fees charged by sheriffs. H. F. 507, Pelton and Fischer of Grundy.  
Increase fees charged for civil processes by sheriffs. H. F. 489, Lawson.  
Establish civil service for deputy county sheriffs, penalties. S. F. 424, Riley, et al.; H. F. 618, Pelton, et al. (Same subject matter as S. F. 368 and H. F. 449)  
Establish a county law enforcement unit. H. F. 689, Taylor, et al.  
State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)  
Authorizing supplements to salaries for county attorneys, sheriffs, etc. from private or federal funds. S. F. 548, judiciary; H. F. 717, judiciary. S.

**SICK LEAVE—**

**General**

Leave of absence for state employees, also sick leave. H. F. 617, Andersen, et al.  
Salaries, vacation, and sick leave for state employees. H. F. 666, state government.

**SIGNALS—**

**General**

Require use of flashing signal lights and stop arms by school buses in cities and towns. S. F. 168, Conklin; H. F. 199, Ewell and Schwieger.  
Traffic control signals, right turns may be made if sign indicates. H. F. 262, Wells, et al.; S. F. 293, law enforcement. S.  
Flashing emergency lights on motor vehicles. H. F. 658, transportation.

**SIGNS—**

(Also See Advertising, sub-ref. Signs)

**General**

Traffic control signals, right turns may be made if sign indicates. H. F. 262, Wells, et al.; S. F. 293, law enforcement. S.  
Erection of anti-litter signs along primary and secondary highways. H. F. 310, Rodgers, et al.  
Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.

**SLAUGHTER—**

(See Animals, sub-ref. General)

**SNOWMOBILES—**

(See Motor Vehicles, sub-ref. Snowmobiles)

**SOCIAL SECURITY—**

**General**

That the department of social services be directed to continue assistance payments and not reduce such payments because of increased social security benefits. H. C. R. 41; H. J. 1703, 1741.

**SOCIAL SERVICES, DEPARTMENT OF—****General**

- Establishment of regional correction centers. H. F. 3, Drake, et al.; S. F. 2, Smith, et al.
- Include housing and services in employment of the handicapped. H. F. 8, Alt, et al.; S. F. 7, DeKoster and Tapscott.
- Include services in employment of the handicapped. H. F. 9, Fisher of Greene, et al.; S. F. 49, Neu and Smith.
- Liens on real estate owned by old-age assistance recipients. H. F. 80, Christensen.
- Criminal action to deliver drugs or liquor or to help an inmate to escape from institutions under department of social services. S. F. 108, Kennedy.
- Support of the mentally ill. S. F. 131, Potgeter, et al.; H. F. 188, Rex, et al.
- Adoption of hard to place children. H. F. 164, Bray, et al.
- Carbon tetrachloride fire extinguishers not approved for use in migratory labor camps. H. F. 219, social services.
- Penalty for practicing cosmetology without a license. H. F. 223, social services.
- Qualifications of commissioner of public health. S. F. 224, social services.
- Eligibility requirements for ADC, minors. H. F. 278, social services.
- Joint purchase, ownership, construction, and maintenance of buildings by counties. H. F. 288, social services.
- Prohibit advertising practices by chiropractors, penalty. S. F. 199, Coleman, et al.; H. F. 303, Cochran, et al.
- "Thorough" physical not required for marriage license. H. F. 308, social services.
- Definition of flammable liquids. H. F. 325, Holden. (Similar to H. F. 668, social services)
- Revocation of suspension of chiropractic license. H. F. 337, Schwieger and Norpel; S. F. 309, Davis, et al.
- Reimburse low-income householders for extraordinary property tax burdens, penalty. S. F. 304, Riley.
- Establish board of residential care standards, etc. S. F. 305, social services.
- Licensing of funeral homes. S. F. 306, social services.
- Establish housing for disabled persons, appropriation. S. F. 311, Tapscott.
- Department of social services purchase additional services from other public or private social service agencies, appropriation. S. F. 315, Walsh, et al.
- Increase funeral benefits for welfare recipients. S. F. 317, Van Gilst and Curran.
- Compensation and mileage of physician and attorney serving on commission of hospitalization. H. F. 372, Sorg.
- Support of mentally retarded children. S. F. 339, Curran; H. F. 416, Lawson.
- Provide protection for institutional officers at security medical facility. S. F. 345, social services.
- Provide aid to juvenile homes, appropriation. S. F. 358, Gaudineer.
- Licensing for the practice of the healing arts, graduated from accredited school or college. H. F. 383, Larson.
- Allow departments of revenue and social services, and highway commission to employ legal counsel. S. F. 373, Schaben, et al.
- Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.
- Testing of newborn babies for sickle cell anemia. H. F. 460, Franklin.
- Local boards of health, inspections by. H. F. 472, Lawson.
- Establish health services commission, penalties. S. F. 419, Brownlee, et al.; H. F. 518, Den Herder, et al.
- Authorize department of health to distribute information concerning birth control and establish family planning clinics. H. F. 504, Lipsky, et al.
- Establishment of area correction centers. S. F. 427, judiciary. (Same subject matter as S. F. 2 and H. F. 3)
- Establish board of optometry, restructure operations, etc. of present board. H. F. 524, Freeman, et al.
- Grant easements or rights-of-way to public lands under jurisdiction of social services. S. F. 438, social services.
- Inspection of patients' records. H. F. 533, Kelly.
- Liability for negligence in rendition of services re donating of blood, human tissues, etc. H. F. 556, Shaw.
- Evaluation of professional services and conduct by physicians, etc. of another physician, etc., protected from liability for civil damages. H. F. 569, Clark, et al.
- Evaluation of emotional stability of parents or guardians, neglected, dependent, etc., children—court require psychiatric examination, etc. H. F. 624, Schwieger and Knoke.
- Regulation, licensing and control of the dispensing of optical devices. H. F. 627, Ellsworth, et al.; S. F. 489, Walsh.
- Sale of agricultural land by social services. H. F. 640, Mayberry.
- Requests for withdrawal of body substances under the implied consent law may be oral unless requested written. H. F. 639, Schmeiser.
- Local boards of health, powers of. S. F. 495, Walsh.
- Payments to welfare recipients in health care facilities. S. F. 497, Walsh, et al.
- Administration of the federal mental retardation facilities and community mental health centers act of 1963. S. F. 506, DeKoster.

- Definition of flammable liquids. H. F. 668, social services. (H. F. 325 similar)
- Establish day care centers, appropriation. S. F. 508, Tapscott.
- Age discrimination in employment. S. F. 516, social services.
- Social services, appropriation, capital improvements. S. F. 543, appropriations.
- That the department of social services be directed to continue assistance payments and not reduce such payments because of increased social security benefits. H. C. R. 41; H. J. 1703, 1741.
- Appropriation to social services for administration and departmental operations, area service and administration, family and children's services, adult corrections services, assistance grants, mental health services, mental retardation services, specified federal matching funds, board of parole, and study by department. S. F. 565, appropriations. (Item veto)
- Social services, department of, statutory salary of the commissioner. H. F. 739, appropriations.
- Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc. H. C. R. 48; H. J. 2141.
- Parole, Board of**
- Board of parole employ own office staff. S. F. 144, Thordsen, et al.; H. F. 217, Den Herder, et al.
- Additional penalties for commission of, or attempt to commit crimes when armed with firearms. H. F. 280, Fischer of Grundy.
- Amount of money which can be loaned to a parolee from parole relief fund. H. F. 289, social services.
- Insert in Code the text of the probation and parole compact. H. F. 326, social services.
- Parole, board of, statutory salary of chief parole officer. H. F. 739, appropriations.
- Social Welfare**
- Eligibility of welfare recipients, life insurance, tools, etc. H. F. 15, Drake, et al.; S. F. 27, Smith, et al.
- Computation of old-age assistance grants. S. F. 42, Conklin.
- Disbursement of support money. H. F. 324, Schwieger.
- ADC recipient notify social welfare of any changes. H. F. 495, Knoke.
- ADC, blind assistance, and aid to disabled, payment shipped from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.
- Eliminate residency requirement for eligibility for ADC. H. F. 520, Knoke.

**SOCIAL WELFARE—**

(See Social Services, sub-ref. Social Welfare)

**SOIL CONSERVATION—****General**

- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.
- Reorganize conservation commission, natural resources council, soil conservation commission, geologist, geological board, and advisory board for preserves—establish department of national resource management. S. F. 451, Gaudineer.
- Condemnation of property by county for flood and erosion control projects. S. F. 518, county government.
- Soil conservation, appropriation. H. F. 701, appropriations.
- Soil conservation, department of, statutory salary of director. H. F. 739, appropriations.

**SOLDIERS HOME, IOWA—****General**

- Widows of veterans no longer allowed to reside at soldiers home. H. F. 185, Shaw and Mayberry.

**SOLDIERS RELIEF COMMISSION—****General**

- Abolish soldiers relief commission, duties placed under county welfare. H. F. 126, Mayberry.
- Eligibility to receive benefits of certain welfare programs, stoppage of work re labor dispute. H. F. 477, Kreamer.
- Change name of soldiers relief commission to commission on veteran affairs. H. F. 544, Logemann.

**SOLICITATION—****General**

- Require any organization, church, school, etc soliciting public donations must file annual report. H. F. 174, Freeman, et al.
- Require any organization except church, etc., soliciting public donations must file annual report listing all persons receiving funds. H. F. 353, Doyle, et al.
- Regulation of home solicitation sales. H. F. 568, Dougherty, et al. (Similar subject matter as H. F. 598)

Regulating home solicitation sales. H. F. 598, Millen, et al. ((Similar subject matter as H. F. 568))

**SPANISH-AMERICAN WAR VETERANS—**

**General**

Appropriate to Spanish-American war veterans. S. F. 576, appropriations.

**SPEED RESTRICTIONS—**

**General**

Increase speed limit for motor vehicles drawing trailers. H. F. 54, Doyle.

**SPORTS—**

(Also See Athletics and/or Schools, sub-ref. Athletics)

**General**

Scheduling of football games between S. U. I. and I. S. U. S. F. 99, Van Drie, et al.

Licenses for professional boxing and wrestling matches. S. F. 223, Briles; H. F. 562, Fischer of Grundy. S.

Create an Iowa athletic council. S. F. 378, Gaudineer.

Congratulate Ed Gagnier and I. S. U. gymnastics team on their achievements. S. C. R. 30; S. J. 747, 768 adopted; H. J. 900, 969.

**STAMPS—**

**General**

Trading stamps redeemed for cash or merchandise, cash value printed on stamp, penalties. H. F. 263, Fischer of Grundy.

Impose a tax on trading stamps, penalties. H. F. 290, Rodgers, et al.

Misuse of food stamps, penalty. H. F. 439, Schwieger.

**STATE AID—**

(Also see Schools, sub-ref. State—Federal Aid)

**General**

Limit amount of general state aid paid on basis of a single student in an area school. H. F. 38, Welden.

Limit payment of state aid to schools, not over 5 percent per pupil. H. F. 98, Welden; S. F. 121, Potgeter.

State aid to cities and towns, appropriation. S. F. 337, Gaudineer, et al.

Financing governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)

**STATE CAR DISPATCHER—**

**General**

Compensating state employees for use of their motor vehicles. S. F. 217, state government.

Local governmental bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.

Purchase and use of state-owned automobiles. S. F. 449, state government.

**STATE DEPARTMENTS—**

(See State Government, all sub-refs.)

**STATE FAIR—**

(See Fairs)

**STATE GOVERNMENT—**

**General**

Establish a state building code. H. F. 6, Camp, et al.; S. F. 32, Griffin, et al.

Tax sharing by all states from federal income taxes, call constitutional convention. H. J. R. 1, constitutional amendments and reapportionment; S. J. R. 1, constitutional amendments and reapportionment.

Prohibit incurring expenses for inauguration ceremonies and receptions for governor serving a successive term. H. F. 35, Millen, et al.

Financial disclosure by legislators, elected state officials and judges. S. F. 26, Glenn.

Superintendent of public instruction appointed by governor, requirements. H. F. 52, Kehe, et al.

Establish a metropolitan service corporation. S. F. 104, Milligan, et al.; H. F. 135, Andersen.

Annual budgeting and reporting for state departments. S. F. 112, Hill and Potter.

Payment of interest by public corporations on contracts for public improvements. H. F. 117, Kehe, et al.

Establishing precinct boundaries, cities and towns and townships, etc., population. H. F. 119, Drake; S. F. 187, Potgeter. (See sections 21, 22, and 23 of H. F. 713)

Publication of Acts of the General Assembly, one or more newspapers. H. F. 149, Grassley, et al.

Employees of county or state government not required to give an oath of political allegiance or contribution. H. F. 159, Blouin.

Disposal of certain used state motor vehicles, may trade or sell at auction. S. F. 146, state government.

- Person or organization contesting election pay costs. H. F. 247, Andersen; S. F. 214, Erskine, et al.
- Tort liability of governmental subdivisions, repeal chapter on. S. F. 219, Stephens.
- Membership on interim committees, certain provision. H. F. 259, Andersen.
- Repeal provisions for statewide property tax levy. S. F. 254, Van Gilst; H. F. 318, Dunton.
- County engineers receive free Code. H. F. 297, Rodgers.
- Office space for members of the General Assembly. H. F. 302, Kennedy.
- That the Congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. H. C. R. 18; H. J. 423, 476, 477 adopted; S. J. 381, 383.
- County board of supervisors need not submit proposition to voters to relocate property, state and federal governments taking. S. F. 269, Miller et al.; H. F. 329, Schmeiser, et al.
- Require every state department or agency to hold public hearings on any proposed rule, etc. S. F. 272, Potgeter, et al.
- Allow citizens of this state 18 years or older to vote in all elections. S. J. R. 4, Tapscott.
- Any public appointee must possess qualifications of the office whether temporary or to complete unexpired term. S. F. 286, Gaudineer.
- Establish office of ombudsman, penalties. S. F. 288, Potgeter and Walsh.
- Age of majority. H. F. 323, Larson and Blouin.
- State assistance to local governments following major disasters, appropriation. S. F. 321, Coleman, et al.
- Committee to study application forms for licenses of the departments requiring same and suggest revisions. S. C. R. 22; S. J. 420, 419, 902.
- Public officials may be appointed to joint planning commissions. H. F. 367, Lawson.
- Salaries and expenses of members of the General Assembly and lieutenant governor. H. F. 371, Pelton.
- That the Congress of the United States propose an amendment to the United States Constitution allowing citizens 18 years or older voting privileges for all elections. S. C. R. 23; S. J. 430, 431, 676 withdrawn.
- Committee to study state-owned communications, submit recommendations. H. C. R. 23; H. J. 524, 778 adopted; S. J. 682, 697.
- Voting for president and vice-president of the United States, U. S. senators and representatives by persons 18 years or over—also residence for at least 30 days. H. F. 390, Drake.
- Local governmental bodies participate in purchase of motor vehicles by state car dispatcher. H. F. 395, Johnston.
- Collection and disposition of wastepaper by the state. H. F. 407, Rodgers, et al.
- Effective date of Acts passed by the General Assembly. H. F. 445, Goode.
- Duties of the state fire marshal, inspections. H. F. 455, Welden.
- Establish the state historical board, increase fee for search of census records. H. F. 458, Larson and Schwieger.
- Repeal chapters 38A, 38C and 38D, Code 1971, emergency succession and emergency location of state and local governments. H. F. 463, Goode.
- Provide for use of stickers to annually update the three-year registration plates. S. F. 433, state government.
- Define administrative rules, clarify. H. F. 539, Grassley and Shaw.
- Governor appoint a chief administrator, office of governor. H. F. 560, Pelton.
- Purchase and use of state-owned automobiles. S. F. 449, state government.
- Create office of state architect, appropriation. H. F. 564, Priebe and Fischer of Grundy.
- Increase by 1,000 square feet highway commission administration building—emergency operating center, federally funded. H. F. 572, appropriations.
- Regulation of outdoor campaign advertising, penalty. H. F. 584, Logemann.
- Create state records commission. H. F. 597, Welden.
- Minimum age for appointment of commissioned and warrant officers in National Guard. H. F. 600, state government.
- Interagency liaison committee, repeals chapter 28C. H. F. 601, state government.
- Correct H. F. 119—population of election precincts. H. F. 632, state government. (See sections 21, 22, and 23 of H. F. 713)
- Sale of agricultural land by social services. H. F. 640, Mayberry.
- Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. S. F. 488, transportation; H. F. 648, state government.
- Crime commission designated as law enforcement planning agency, also under governor only, and add chief of highway patrol. H. F. 649, state government; S. F. 507, state government.
- Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)
- Election laws. H. F. 713, Drake and Uban. (See H. F. 119)
- Departments**
- Administrative rules and regulations, state departments or agencies must establish burden of proof. S. F. 30, Mowry; S. F. 203, county government. S.

State mine inspector shall be director, increase per diem compensation for board members. H. F. 210, Pierson, et al.  
 Printing by state agencies shall state authority. S. F. 197, Balloun.  
 Payment of civil rights commission appointees. H. F. 408, Franklin, et al.  
 Provide definite procedure for legislature to effect changes in administrative rules. H. F. 412, Weiden, et al.  
 One-half of all paper purchased by the state be of recycled paper. H. F. 419, Willits and Blouin.

#### **Employees**

Advances to state employees to cover expenses. H. F. 5, Welden, et al.; S. F. 13, Curran and Neu.  
 Out of state travel expenses for state employees, executive council establish policy. H. F. 19, Welden, et al.; S. F. 46, Curran, et al.  
 Veteran's benefits in state employment. S. F. 60, Tapscott; S. F. 418, Gaudineer. S. (Same subject matter)  
 Increase salaries of highway commission and other state employees, appropriation. S. F. 84, Van Drie, et al.; H. F. 212, Egenes, et al.  
 Incentive awards for state employees. S. F. 164, Van Drie; H. F. 231, state government. S.  
 Conflicts of interest by officials, employees, legislative employers, and members of the General Assembly. S. F. 175, Stephens.  
 Prohibit any person or political organization from soliciting or requiring contributions for political expenses from public employees. H. F. 187, Alt, et al.; S. F. 215, Milligan.  
 Compensating state employees for use of their motor vehicles. S. F. 217, state government.  
 Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.  
 Temporary or part-time employees of state, political subdivisions or cities and towns not entitled to military leave with pay or job status. H. F. 274, Ellsworth and Taylor.  
 Leaves of absence for persons elected to public office. S. F. 266, Robinson and Doderer; H. F. 361, Ewell, et al.  
 Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.  
 Exempt summer employees from merit system, and provide work test appointments. H. F. 399, state government.  
 Provide for a procedure, state employees to meet and confer with merit employment commission, wages, hours, benefits, etc., and terms of employment. H. F. 421, Fisher of Greene and Millen.  
 Nonnegligent damages caused by the highway patrol. S. F. 400, Lamborn.  
 Wages subject to IPERS. S. F. 455, Walsh.  
 Governor request comptroller or auditor of state review statutory bonding provisions for state employees. H. C. R. 33; H. J. 842, 912 adopted; S. J. 788.  
 Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 475, Potgeter. (Same as S. F. 567)  
 May pay salaries of state employees biweekly. H. F. 616, Andersen, et al.  
 Leave of absence for state employees, also sick leave. H. F. 617, Andersen, et al.  
 Longevity pay increases, highway commission employees or any person subject to merit system, etc. H. F. 630, Andersen, et al.  
 Salaries, vacation, and sick leave for state employees. H. F. 666, state government.  
 Vacations for state employees. H. F. 670, Andersen, et al.  
 State agricultural workers covered by workmen's compensation. S. F. 524, human and industrial relations.  
 State employees may be covered by workmen's compensation, also police officers. S. F. 525, human and industrial relations.  
 Motor fuel tax laws, certain enforcement duties transferred to highway commission. H. F. 684, ways and means.  
 Procedure allowing public employees and public employers to meet and confer to resolve disputes re wages, etc. S. F. 567, human and industrial relations. (Same as S. F. 475)  
 That the merit employment commission and the director be directed to develop a proposed plan providing a uniform system of pay scales and fringe benefits for all state employees. H. C. R. 49; H. J. 2194.

#### **Executive Branch**

Governor appoint commissioner of public safety, no fixed term, also need not be a resident for previous 5 years. S. F. 170, state government.  
 Governor's salary, highest public. H. F. 193, Kennedy and Johnston.  
 Governor appoint secretary of agriculture. H. F. 246, Blouin, et al.  
 Chief justice and members of the supreme court, elected state officials and Iowa congressional delegation invited to attend joint convention re address by President Richard M. Nixon. S. C. R. 21; S. J. 387 adopted; H. J. 480 adopted.



**Funds**

Prohibit League of Iowa Municipalities, nonprofit corporations, agencies, departments of state, etc. from using funds derived from property tax for lobbying, penalty. H. F. 379, Fischer of Grundy and Schroeder.

**Real Estate—Property**

Selection of compensation commissioners. H. F. 13, Holden, et al.; S. F. 17, Briles, et al.  
Leasing of property by conservation commission. H. F. 14, Shaw, et al.; S. F. 10, Curran and Kennedy.  
Purchase of real estate by counties, cities and towns, school districts, and other political subdivisions. H. F. 364, Norpel.

**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**

Rules of statutory construction. H. F. 587, judiciary.

**STERILIZE—****General**

Voluntary sterilization, penalty. S. F. 465, Conklin.

**STREETS—****General**

Local authorities designate snow routes, regulate traffic. H. F. 181, Alt, et al.; S. F. 353, cities and towns. S.  
Legalize proceedings of the town council of Peterson, Clay County, special assessments and issuance of street improvement bonds. S. F. 425, Milligan.  
Sanitary and improvement districts. S. F. 430, Griffin; H. F. 586, Mollett.

**STUDENTS—**

(See Schools, sub-ref. Students)

**STUDY COMMITTEES—****General**

Create a study committee to study functions of commerce commission to update Code, report to Sixty-fourth General Assembly, second session. S. C. R. 10; S. J. 178, 359, 564 adopted; H. J. 674.  
Master plan for higher education, develop legislative proposals, submit recommendations. H. C. R. 9; H. J. 176, 968 adopted; S. J. 868, 901.  
Committee to study and determine need of revising and updating state housing code, enforcement, etc., submit report. S. C. R. 18; S. J. 358, 565 adopted; H. J. 675.  
Committee to study application forms for licenses of the departments requiring same and suggest revisions. S. C. R. 22; S. J. 420, 419, 902.  
Committee to conduct study of the penal and correctional system in Iowa, submit recommendations. H. C. R. 22; H. J. 518, 819 adopted; S. J. 713, 715, 1111, 1354, 1656 adopted, 1659.  
Committee to study state-owned communications, submit recommendations. H. C. R. 23; H. J. 524, 778 adopted; S. J. 682, 697.  
Committee to study developing Iowa land use proposals. H. C. R. 25; H. J. 576.  
Committee to study the feasibility of establishing a department of transportation, submit report. S. C. R. 25; S. J. 470, 495, 664, 1151 adopted; H. J. 1320.  
Advisory committee to study advantages of a pari-mutuel system of betting, submit report. H. C. R. 27; H. J. 641.  
Committee to study legislation authorizing pari-mutuel betting in Iowa, submit report. H. C. R. 26; H. J. 640, 1767.  
Advisory committee to study advantages of a pari-mutuel system of betting, submit report. S. C. R. 27; S. J. 553, 770, 1133.  
Committee to study if need exists for legislation in regulating operations and acquisitions of bank holding companies, etc., submit report. S. C. R. 28; S. J. 554, 555, 1890.  
Create committee to study use of land and other related resources. H. J. R. 14, Iowa development.  
Committee to study present and projected future needs for railroad service, etc., submit report. H. C. R. 30; H. J. 774.  
Committee to study state environmental programs and agencies, submit recommendations. H. C. R. 34; H. J. 869.  
Committee to study state environmental programs, etc., submit report. S. C. R. 31; S. J. 806.  
Establish study of the public information activities of state departments and agencies under governor, appropriation. H. F. 628, Peiton.

- Committee to continue study of state environmental programs and agencies, etc. S. C. R. 36; S. J. 958.
- Committee to review, study and obtain information re schools and make recommendations. S. C. R. 39; S. J. 1109, 1239.
- Committee to study feasibility of prohibiting corporations, etc. from buying local industrial plants and closing them to obtain income tax deductions. H. C. R. 40; H. J. 1668.
- Committee to study cable television. H. C. R. 42; H. J. 2036.
- Committee to study statutory educational standards, etc. S. C. R. 45; S. J. 1855.
- That all resolutions calling for interim studies not adopted in both houses be delivered to the president pro tempore and speaker of the House and the legislative council determine priorities, etc. S. C. R. 46; S. J. 1855, 1860 adopted; H. J. 2049, 2076 adopted.
- Committee to study applications, capabilities, use, abuse and control of computer information. H. C. R. 44; H. J. 2050.
- Committee to study feasibility of retaining present property tax exemptions. H. C. R. 45; H. J. 2072.
- Committee to study the inequities in the taxes on personal property. H. C. R. 46; H. J. 2106.
- Committee to study present laws and regulations, etc. for determining eligibility of recipients of categorical assistance payments, etc. H. C. R. 48; H. J. 2141.

#### — SUBDIVISIONS—

##### General

- Subdivisions of land, in-state or out-of-state, must file with real estate commission, penalties. S. F. 111, Neu, et al.; H. F. 220, Shaw, et al.

#### SUNDAY SALES—

##### (See Sales)

#### SUPERINTENDENT OF PRINTING—

##### (See Printing Board, Superintendent of)

#### SUPERINTENDENT OF PUBLIC BUILDINGS AND GROUNDS—

##### (See Buildings and Grounds, sub-ref. Superintendent of)

#### SUPERINTENDENT OF PUBLIC INSTRUCTION—

##### (See Public Instruction and/or Schools, sub-ref. Superintendent of)

#### SUPERVISORS—

##### (See Counties, sub-ref. Supervisors, Board of)

#### SUPPORT—

##### General

- Dissolution of marriage, support, etc. H. F. 405, Doyle, et al.
- Support of certain dependents, enforcement of, defining desertion, penalties. H. F. 464, Knoke.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.

#### SUPREME COURT—

##### (See Court, sub-ref. Supreme)

#### SWINE—

##### (See Animals, sub-ref. Farm)

#### TAX—

##### General

- Reorganization of the liquor control commission, sale of, violations of, etc. S. F. 55, Curran and Neu; H. F. 172, state government. S.
- Assessment of agricultural property, eliminate productivity, etc. H. F. 81, Uban.
- Disclosure of information learned during the preparation of tax returns, misdemeanor. H. F. 141, Norpel; S. F. 233, judiciary. S.
- Real estate transactions, eliminate tax on, etc., penalty. S. F. 222, Stephens.
- Impose a tax on trading stamps, penalties. H. F. 290, Rodgers, et al.
- Establish weather modification board in counties, petitioned, levy tax. S. F. 260, Briles.
- State board of tax review, valuation adjustments, or equalization orders. (Property taxes, etc.) S. F. 261, Potgeter, et al.
- Insurance premiums collected by nonprofit hospital and medical service corporations subject to premiums tax. S. F. 299, Griffin, et al.; H. F. 530, commerce. S.
- Permit pari-mutuel betting in Iowa. S. F. 300, Griffin, et al.; H. F. 435, Knoblauch, et al.; H. F. 659, conservation and recreation. S.
- Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.
- Taxation of credit cards, penalties. S. F. 429, Arbuckle.
- Increase tax on mobile homes. H. F. 553, Dunton.
- Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.
- Tax on intangible personal property, penalties. S. F. 445, Arbuckle, et al.

- Waiver of taxes paid by railway companies. S. F. 456, Walsh.
- Increase tax on beverages containing alcohol. S. F. 514, ways and means.
- Repeal tax exemption on forest and fruit-tree reservations. S. F. 523, ways and means. (Similar subject matter as H. F. 426)
- Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.
- Axle**
- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Cigarettes—Tobacco**
- Increase tax on cigarettes. H. F. 177, ways and means; S. F. 228, ways and means.
- County**
- Tax assessments, mobile homeowners, notifications. S. F. 40, Van Gilst.
- Excise**
- Create Iowa turkey federation, promote marketing of turkeys, excise tax for. H. F. 145, Rex and Hansen; S. F. 230, Coleman.
- Repeal requirement motor vehicle registration fees, licenses, and excise taxes on motor vehicle fuel be used exclusively for highway purposes. H. J. R. 10, Larson and Small.
- Create Iowa egg fund, promote marketing of eggs, excise tax for. S. F. 255, Coleman; H. F. 350, Rex.
- Create Iowa soybean promotion board. S. F. 296, agriculture; H. F. 349, agriculture.
- Create Iowa corn marketing and research board, promote marketing of corn, excise tax for. S. F. 375, Stephens, et al.
- Federal Internal Revenue**
- Tax sharing by all states from federal income taxes, call constitutional convention. H. J. R. 1, constitutional amendments and reapportionment; S. J. R. 1, constitutional amendments and reapportionment.
- State income tax percentage of federal tax. H. J. R. 3, Mendenhall.
- Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.
- Fuel**
- Increase excise tax on motor fuel, portion going to cities and towns and grade separations. S. F. 25, Griffin.
- Time of filing for motor fuel and special fuel tax refunds. H. F. 255, Fischer of Grundy.
- Motor fuel and special fuel tax refunds, power-take-off equipment. S. F. 318, Van Drie.
- Refunding of motor fuel tax. H. F. 346, ways and means.
- Deduct or claim fuel tax (used for nonhighway purposes) from income tax at end of year. H. F. 576, Schmeiser, et al.
- Motor fuel tax laws, certain enforcement duties transferred to highway commission. H. F. 684, ways and means.
- Reduce motor fuel tax refunds allowable on aircraft, divide unclaimed refunds between airports, etc. S. F. 535, transportation.
- Appropriate from motor vehicle fuel tax fund to department of revenue. H. F. 694, appropriations.
- Appropriate from motor vehicle fuel tax fund to state comptroller, refund warrants. H. F. 695, appropriations.
- Gas**
- Exempt county conservation boards from paying state gasoline tax. S. F. 359, Potter.
- Income**
- Computation of Iowa net income, farming. H. F. 68, Mendenhall.
- Corporations deduct full amount of federal income tax, net income for Iowa income tax. H. F. 120, Stokes; S. F. 151, Sullivan. S.
- Income tax of nonresidents. H. F. 139, Mendenhall and Shaw; S. F. 279, Thordesen and Nicholson.
- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Exempt from state income tax a portion of annuities received by retired federal employees. H. F. 196, Andersen, et al.; S. F. 253, Nicholson, et al.
- Provide for allocation of corporate income on basis of sales, property, and payroll. S. F. 242, Hill; H. F. 320, Radl.
- Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.
- Provide an exemption from income tax for members of National Guard, duty and active service. H. F. 281, Ellsworth.
- Deduct contributions to individual political candidates from Iowa income tax. H. F. 299, Fischer of Grundy.
- Iowa income tax deduction for adoption expenses. H. F. 340, Kreamer; H. F. 387, Small, et al.
- Reimburse low-income householders for extraordinary property tax burdens, penalty. S. F. 304, Riley.
- Income tax deduction for education expenses. H. F. 343, Kreamer.
- Interest and penalties on Iowa income tax. S. F. 390, Riley.

- A simplified reporting form for Iowa income tax, changes in rates, exemptions, and administrative requirements. H. F. 432, Uban, et al.
- Sales tax refund for any individual resident who has a net income of \$7,000 or less. S. F. 415, Tapscott, et al.; S. F. 454, Walsh. S.
- ADC, blind assistance, and aid to disabled, payment shifted from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.
- State income tax levied on net income. S. F. 448, Tapscott, et al.; H. F. 664, Cochran, et al.
- Sales tax refund, \$7,000 or less. S. F. 454, Walsh. (Similar to S. F. 415)
- Deduct or claim fuel tax (used for nonhighway purposes) from income tax at end of year. H. F. 576, Schmeiser, et al.
- Require Iowa income tax return only if individual owes. H. F. 622, Norpel.
- Application of income tax refunds to court-ordered support payments. H. F. 623, Schwieger, et al.
- Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)
- Limit total state income tax deductions. S. F. 505, ways and means.
- Increase rates of personal and corporation income tax, etc. S. F. 519, ways and means.
- Inheritance**
- Full allowance made by court to surviving spouse and dependents, deducted as debt for inheritance tax purposes. H. F. 88, Knoblauch, et al.
- Establish full property rights between husband and wife, estates, divorce, etc. S. F. 388, Riley.
- Lien of unpaid inheritance tax effective for 20 years, tax appraisals not necessary unless, etc. S. F. 500, judiciary.
- Personal Property**
- Property tax receipts, show where money is apportioned. S. F. 102, Potter; H. F. 168, Rex.
- Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.
- Tax on intangible personal property, penalties. S. F. 445, Arbuckle, et al.
- Committee to study the inequities in the taxes on personal property. H. C. R. 46; H. J. 2106.
- Property**
- Ceiling on millage levies for 1971 by all taxing districts, with exceptions. S. F. 33, Griffin.
- Redemption of real property, increase rates of interest and penalty. S. F. 35, county government.
- Embezzled county funds, replaced by county, maximum 1 mill property tax. H. F. 60, Rex.
- Increase property taxation of benefited fire districts. H. F. 65, Mendenhall.
- Taxation of mobile homes, same as real property. S. F. 65, county government.
- Effective date of certification of payment of taxes (tax sales), 15 days after. S. F. 66, county government.
- Notification, upon request, sent to property owner if assessment increases or decreases. S. F. 67, county government; H. F. 87, county government.
- Remove three-fourth mill property tax levy for operation of area vocational and community colleges. S. F. 75, Stephens; H. F. 238, Stromer; H. F. 248, Tieden. S.
- School district may not obtain more than 50 percent of the general fund expenditures by property tax. S. J. R. 2, Stephens.
- Maximum property tax levy, 4 mills, for county general fund. H. F. 89, Mendenhall.
- Board of supervisors may levy up to one-fourth mill on property for county civil defense, etc. H. F. 91, Mendenhall.
- Property tax receipts, show where money is apportioned. S. F. 102, Potter; H. F. 168, Rex.
- Increase property tax exemptions for veterans. S. F. 107, Miller.
- May increase mill levy rate for maintenance of cemeteries not owned by townships. H. F. 118, Nystrom and Rex.
- Limitations on property tax levy for general fund expenditures of school corporations, etc., appropriation to public instruction for school districts. H. F. 121, ways and means; S. F. 145, ways and means.
- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.
- Provide 10-day grace period before interest accrues on unpaid property taxes. S. F. 186, Tapscott; H. F. 242, Kinley.
- Maximum net income (\$4,500) persons 65 or older, etc.—receive additional homestead credit. H. F. 200, Andersen; S. F. 213, Ekskine.
- Exempt facilities used to control air and water pollution from property taxation. S. F. 196, Walsh, et al.; H. F. 309, Winkelman, et al.
- Increase fee for issuance of tax deed. H. F. 227, Knoke.
- Counties may create an ambulance service expense fund. H. F. 234, Siglin and Rodgers.
- Property tax exemption for establishments holding a federal retail liquor sales permit. S. F. 227, Miller, et al.
- Temporary (2 years) tax exemption upon improvements to residences. H. F. 260, Bray, et al.

- Increase income taxes, allocate to school districts and reduce property tax. S. F. 247, Stephens.
- Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.
- Extension of tax exemptions to certain members of reserve components of armed forces. H. F. 282, Ellsworth.
- All property owned by religious institutions not used for worship or education to be taxed. S. F. 252, Griffin and Potgeter.
- Repeal provisions for statewide property tax levy. S. F. 254, Van Gilst; H. F. 318, Dunton.
- File one time for homestead tax credit and disabled veterans tax credit. S. F. 276, Lamborn.
- Property tax freeze, persons 65 years or over, net income, etc. less than \$5,000. S. F. 278, Shaff and Walsh.
- Property tax levy for ambulance service in certain counties. H. F. 328, Strothman.
- Reimburse low-income householders for extraordinary property tax burdens, penalty. S. F. 304, Riley.
- Homestead tax credit allowed to a disabled veteran transferable to a new homestead. S. F. 307, Potter and Potgeter.
- Property tax exemptions to country clubs, fraternal clubs and veterans organizations, liquor stamp. H. F. 344, Kreamer.
- Financing public schools, create basic school boards and equalization of property taxes. H. F. 363, Andersen.
- Increase tax levy for county hospitals. S. F. 355, Tapscott, et al.; H. F. 519, Hill, et al.
- Taxation of private and professional libraries. S. F. 361, Potgeter.
- Disposition of property owned by certain deceased old-age assistance recipients. H. F. 385, Moffitt.
- Forest and fruit tree reservations assessed in same manner as other agricultural land. H. F. 426, Stromer, et al.
- Notification, by county assessor, not later than March 15, valuation of property. H. F. 452, Schmeiser, et al.
- Levy of a tax for buildings and sites in merged areas, not to exceed 10 years. H. F. 467, Lawson, et al.; S. F. 413, higher education.
- Homestead tax credit, affidavit stating owner shall reside in home 6 months. H. F. 493, Priebe, et al.
- Tax exemptions allowed for veterans. H. F. 521, Kennedy. (Same subject matter as S. F. 107)
- Remit, by mortgage to county treasurer, all property taxes collected each month. S. F. 432, Potter.
- Board of review may change assessments of any taxable property. H. F. 528, Priebe and Schmeiser.
- Homestead tax credit for persons 65 or over, or totally disabled, penalties. H. F. 536, Gluba, et al.
- Installment payment of property taxes. H. F. 559, Uban, et al.
- Property tax freeze, persons 65 years or over, or totally disabled, income is less than \$5,000. S. F. 458, Walsh. (Similar subject matter as S. F. 278)
- Property tax levies for basic school tax in Ida, Johnson, and Kossuth Counties. S. F. 462, ways and means.
- Property purchased after July 1 subject to property tax, regardless. H. F. 590, Trowbridge and Grassley.
- Permit city or town to levy, on agricultural land, for street purposes a millage rate equal to county levy for secondary roads. H. F. 595, cities and towns.
- Homestead tax credit for persons 65 or older, or disabled, property tax freeze. H. F. 603, Gluba.
- Create an error, omission and embezzlement fund, tax therefor. H. F. 644, county government.
- Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)
- Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.
- Establish benefited fire districts. H. F. 663, Rex.
- Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.
- Property tax relief for persons 65 or older, or totally disabled. S. F. 512, ways and means.
- Property now exempt from taxation if used for commercial purposes to be taxed. H. F. 678, Cochran.
- Committee to study feasibility of retaining present property tax exemptions. H. C. R. 45; H. J. 2072.
- Sales**
- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- One-cent tax on any beverage in a disposable bottle or can, use for development and maintenance of recreational facilities. S. F. 162, Erskine.
- Exempt certain industrial materials and equipment from retail sales and use taxes. S. F. 166, Walsh; H. F. 459, Lawson.

- Remove sales and use tax on tangible personal property used as railroad rolling stock. S. F. 177, Shaff, et al.
- Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.
- Discounts allowed retail sales tax permit holders. H. F. 256, Stromer, et al.
- Penalty and interest for sales tax. S. F. 349, ways and means.
- Sales and use tax, reciprocity. H. F. 440, Kehe.
- Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.
- Sales tax refund for any individual resident who has a net income of \$7,000 or less. S. F. 415, Tapscott, et al.; S. F. 454, Walsh. S.
- ADC, blind assistance, and aid to disabled, payment shifted from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.
- Rate and collection of sales and use taxes. H. F. 570, ways and means. (Similar subject matter as S. F. 477)
- Sales tax refund, \$7,000 or less. S. F. 454, Walsh. (Similar to S. F. 415)
- Exempt sales of tangible personal property to an urban transit company from sales and use tax. S. F. 472, transportation.
- Collection of sales and use taxes, providing for waiver of civil penalty. S. F. 477, ways and means. (Similar subject matter as H. F. 570)
- Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.
- Increase rate of sales and use tax. S. F. 513, ways and means.
- Sales tax credit, income tax. S. F. 515, ways and means.
- Establish municipal assistance fund, treasurer of state, one-fourth of a one-cent sales tax. S. F. 521, ways and means.
- Remittance of sales and use tax receipts to department of revenue, retailer may deposit an equal amount or 30 percent of preceding quarter. S. F. 574, ways and means.
- Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.

#### Service

- Repeal service tax on coin-operated laundries. S. F. 128, Walsh, et al.; H. F. 339, Ellsworth, et al.
- Exempt municipally-owned parking lots from service tax. H. F. 304, Lipsky, et al.
- Add medical, dental, legal, accounting, engineering, consultant and research services to taxable services. S. F. 440, Potgeter and Potter.
- Tax all taxable services. H. F. 552, Dunton.
- Service tax on new construction. H. F. 553, Dunton.

#### Surtax

- Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)

#### Use

- Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.
- Exempt certain industrial materials and equipment from retail sales and use taxes. S. F. 166, Walsh; H. F. 459, Lawson.
- Remove sales and use tax on tangible personal property used as railroad rolling stock. S. F. 177, Shaff, et al.
- Sales and use tax exemptions on expenditures for air and water pollution control. S. F. 195, Walsh, et al.; H. F. 305, Winkelman, et al. S.
- Remove exemption on all tangible personal property used in interstate transportation on commerce—use tax. H. F. 406, ways and means.
- Sales and use tax, reciprocity. H. F. 440, Kehe.
- Rate and collection of sales and use taxes. H. F. 570, ways and means. (Similar subject matter as S. F. 477)
- Exempt sales of tangible personal property to an urban transit company from sales and use tax. S. F. 472, transportation.
- Collection of sales and use taxes, providing for waiver of civil penalty. S. F. 477, ways and means. (Similar subject matter as H. F. 570)
- Increase rate of sales and use tax. S. F. 513, ways and means.
- Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.
- Remittance of sales and use tax receipts to department of revenue, retailer may deposit an equal amount or 30 percent of preceding quarter. S. F. 574, ways and means.

### TAX SALES—

#### General

- Effective date of certification of payment of taxes (tax sales), 15 days after. S. F. 66, county government.
- County not liable for hazardous condition, etc. on property bought at tax sale. H. F. 104, Schroeder, et al.
- Increase fee for issuance of tax deed. H. F. 227, Knoke.
- Disposition of property owned by certain deceased old-age assistance recipients. H. F. 386, Moffitt.

**TAXICABS—****General**

Eighteen, minimum age of taxicab drivers. S. F. 253, Tapscott and Carlson.

**TEACHERS—**

(See Schools, sub-ref. Teachers and/or Retirement)

**TELEPHONE—**

(See Communications)

**TENANT—****General**

Rights of a tenant in maintenance and repair of rental property, housing. S. F. 367, Tapscott; H. F. 502, Jesse, et al.  
 Rental deposits on dwellings, imposing liabilities, penalties. H. F. 392, Johnston, et al.  
 Each landowner and tenant may receive one license for deer hunting, also limit those licenses. S. F. 385, Conklin.

**TERRACE HILL—****General**

Authorize executive council to acquire Terrace Hill. S. J. R. 9, Lamborn, et al.; H. J. R. 16, Alt, et al.

**THEATERS—****General**

Prohibit drive-in theaters from showing "X" rated motion pictures. H. F. 401, Dougherty, et al.  
 Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.  
 Obscenity and indecent material, etc., penalties. H. F. 571, Kreamer, et al.

**TIME—****General**

General Assembly endorse efforts of congressmen proposing to amend daylight saving time law. H. C. R. 36; H. J. 1106.

**TIRES—****General**

Prohibit use of ice grips and tire studs. H. F. 233, Schwieger.  
 Tax of \$5.00 on each studded tire sold, penalties. H. F. 336, Camp and Tieden.

**TITLES—****General**

Increase motor vehicle title and registration transfer fees. S. F. 68, county government.  
 Operation of unregistered vehicles, remove "knowingly" from statute, alteration of "titles" or "registration," etc. S. F. 547, transportation.

**TOBACCO—**

(Also See Tax, sub-ref. Cigarettes—Tobacco)

**General**

Increase tax on cigarettes. H. F. 177, ways and means; S. F. 228, ways and means.

**TORT CLAIMS—****General**

Tort liability of school districts and municipalities. H. F. 105, Alt; S. F. 220, Stephens.  
 Appeal board cannot pay claims over \$5,000 without approval of legislature. S. F. 192, Graham; S. F. 221, Stephens. S.  
 Definition of a nonresident for the purpose of making service of process. S. F. 225, Gaudineer.  
 Allows governing body of any municipality to delegate its power to compromise, adjust and settle tort claims. H. F. 342, Kreamer.  
 Nonnegligent damages caused by the highway patrol. S. F. 400, Lamborn.  
 Tort claims act, clarify original intent. S. F. 520, judiciary.

**TOWING—****General**

Alternate safety devices in lieu of safety chains for towing vehicles. H. F. 213, Winkelman, et al.

**TOWNSHIPS—****General**

May increase mill levy rate for maintenance of cemeteries not owned by townships. H. F. 118, Nystrom and Rex.  
 Establishing precinct boundaries, cities and towns and townships, etc., population. H. F. 119, Drake; S. F. 187, Potgeter. (See sections 21, 22, and 23 of H. F. 713)  
 Board of supervisors may combine 2 or more townships to make one election precinct. S. F. 115, Rabedaux; H. F. 230, Rex.

Correct H. F. 119—population of election precincts. H. F. 632, state government. (See sections 21, 22, and 23 of H. F. 713)  
Election laws. H. F. 713, Drake and Uban. (See H. F. 119)

**TRADE—****General**

Enlarge purposes for which cities and towns may issue bonds to develop commercial projects. H. F. 332, Holden, et al.  
Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.

**Secrets**

Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.

**TRADEMARKS—****General**

Deceptive trade practices and providing for civil remedies. S. F. 382, DeKoster and Gaudineer; H. F. 487, Kreamer.  
Remedies for dilution of the distinctiveness of a mark (trademarks, etc.). S. F. 473, judiciary.

**TRADING STAMPS—**

(See Stamps, sub-ref. General)

**TRAFFIC—****General**

Slow-moving vehicle warning devices, flashing amber lights. H. F. 46, Rex.  
Control of traffic and parking of vehicles at board of regents institutions. S. F. 120, higher education; H. F. 162, higher education.  
Local authorities designate snow routes, regulate traffic. H. F. 181, Alt, et al.; S. F. 353, cities and towns. S.  
Traffic control signals, right turns may be made if sign indicates. H. F. 262, Wells, et al.; S. F. 293, law enforcement. S.  
Authorize county boards of supervisors to adopt and enforce certain traffic ordinances, penalties. S. F. 484, county government.

**TRAFFIC VIOLATIONS—****General**

Forbid use of highways to habitual offenders of traffic laws, punishment. S. F. 268, DeKoster and Griffin.  
Provide for uniform traffic summons and a schedule of minimum fines for certain traffic violations. H. F. 423, Kehe, et al.  
Consolidate all trial courts into a unified trial court—district court judges and magistrates. S. F. 428, judiciary.

**TRAILERS—**

(See Motor Vehicles, sub-ref. Trailers)

**TRAINING SCHOOLS—**

(See Schools, sub-ref. Training)

**TRANSIT SYSTEMS—****General**

Decrease annual registration fee for urban transit company vehicles. S. F. 471, transportation.  
Exempt sales of tangible personal property to an urban transit company from sales and use tax. S. F. 472, transportation.  
Franchises for transit systems, etc., counties right to grant. S. F. 493, Walsh.

**TRANSPORTATION—****General**

Maintenance of access roads. H. F. 10, Holden, et al.; S. F. 4, Briles, et al.  
Amount of motor vehicle fees retained by counties, registration, titles, etc. H. F. 12, Drake, et al.; S. F. 11, Curran, et al.  
Prohibit hitchhiking on or near an interstate road. H. F. 44, Doyle.  
Slow-moving vehicle warning devices, flashing amber lights. H. F. 46, Rex.  
Mobile homes and vehicles, movement of oversized. H. F. 48, Schroeder.  
Increase speed limit for motor vehicles drawing trailers. H. F. 54, Doyle.  
Confiscation of motor vehicles, unlawful transportation of drugs. H. F. 58, Doyle, et al.  
Highway commission advance state funds only after federal funds have been allotted for primary roads. H. F. 108, Goode.  
Commerce commission may issue certificates of convenience to motor vehicle carriers without a public hearing. S. F. 89, Neu, et al.; H. F. 136, Shaw, et al.  
Penalties for unlawfully transporting intoxicating liquors. S. F. 93, Kennedy; H. F. 125, Doyle.  
Mudguards on motor trucks, etc. H. F. 203, Freeman, et al.  
Require motor trucks, etc., carrying certain kinds of freight to be covered. H. F. 205, Doyle, et al.  
Alternate safety devices in lieu of safety chains for towing vehicles. H. F. 213, Winkelman, et al.



- Prohibit use of ice grips and tire studs. H. F. 233, Schwieger.  
 Time of filing for motor fuel and special fuel tax refunds. H. F. 255, Fischer of Grundy.  
 Machinery or equipment for soil conservation work also excluded from restrictions on highway. S. F. 238, Balloun.  
 Eighteen, minimum age of taxicab drivers. S. F. 258, Tapscott and Carlson.  
 Emergency vehicles owned by a city or town may use flashing blue or red lights. H. F. 319, Doyle and Rodgers.  
 Motor vehicle inspection and safety, penalties. S. F. 297, law enforcement.  
 Travel trailers, exclude weight limitation, increase length—speed limits, etc. S. F. 314, Keith and DeKoster; H. F. 386, Waugh, et al.  
 Limit length of combination of vehicles. S. F. 364, Griffin and Kennedy.  
 Committee to study the feasibility of establishing a department of transportation, submit report. S. C. R. 25; S. J. 476, 495, 664, 1151 adopted; H. J. 1320.  
 Remove exemption on all tangible personal property used in interstate transportation or commerce—use tax. H. F. 406, ways and means.  
 Require proof of financial responsibility at time of registration of motor vehicles. H. F. 428, Mendenhall.  
 Authorize issuance of industrial aid bonds for railroad and bus transportation, hospital, clinic, and health care facilities, and industrial pollution control projects. H. F. 418, Hansen and Holden.  
 Crash-resistant automobile bumpers, penalties. S. F. 384, Van Drie; H. F. 430, Schwieger, et al.  
 Allocation and limitation of mileage, combined freeway-expressway, arterial system, and arterial connectory systems. H. F. 484, Ellsworth.  
 Allow children enrolled in project headstart to ride public school buses. H. F. 486, Small.  
 Transportation of nonpublic school children. H. F. 488, Small.  
 Statutory distance requirements for transportation of public school pupils. H. F. 450, Alt.  
 Distance requirements for high school pupils to be transported by school bus. H. F. 468, Alt.  
 Overall length of combinations of vehicles. S. F. 446, transportation. (Same subject matter as S. F. 364)  
 Decrease annual registration fee for urban transit company vehicles. S. F. 471, transportation.  
 Exempt sales of tangible personal property to an urban transit company from sales and use tax. S. F. 472, transportation.  
 Monetary penalty against trucking companies violating terms of their certificates of convenience and necessity re routes and schedules of service. H. F. 620, Dunton.  
 Temporary restrictions on weight and load of motor vehicles, penalties. H. F. 629, transportation; S. F. 537, transportation.  
 Owner of abandoned railway right-of-way responsible for removal of tracks and repair of highway. H. F. 626, Ewell.  
 Franchises for transfer systems, etc., counties right to grant. S. F. 493, Walsh.  
 Flashing emergency lights on motor vehicles. H. F. 658, transportation.  
 Control of access to highways in secondary road system. H. F. 473, Taylor, et al.  
 Reduce motor fuel tax refunds allowable on aircraft, divide unclaimed refunds between airports, etc. S. F. 535, transportation.  
 Operation of unregistered vehicles, remove "knowingly" from statute, alteration of "titles" or "registration," etc. S. F. 547, transportation.  
 Possession of owner-occupied property condemned for highway purposes, acquired within 6 months. H. F. 347, Holden; S. F. 441, transportation.  
 Junkyards along highways, "Iowa Junkyard Beautification Act." H. F. 734, transportation.  
 Control and regulate outdoor advertising along interstate and federal aid primary highways. H. F. 737, transportation.

**TRAVEL—****General**

- Out of state travel expenses for state employees, executive council establish policy. H. F. 19, Welden, et al.; S. F. 46, Curran, et al.

**TREASURER OF STATE—****General**

- Increase excise tax on motor fuel, portion going to cities and towns and grade separations. S. F. 25, Griffin.  
 Annual budgeting and reporting for state departments. S. F. 112, Hill and Potter.  
 Four-year terms for governor, lieutenant governor, secretary of state, treasurer, auditor and attorney general. H. J. R. 7, Schwieger, et al.  
 Exempt supervisory employees and their confidential assistants of elected officials, etc., from merit system. H. F. 253, Fischer of Grundy, et al.  
 Disposition of abandoned motor vehicles, penalties. H. F. 285, Kehe and Alt.  
 Exempt employees of elected officials from provisions of merit system. S. F. 273, Mowry, et al.  
 Reversion of unclaimed postal savings system accounts to the state. S. F. 325, Mowry; H. F. 397, Pelton.

- Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.  
 Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.  
 Establish a professional standards board governing approval of teacher preparation institutions and certification of teachers, replace board of educational examiners. H. F. 471 Willits.  
 Establish board of optometry, restructure operations, etc. of present board. H. F. 524, Freeman, et al.  
 Create state records commission. H. F. 597, Welden.  
 Provide method for payment of damages caused by hunters, penalties. S. F. 482, Shawver, et al.  
 Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.  
 Appropriate to treasurer of state. S. F. 576, appropriations.  
 Treasurer of state, statutory salary of. H. F. 739, appropriations.  
 Create an alcoholism rehabilitation fund, impose tax on consumers of alcoholic beverages. H. F. 743, Kruse, et al.

### Funds

- Governor-elect expense fund. H. F. 4, Welden, et al.; S. F. 14, Curran and Neukelman.  
 Establish an environmental pollution control loan authority. H. F. 61, Winckelman.  
 Deposit of receipts from taxation of real estate transfers, 50 percent state general fund, 50 percent county. S. F. 64, county government.  
 Deposits of public funds, invested in United States notes, certificates, bonds or other. S. F. 69, county government; H. F. 86, county government.  
 Establish a municipal tax relief fund. S. F. 80, Milligan and Carlson; H. F. 113, Alt, et al.  
 Establish chiropractic examining board fund, increase license renewal fee. S. F. 138, Miller.  
 Cities, towns, counties, and schools may impose local taxes, also axle tax. H. F. 165, Andersen, et al.; S. F. 172, Erskine.  
 Counties may enter into agreements with community health centers for their services, appropriation. S. F. 142, Briles and Miller; H. F. 284, Mendenhall, et al.  
 One-cent tax on any beverage in a disposable bottle or can, use for development and maintenance of recreational facilities. S. F. 162, Erskine.  
 Combine county fund for mental health with state institution fund. S. F. 185, Miller, et al.; H. F. 321, Shaw, et al.  
 Deposit and investment of public funds. S. F. 243, county government; H. F. 334, county government.  
 Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.  
 Establish plumbing code for installation of plumbing and certification of plumbers, fee. H. F. 311, Nystrom, et al.  
 Fees for census searches charged by department of history and archives. S. F. 290, Nicholson, et al.; H. F. 369, Holden.  
 Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.  
 Create a vocational youth organization fund, appropriation. H. F. 457, Kreamer.  
 Taxation of credit cards, penalties. S. F. 429, Arbuckle.  
 Create an error, omission and embezzlement fund, tax therefor. H. F. 644, county government.  
 Community housing development board, create, reimbursement of property tax to developers. S. F. 491, Walsh.  
 Establish municipal assistance fund, treasurer of state, one-fourth of a one-cent sales tax. S. F. 521, ways and means.

### TREES—

#### General

- Trespassing—digging, etc., or cutting down of trees—stone, minerals, fruit, etc., penalties. S. F. 176, Stephens.  
 Forest and fruit tree reservations assessed in same manner as other agricultural land. H. F. 426, Stromer, et al.

### TRESPASSING—

#### General

- Trespassing on public property, penalties for violations. H. F. 155, higher education.  
 Trespassing—digging, etc., or cutting down of trees—stone, minerals, fruit, etc., penalties. S. F. 176, Stephens.  
 Define criminal trespass, penalties. S. F. 188, judiciary.

### TRIALS—

#### General

- Grant immunity to witnesses testifying in criminal proceedings. H. F. 180, law enforcement; S. F. 283, Gaudineer. S.  
 Pleas of no contest in trial of nonindictable motor vehicle offenses. H. F. 252, Doyle.  
 Waiver of right to jury trial in indictable misdemeanor cases. H. F. 393, Johnston.

**TRUCKS—**

(See Motor Vehicles, sub-ref. Trucks)

**TRUSTS—**

**General**

Real estate investment trust may pay higher rate of interest. H. F. 254, Shaw.  
Private foundations and charitable trusts, tax advantages. S. F. 347, DeKoster  
and Gaudineer; H. F. 434, Kreamer and Pelton.

**TUITIONS—**

(Also See Schools, sub-ref. Tuition and/or Colleges—Universities)

**General**

Tuition rates set by the board of regents, reciprocal agreements. H. F. 72,  
Mendelhall.  
Admission to University of Iowa college of medicine. H. F. 341, Campbell.  
Tuition charged to nonresident students, board of regents. H. F. 402, Schroe-  
der and Knoke.  
Include students of schools of nursing in tuition grant programs. S. F. 380,  
Riley, et al.; H. F. 448, Shaw, et al.  
Provide tuition grants for post baccalaureate students. H. F. 482, Alt, et al.;  
S. F. 407, Milligan, et al.  
Appropriation to higher education facilities commission for scholarship and  
medical student tuition loan programs. S. F. 528, appropriations.  
Higher education facilities, commission, tuition grant program, appropriation.  
S. F. 592, appropriations.

**UNCLAIMED PROPERTY—**

**General**

Reversion of unclaimed postal savings system accounts to the state. S. F. 325,  
Mowry; H. F. 397, Pelton.

**UNCLAIMED PROPERTY ACT—**

(See Uniform Disposition of Unclaimed Property Act)

**Unemployment Compensation**

**General**

Eligibility for unemployment compensation for veterans. S. F. 70, Briles, et al.;  
H. F. 97, Anania and Fischer of Grundy.  
Unemployment compensation benefits, which employer to be charged. H. F.  
102, Mayberry.  
Allow full unemployment compensation benefits for recipients of retirement  
benefits, social security benefits, etc. H. F. 607, Wells and Ellsworth.  
Extend and improve the federal-state unemployment compensation program.  
H. F. 704, human and industrial relations; S. F. 546, human and indus-  
trial relations.

**UNIFORM COMMERCIAL CODE—**

**General**

Changing procedure for enforcement of an artisan's lien. H. F. 167, Logemann.  
Consumer contracts, etc., must be marked "consumer instrument." H. F. 635,  
Taylor, et al.

**UNIFORM DISPOSITION OF UNCLAIMED PROPERTY ACT—**

**General**

Reversion of unclaimed postal savings system accounts to the state. S. F.  
325, Mowry; H. F. 397, Pelton.

**UNIFORM LAWS, COMMISSION ON—**

**General**

Appropriate to commission on uniform state laws. S. F. 576, appropriations.

**UNIFORMS—**

**General**

Uniforms for vocal and instrumental school music groups, purchase. H. F. 40,  
McCormick and Stromer.

**UNIONS—**

(See Labor, sub-ref. Unions)

**UNIVERSITIES—**

(See Colleges—Universities)

**USE TAX—**

(See Taxes, sub-ref. Use)

**UTILITIES—**

**General**

Exempt certain electric utility projects from petition requirements. H. F. 24,  
Holden, et al.; S. F. 20, Briles, et al.  
Condemnation of existing utility facilities by cities and towns, procedure, etc.  
H. F. 31, Holden, et al.; S. F. 9, Briles, et al.  
Remove powers to grant a franchise to an electric utility company by board  
of supervisors. H. F. 32, Holden, et al., S. F. 23, Briles, et al.

Electric transmission lines, power of eminent domain, notification to property owners, hearings. H. F. 151, Fischer of Grundy.

**Public**

Customer requesting hearing on utility rate increase, commission shall hold. H. F. 192, Kennedy, et al.  
 Regulation of public utilities by commerce commission, public hearings held for all rate increases. H. F. 208, Fischer of Grundy.  
 Appointment of members of commerce commission, 1 from trucking, 1 railroad, and 1 public utilities. H. F. 301, Kennedy.  
 Establish charges for installation or connection of telephone service or equipment. S. F. 377, Van Drie, et al.  
 Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.  
 Public hearings by commerce commission for rate increases of public utilities. H. F. 633, Willits. (Similar subject matter as H. F. 208)  
 Location of electric generating facilities. H. F. 672, Fischer of Grundy.

**VACATIONS—**

**General**

Salaries, vacation, and sick leave for state employees. H. F. 666, state government.  
 Vacations for state employees. H. F. 670, Andersen, et al.

**VENDING—**

**General**

Vending of foods and beverages, penalty. S. F. 334, agriculture.  
 Registration of vending machines, permit fees, penalties. H. F. 681, Logemann. (Similar subject matter as S. F. 334)

**VETERANS—**

**(Also See Military)**

**General**

Veterans' benefits in state employment. S. F. 60, Tapscott; S. F. 418, Gaudineer. S. (Same subject matter)  
 Eligibility for unemployment compensation for veterans. S. F. 70, Briles, et al.; H. F. 97, Anania and Fischer of Grundy.  
 Increase property tax exemptions for veterans. S. F. 107, Miller.  
 Abolish soldiers relief commission, duties placed under county welfare. H. F. 126, Mayberry.  
 Widows of veterans no longer allowed to reside at soldiers home. H. F. 185, Shaw and Mayberry.  
 File one time for homestead tax credit and disabled veterans tax credit. S. F. 276, Lamborn.  
 Request Governor Ray issue a proclamation designating the week of March 21 as "Iowa Concern for Prisoners of War Missing in Action Week." S. C. R. 16; S. J. 351, 401 adopted, 406; H. J. 497, 566 adopted.  
 Homestead tax credit allowed to a disabled veteran transferable to a new homestead. S. F. 307, Potter and Potgeer.  
 Vietnam veterans' service compensation fund, bonds. H. F. 352, Wyckoff and Ellsworth.  
 Tax exemptions allowed for veterans. H. F. 521, Kennedy. (Same subject matters as S. F. 107)  
 Change name of soldiers relief commission to commission on veteran affairs. H. F. 544, Logemann.  
 War orphans' educational aid fund, appropriation. H. F. 606, appropriations.

**VETERINARY—**

**General**

Sale and resale of cattle, health certificate. H. F. 50, Rex.  
 Use of dead animals. S. F. 301, Shawver, et al.; H. F. 380, Strothman, et al.  
 Eradication of hog cholera and control and eradication of the swine diseases. S. F. 392, agriculture.  
 That the General Assembly opposes any plan to move the United States department of agriculture veterinary biologics division laboratory from Ames. S. C. R. 34; S. J. 843, 849 adopted; H. J. 964 adopted.

**VIOLENCE—**

**General**

Acts which threaten violence toward another considered public offenses, penalties. H. F. 543, Schwieger.

**VOCATIONAL SCHOOLS—**

(See Schools, sub-ref. Area—Area Vocational and/or Trade)

**VOTING—**

(See Elections)

**WAGES—**

(See Salaries, sub-ref. Wages)

**WAREHOUSES—****General**

- Warehouse re-examination fees. H. F. 2, Fisher of Greene, et al.; S. F. 48, Neu, et al.  
 Liability of a warehouseman for grain in his licensed facilities. H. F. 237, Fischer of Grundy and Logemann.  
 Issuance of scale weight tickets and warehouse receipts. H. F. 424, Fischer of Grundy.  
 Transfer supervision over bonded warehouses from commerce commission to department of agriculture. H. F. 665, Logemann.

**WARRANTS—****General**

- Payment of claims, also certified original invoice can be used. H. F. 283, state government.

**WATCHMAKER—****General**

- Watchmaking, abolish board of examiners, etc. S. F. 499, state government.  
 Accountancy, board of—architectural examiners, board of—banking, department of—engineering examiners, board of—watchmakers, board of examiners in, appropriation to. S. F. 552, appropriations.

**WATER—****General**

- Removes power of eminent domain for utilization of water or water power. H. F. 26, Holden, et al.; S. F. 19, Briles, et al.  
 Use of eminent domain by boards of supervisors for any secondary road, water-course, etc. H. F. 28, Holden, et al.; S. F. 6, Briles, et al.  
 Conservation commission may establish uses and fees for use of state-owned land bordering on streams or lakes, zoning. S. F. 95, Kennedy, et al.; H. F. 410, Shaw and Drake.  
 Water safety regulations, water-skiing, etc., sunrise to sunset. S. F. 159, conservation and recreation.  
 Acquisition of property by public bodies, corporations and individuals. (Place grants of eminent domain into one chapter) S. F. 189, Briles, et al.; H. F. 314, Holden, et al. S.  
 Designating a certain water area of the Wapsipinicon river as an artificial lake. S. F. 287, Robinson; H. F. 437, Lipsky.  
 Authority of boat inspector, water safety officers, etc. to board and inspect vessels, penalties. S. F. 316, conservation and recreation.  
 Boarding and inspection of vessels, penalty. S. F. 391, conservation and recreation.  
 Establish a water conditioning examining board, license and regulate contractors for. S. F. 399, Shaff; H. F. 480, Alt.  
 Sanitary and improvement districts. S. F. 430, Griffin; H. F. 536, Mollett.  
 Authorize cities and other governmental bodies to form a public authority, electric power and energy, gas, or water. H. F. 563, cities and towns.  
 Regulated use of ground water. H. F. 605, county government.  
 Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.  
 Establishment of water flowing standards. S. F. 502, environmental preservation.  
 Permit cities, not less than 13,000 nor more than 17,000 population, located on a navigable river, construction of a waste treatment facility. (Keokuk) S. F. 538, cities and towns; H. F. 707, cities and towns.  
 Establish an Iowa natural and scenic rivers system. H. F. 712, Tieden, et al.  
 Prohibit littering on any private or public land or water, penalties. H. F. 714, Kelly.

**Districts**

- Conservation of soil and water resources, control of water pollution. H. F. 73, Varley, et al.; S. F. 61, Laverty, et al.

**WATERCRAFT—****General**

- Increase registration fees for motorboats. S. F. 96, Curran and Neu; H. F. 128, Shaw.  
 Water safety regulations, water-skiing, etc., sunrise to sunset. S. F. 159, conservation and recreation.  
 Registration fee on all motorboats and sailboats in lieu of personal property taxes, penalties. S. F. 259, Erskine; H. F. 315, Shaw.  
 Designating a certain water area of the Wapsipinicon river as an artificial lake. S. F. 287, Robinson; H. F. 437, Lipsky.  
 State conservation commission promulgate and enforce departmental rules, safe operation of watercraft. H. F. 330, conservation and recreation.  
 Authority of boat inspector, water safety officers, etc., to board and inspect vessels, penalties. S. F. 316, conservation and recreation.  
 Boarding and inspection of vessels, penalty. S. F. 391, conservation and recreation.

**WATER DISTRICTS—**  
(See Water, sub-ref. Districts)

**WATER POLLUTION—**  
(See Pollution)

**WATER POLLUTION CONTROL COMMISSION—**

**General**

Prohibit sales of any detergent containing any phosphorous compound. S. F. 459, Riley.  
Establishment of water flowing standards. S. F. 502, environmental preservation.

**WAYS AND MEANS—**

**General**

State income tax percentage of federal tax. H. J. R. 3, Mendenhall.  
Computation of Iowa net income, farming. H. F. 68, Mendenhall.  
Increase fee charged for a class "A" beer permit. H. F. 176, Larson.  
Increase tax on cigarettes. H. F. 177, ways and means; S. F. 228, ways and means.  
Discounts allowed retail sales tax permit holders. H. F. 256, Stromer, et al.  
Temporary (2 years) tax exemption upon improvements to residence. H. F. 260, Bray, et al.  
Reimburse school districts for loss of tax revenue from certain tax-exempt land. H. F. 279, Schroeder and Knoke.  
Provide an exemption from income tax for members of national guard, duty and active service. H. F. 281, Ellsworth.  
Extension of tax exemptions to certain members of reserve components of armed forces. H. F. 282, Ellsworth.  
Impose a tax on trading stamps, penalties. H. F. 290, Rodgers, et al.  
Deduct contributions to individual political candidates from Iowa income tax. H. F. 299, Fischer of Grundy.  
Exempt municipally-owned parking lots from service tax. H. F. 304, Lipsky, et al.  
Repeal provisions for statewide property tax levy. S. F. 254, Van Gilst; H. F. 318, Dunton.  
Property tax levy for ambulance service in certain counties. H. F. 323, Strothman.  
Tax of \$5.00 on each studded tire sold, penalties. H. F. 336, Camp and Tleden.  
Iowa income tax deduction for adoption expenses. H. F. 340, Kreamer; H. F. 387, Small, et al.  
Counties may use institution funds for rehabilitative services to an alcoholic. H. F. 331, Andersen.  
Income tax deduction for education expenses. H. F. 343, Kreamer.  
Property tax exemptions to country clubs, fraternal clubs and veterans organizations, liquor stamp. H. F. 344, Kreamer.  
Refunding of motor fuel tax. H. F. 346, ways and means.  
Penalty and interest for sales tax. S. F. 349, ways and means.  
Remove exemption on all tangible personal property used in interstate transportation or commerce—use tax. H. F. 406, ways and means.  
Permit and license fees for certain advertising devices, etc., penalties. H. F. 411, Rodgers.  
Forest and fruit tree reservations assessed in same manner as other agricultural land. H. F. 426, Stromer, et al.  
A simplified reporting form for Iowa income tax, changes in rates, exemptions, and administrative requirements. H. F. 432, Uban, et al.  
Sales and use tax, reciprocity. H. F. 440, Kehe.  
Tax on hotel or motel, etc., accommodations. H. F. 462, ways and means.  
Homestead tax credit, affidavit stating owner shall reside in home 6 months. H. F. 493, Priebe, et al.  
Fees charged for insurance agent licenses, make act retroactive. H. F. 505, ways and means. (Similar to H. F. 365)  
Authorize cities and towns to impose a tax on theaters. H. F. 510, Doyle, et al.  
ADC, blind assistance, and aid to disabled, payment shifted from property tax to sales, income tax and other. H. F. 517, Cochran, et al.; S. F. 436, Tapscott.  
Tax exemptions allowed for veterans. H. F. 521, Kennedy. (Same subject matter as S. F. 107)  
Increase property tax exemptions for veterans. S. F. 107, Miller.  
Board of review may change assessments of any taxable property. H. F. 528, Priebe and Schmeiser.  
Homestead tax credit for persons 65 or over, or totally disabled, penalties. H. F. 536, Gluba, et al.  
Increase tax on mobile homes. H. F. 558, Dunton.  
Installment payment of property taxes. H. F. 559, Uban, et al.  
Reimburse local taxing authorities for loss of tax revenue from certain state tax-exempt real estate. H. F. 549, Schroeder.  
Confidential information obtained by department of revenue may be divulged to other state officers. H. F. 550, ways and means.  
Type of fuel used must be stated on registration of motor vehicles. H. F. 551, ways and means.

- Tax all taxable services. H. F. 552, Dunton.  
 Service tax on new construction. H. F. 553, Dunton.  
 Rate and collection of sales and use taxes. H. F. 570, ways and means. (Similar subject matter as S. F. 477)  
 Deduct or claim fuel tax (used for nonhighway purposes) from income tax at end of year. H. F. 576, Schmeiser, et al.  
 Increase registration fees for snowmobiles, disposition of fees. S. F. 463, ways and means.  
 Property purchased after July 1 subject to property tax, regardless. H. F. 590, Trowbridge and Grassley.  
 Permit city or town to levy, on agricultural land, for street purposes a millage rate equal to county levy for secondary roads. H. F. 595, cities and towns.  
 Homestead tax credit for persons 65 or older, or disabled, property tax freeze. H. F. 603, Gluba.  
 Collection of sales and use taxes, providing for waiver of civil penalty. S. F. 477, ways and means. (Similar subject matter as H. F. 570)  
 Require Iowa income tax return only if individual owes. H. F. 622, Norpel.  
 Permit cities and towns, after approval by voters, to impose a sales tax on tickets to athletic events. H. F. 636, Doyle.  
 Create an error, omission and embezzlement fund, tax therefor. H. F. 644, county government.  
 Financing of governmental programs—state aid to schools, etc. H. F. 654, ways and means. (Tax bill)  
 Limit total state income tax deductions. S. F. 505, ways and means.  
 Public safety, appropriation to, and sales and use tax on all registered automobiles, etc. S. F. 510, ways and means.  
 Establish new state aid plan for school districts, 20 mill property tax, repeals chapter 442 and section 422.78, etc. S. F. 511, ways and means.  
 Property tax relief for persons 65 or older, or totally disabled. S. F. 512, ways and means.  
 Increase rate of sales and use tax. S. F. 513, ways and means.  
 Increase tax on beverages containing alcohol. S. F. 514, ways and means.  
 Sales tax credit, income tax. S. F. 515, ways and means.  
 Increase rates of personal and corporation income tax, etc. S. F. 519, ways and means.  
 Establish municipal assistance fund, treasurer of state, one-fourth of a one-cent sales tax. S. F. 521, ways and means.  
 Appropriation to public instruction. S. F. 522, ways and means.  
 Property now exempt from taxation if used for commercial purposes to be taxed. H. F. 678, Cochran.  
 Repeal tax exemption on forest and fruit-tree reservations. S. F. 523, ways and means. (Similar subject matter as H. F. 426)  
 Motor fuel tax laws, certain enforcement duties transferred to highway commission. H. F. 684, ways and means.  
 School budget review committee and district school boards meet in May and June re budgets. H. F. 686, ways and means.  
 Change the budget year of cities and towns, counties, and other political subdivisions. H. F. 733, ways and means; S. F. 575, ways and means. Very similar.

**WEAPONS—**  
 (Also See Firearms)

**General**

- Fees for issuance of permits to carry concealed weapons. S. F. 264, Gaudineer, et al.  
 Permits to carry concealed weapons, penalties. S. F. 356, Gaudineer, et al.

**WEATHER—**

**General**

- Establish weather modification board in counties, petitioned, levy tax. S. F. 260, Briles.

**WEEDS—**

**General**

- Hemp a noxious weed. H. F. 71, Stromer.  
 Teasel a noxious weed. S. F. 480, agriculture.

**WEIGHTS—MEASURES—**

(Also See Agriculture, sub-ref. Weight—Measures)

**General**

- Issuance of scale weight tickets and warehouse receipts. H. F. 424, Fischer of Grundy.  
 Automatic recorders on scales, no exceptions. H. F. 451, agriculture.  
 Increase inspection fees for weights and measures. H. F. 527, agriculture.  
 Temporary restrictions on weight and load of motor vehicles, penalties. H. F. 629, transportation; S. F. 537, transportation.  
 Computation of fines for violations, maximum gross weight law for motor vehicles. S. F. 540, transportation. (Similar subject matter as H. F. 727)

Movement of oversized and overweight vehicles and loads, penalties. H. F. 727, transportation. (Similar subject matter as S. F. 540)

**WINE—**

(See Alcoholic Beverages)

**WIRETAPPING—**

**General**

Prohibit manufacture, distribution, possession, etc. by unauthorized personnel of devices designed for interception of wire or oral communications—penalties and rights to recovery. H. F. 127, Fischer of Grundy.

Prohibit manufacture, distribution, possession, etc. of devices designed for interception of wire or oral communications, penalties and right to recovery. H. F. 404, Fischer of Grundy and Skinner.

**WITNESSES—**

**General**

Grant immunity to witnesses testifying in criminal proceedings. H. F. 180, law enforcement; S. F. 233, Gaudineer. S.

State grand juries, appropriation. H. F. 184, law enforcement. (H. F. 706 revision of H. F. 184)

State grand juries, appropriation. H. F. 706, law enforcement. (Revision of H. F. 184)

**WORKMEN'S COMPENSATION—**

**General**

Allow injured employees, workmen's compensation, select doctor who treats them. S. F. 357, Palmer, et al.

Workmen's compensation for peace officers. H. F. 491, Welden.

Repeal section providing for compensating law enforcement officers injured in course of official duty. H. F. 509, Knoke.

Elected and appointed officials defined as employees for purposes of workmen's compensation. S. F. 474, law enforcement; H. F. 660, judiciary.

Workmen's compensation death benefits, dependent's age increased to 19, or. H. F. 638, Ewell, et al.

Workmen's compensation benefits based on 66% percent of worker's weekly pay. H. F. 650, Monroe, et al.

State agricultural workers covered by workmen's compensation. S. F. 524, human and industrial relations.

State employees may be covered by workmen's compensation, also police officers. S. F. 525, human and industrial relations.

Appropriate from primary road fund to industrial commission, payment of workmen's compensation claims of employees of highway commission. S. F. 568, appropriations.

**WRESTLING—**

(See Sports and/or Athletics)

**ZONING—**

(Also See Annexation)

**General**

Conservation commission may establish uses and fees for use of state-owned land bordering on streams or lakes, zoning. S. F. 95, Kennedy et al.; H. F. 410, Shaw and Drake.

Zoning regulations within prescribed distances of highways, parks, recreational areas, and navigable rivers, planning and programming. H. F. 610, Norpel, et al.

Election of members of county zoning commissions and voter approval of county zoning plans. H. F. 725, Logemann, et al.



## GENERAL INDEX

### ADDRESSED JOINT CONVENTION—

(See Joint Convention and also Addressed the House)

### ADDRESSED THE HOUSE—

(See also Joint Convention)

Honorable Donald E. Johnson .....	348
Honorable Stanley T. Shepherd .....	353
Honorable Duane E. Dewel .....	798
Mrs. Edna Lawrence .....	798
Mr. James Bohay .....	918
Honorable William J. Scherle, United States Congressman, Seventh District .....	1702
Honorable Neal Smith, United States Congressman, Fifth District ....	1738
Honorable Dewey Goode .....	1780
Honorable John C. Culver, United States Congressman, Second District	1808
Mrs. Eleanor Munsen .....	1808
Mr. Graham Sinclair, President of Junior Chamber International, Ashburton, New Zealand .....	1977
Mr. Clark Pellett, Atlantic, Iowa, Governor of the American Legion Boys State .....	1977

### ADVISORY INVESTMENT COMMITTEE—IOWA EMPLOYMENT SECURITIES COMMISSION—

Appointments .....	2217, 2242
--------------------	------------

### AGING, COMMISSION ON—

Appointments to .....	2217, 2241
-----------------------	------------

### AGRICULTURE, COMMITTEE ON—

Appointed .....	15
Bills introduced — 130, 349, 381, 382, 391, 451, 527, 602.	
Amendments filed .....	230, 397, 591, 728, 882
Amendments offered .....	230, 840, 887
Amendments withdrawn .....	1092, 1109
Reports .....	173, 230, 231, 397, 505, 728, 784
Resolutions offered .....	191, 192, 591

### ALT, DON D.—Representative Polk County

Bills introduced — J. R. 16; 8, 69, 94, 105, 113, 134, 163, 175, 181, 187, 195, 244, 262, 277, 285, 450, 468, 480, 482, 513, 514, 565, 618.	
Amendments filed ....	73, 502, 1166, 1401, 1402, 1663, 1717, 1775, 2032, 2057
Amendments offered .....	73, 502, 1727, 2057, 2093
Committee appointments .....	
13, 15, 16, 17, 40, 49, 145, 792, 1219, 1254, 2218, 2240,	2241
Petitions presented .....	1011
Reports .....	1380, 1595
Resolutions offered .....	12

### AMERICAN REVOLUTION BICENTENNIAL COMMISSION—

Appointments to .....	2241
-----------------------	------

### ANANIA, SAMUEL F.—Representative Polk County

Bills introduced — J. R. 13; 97, 298, 322, 345, 435, 485, 510, 513, 514, 519, 589, 604, 650, 656, 674.	
Amendments filed .....	356, 903, 955, 1125, 1264, 1335, 1717, 1899, 2148
Amendments offered .....	362, 1394
Committee appointments .....	15, 16, 17, 2218
Resolutions offered .....	518, 1004

<b>ANDERSEN, LEONARD C.—Representative Woodbury County</b>	
Bills introduced —	37, 56, 135, 142, 165, 196, 200, 204, 241, 247, 259, 262, 304, 331, 363, 401, 436, 467, 483, 493, 513, 545, 547, 571, 613, 616, 617, 630, 670.
Amendments filed .....	165, 196, 400, 434, 521, 631, 701, 702, 883, 903, 954, 1028, 1031, 1053, 1166, 1168, 1268, 1401, 1437, 1635, 1661, 1665, 1758, 1897, 2102, 2103, 2105
Amendments offered .....	513, 554, 1437
Amendments withdrawn .....	555, 967
Committee appointments .....	15, 16, 17, 39, 49, 2217, 2242
Petitions presented .....	210, 238, 267, 317, 535, 724, 1379, 1479, 1702
Subcommittee assignments .....	94
Official delegate to attend funeral services for the Honorable Charles K. Sullivan .....	359

**APPROPRIATIONS, COMMITTEE ON—**

<b>Appointed .....</b>	<b>15, 1808</b>
Bills introduced —	572, 606, 615, 688, 691, 692, 693, 694, 695, 696, 697, 699, 700, 701, 702, 703, 705, 708, 709, 710, 715, 719, 720, 721, 722, 723, 724, 728, 730, 731, 736, 738, 739, 740, 741, 744.
Amendments filed .....	196, 505, 881, 938, 1400, 1768, 1769, 1770, 1774, 1775, 1794, 1875, 2045, 2066, 2100, 2120, 2125
Amendments offered .....	228, 526, 979, 989, 1017, 1573, 1768, 1769, 1770, 1794, 1820, 1821, 2055, 2090, 2120, 2174
Amendments withdrawn .....	980
Reports .....	195, 505, 571, 882, 937, 938, 1400, 1401, 1579, 1773, 1774, 1874, 1875, 1876, 1895, 1896, 2045, 2046, 2066, 2100, 2102, 2124, 2125, 2140, 2144
Resolutions offered .....	1586, 1811, 1812
Subcommittee assignments .....	94, 375, 1255

**ASSISTANT CHIEF CLERK—Burl B. Beam**

Named permanent .....	37
-----------------------	----

**ASSISTANT MAJORITY FLOOR LEADERS—**

Robert M. Kreamer, Representative Polk County (See Kreamer, Robert M.—Representative Polk County, Assistant Majority Floor Leader)
Richard S. Drake, Representative Louisa-Muscatine Counties (See Drake, Richard F.—Representative Louisa-Muscatine Coun- ties, Assistant Majority Floor Leader)

**ASSISTANT MINORITY FLOOR LEADER—Berl E. Priebe, Representative  
Kossuth-Humboldt Counties**

(See Priebe, Berl E.—Representative Kossuth-Humboldt Counties, Assistant Minority Floor Leader)
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**BECAME LAW BY PUBLICATION—**

House File 66 .....	233
House File 83 .....	532
House File 119 .....	1005
House File 121 .....	1152
House File 130 .....	1005
House File 177 .....	915
House File 197 .....	1894
House File 278 .....	1894
House File 346 .....	1005
House File 347 .....	2238
House File 373 .....	2238
House File 466 .....	2239
House File 473 .....	1894
House File 505 .....	1152

GENERAL INDEX

2483

House File 515 .....	2239
House File 565 .....	2239
House File 570 .....	1321
House File 572 .....	1496
House File 686 .....	2239
House File 707 .....	2238
House File 716 .....	2289

**BENNETT, VERNON N.—Representative Polk County**

Bills introduced — J. R. 13; 322, 433, 462, 453, 511, 513, 514, 519, 526, 604, 650, 674, 689.	
Amendments filed .....	266, 955, 1125, 1336, 1475, 1516, 1717, 1899, 2149
Committee appointments .....	16, 17, 49, 695, 2183, 2217, 2241
Reports .....	2206
Resolutions offered .....	774, 2194
Appointed to Interstate Cooperation Commission .....	867
Presented to the House the Honorable Thomas A. Renda, former member of the House .....	927

**BERGMAN, IRVIN L.—Representative Lyon-Dickinson-Osceola Counties**

Bills introduced — J. R. 11; 165, 195, 207, 212, 360, 362, 380, 401, 466, 616, 617, 670, 743.	
Amendments filed .....	472, 473, 699, 903, 943, 954, 1028, 1031, 1062, 1401, 1777, 2105, 2148
Committee appointments .....	15, 16, 17, 39, 119
Petitions presented .....	57, 285, 323, 358, 524, 730, 731, 1458
Resolutions offered .....	518
Subcommittee assignments .....	94

**BILLS—**

Index to action on House Joint Resolutions and House Files .....	2257
Index to action on Senate Joint Resolutions and Senate Files .....	2319
Companion Bills, List of .....	2255
Approved after session .....	2223

**BLOUIN, MICHAEL T.—Representative Dubuque County**

Bills introduced — J. R. 12, 13; 73, 123, 159, 195, 246, 269, 322, 323, 345, 388, 392, 408, 419, 443, 482, 498, 501, 502, 504, 513, 531, 545, 569, 589, 596, 604, 610, 618, 632, 661, 662, 664, 683, 685.	
Amendments filed .....	164, 218, 235, 246, 282, 283, 571, 586, 926, 955, 1125, 1335, 1456, 1952, 2103, 2117, 2166
Amendments offered .....	257, 282, 586, 950, 1490, 2114, 2117
Amendments withdrawn .....	257, 258, 409, 511, 555, 2115
Committee appointments .....	15, 16, 17, 2240
Explanation of absence .....	745
Objection to vote change .....	1889
Petitions presented .....	248, 751, 1012, 1168, 1479, 1519
Remarks .....	1735
Resolutions offered .....	423, 774

**BRAY, DANIEL L., JR.—Representative Scott County**

Bills introduced — J. R. 13; 111, 164, 207, 225, 260, 273, 322, 360, 362, 388, 408, 432, 492, 501, 502, 616, 617, 618, 650, 670, 685.	
Amendments filed .....	546, 608, 690, 747, 748, 786, 846, 940, 955, 985, 1007, 1125, 1216, 1335, 1432, 1546, 1717, 2084
Amendments offered .....	687, 1098, 1432, 1546, 1650, 2084
Amendments withdrawn .....	853
Committee appointments .....	15, 16, 17
Petitions presented .....	110, 328
Resolutions offered .....	288, 423, 774

## BUDGET AND FINANCIAL CONTROL COMMITTEE—

Appointments to .....	849, 2217, 2240
Report to the Sixty-fourth General Assembly .....	98

## BUDGET MESSAGE—

Resolution relating to, H.C.R. 7 .....	128, 146
Delivered by Governor Robert D. Ray .....	179
Addendum and supplement to .....	615

## CAMP, JOHN—Representative Clinton County

Bills introduced — J. R. 9; 6, 69, 83, 100, 149, 271, 316, 336, 387, 623. ....	
Amendments filed .....	315, 316, 324, 325, 346, 404, 748, 844, 857, 903, 917, 954, 1017, 1053, 1401, 1555, 1606, 1665, 1706, 1776, 1777, 1795, 1876, 1882, 2079, 2119, 2120
Amendments offered 334, 377, 430, 857, 1017, 1706, 1882, 2079, 2119, 2120	
Amendments withdrawn .....	980
Announcements .....	375
Appointed assistant teller .....	46
Committee appointments .....	
.....15, 16, 17, 50, 190, 1254, 2183, 2217, 2218, 2241	
Petitions presented .....	693, 731, 987, 988, 1479, 1519, 1702, 1760
Reports .....	81, 2206
Resolutions offered .....	423, 2194
Presented to the House Mr. James Bohay, director of the Midwest Council of State Government .....	918

CAMPBELL, HERBERT L.—Representative Henry-Jefferson-Washington  
Counties

Bills introduced — 35, 134, 153, 195, 201, 232, 264, 341, 396, 401, 415, 504, 571, 641. ....	
Amendments filed .....	125, 592, 631, 639, 700, 761, 903, 954, 1007, 1401, 1486, 1777, 2149
Amendments offered .....	761, 933, 949, 1486
Amendments withdrawn .....	933
Committee appointments .....	17, 70, 832, 944
Petitions presented .....	248, 386, 646, 671, 771, 831, 1168, 1231
Reports .....	1049, 1108
Resolutions offered .....	423, 518

## CANVASS OF VOTES—

Certificates of election .....	2, 81, 82
Resolution relating to, H.C.R. 1 .....	9
For Governor and Lieutenant Governor .....	46
Tellers and judges of .....	46
Report of tellers .....	81

## CAPITOL PLANNING COMMISSION—

Appointments to .....	145, 1170, 2240
-----------------------	-----------------

## CERTIFICATES OF ELECTION—

Of Ray, Robert D., Governor .....	81
Of Jepsen, Roger W., Lieutenant Governor .....	82
Of State Representatives .....	2, 3, 4

## CHAPLAINS—

Committee on, appointed .....	12
Compensation, resolution relating to, S.C.R. 5 .....	91, 407
Resolution relating to, H.R. 1 .....	12

## CHIEF CLERK OF THE HOUSE—

Elected William R. Kendrick, acting Chief Clerk .....	1
Elected William R. Kendrick, permanent Chief Clerk .....	9
Took oath of office .....	1

GENERAL INDEX

2485

Acknowledgements .....	31,	51,	778
Announcements made .....	30,	49,	50,
126, 143, 175, 189, 198, 211, 221, 223, 239, 248, 317, 328,			
386, 406, 407, 422, 440, 452, 474, 495, 508, 523, 536, 549,			
574, 595, 612, 632, 672, 705, 724, 732, 751, 790, 808, 832,			
867, 885, 906, 920, 930, 943, 958, 973, 1012, 1033, 1081, 1135,			
1169, 1218, 1231, 1253, 1293, 1413, 1585, 1780, 1878, 1953, 2048, 2069, 2106			
Communications from .....	239,	357,	364,
645, 696, 707, 752, 906, 931, 974, 1091, 1170, 1668, 2075, 2108, 2212			
Authorized to make corrections .....	140,	263	
Authorized at attend National Legislative Conference, S.C.R. 42 ..	1892,	2076	
Report received (Budget and Financial Control Committee) .....	98		
Resolution relating to, H.R. 2 .....	12		
Resolution relating to, H.R. 9 .....	2037,	2076	
Resolution relating to, S.C.R. 2 .....	14		
Returned to Senate, House File 29 .....	552		
Honored for his valued and expert service to the legislature .....	238		
Presented to the House Kenneth Smith from Aberdeen, Washington, brother of Congressman Smith .....	1738		
CHIEF JUSTICE OF THE SUPREME COURT, The Honorable C. Edwin Moore			
Administered oath to Governor-elect .....	83		
Administered oath to Lieutenant Governor-elect .....	83		
Committee appointed by .....	30		
CHRISTENSEN, PERRY L.—Representative Decatur-Ringgold-Union Counties			
Bills introduced — 69, 80, 104, 153, 161, 170, 174, 195, 203, 205, 271, 272, 401, 407, 436, 466, 485, 513, 517, 524, 540, 545, 579.			
Amendments filed .....	315,	346,	401,
904, 954, 1025, 1031, 1054, 1062, 1377, 1661, 1774, 1871, 2083, 2105, 2148			
Amendments offered .....	334,	1590	
Amendments withdrawn .....	334,	444	
Committee appointments ..	15,	16,	17,
128, 178, 981, 1219, 2217, 2242			
Petitions presented .....	249,	693,	731,
Reports .....	1107,	1385	
Resolutions offered .....	65,	423,	518,
Subcommittee assignments .....	94		
CITIES AND TOWNS, COMMITTEE ON—			
Appointed .....	15		
Bills introduced — 557, 563, 574, 595, 707.			
Amendments filed .....	881		
Amendments offered .....	990		
Reports .....	506,	783,	881,
1152, 1153			
CLAIMS—			
(See Judiciary Committee)			
(See Claims Filed)			
(See Comptroller of Iowa)			
(See State Appeal Board)			
CLAIMS FILED—			
(See State Appeal Board)			
(See Comptroller of Iowa)			
Claims filed .....	51,	52	
Claims approved .....	53,	54	
Communication from State Appeal Board .....	777		
Resolution relating to, H.C.R. 37 .....	1501,	1811	
Resolution relating to, H.C.R. 38 .....	1486,	1812	

## House and Senate Files relating to:

- House File 283—procedure
- House File 699—claims approved and paid
- Senate File 564—per diem claims
- Senate File 580—highway patrol damages

## CLARK, JOHN H.—Representative Lee County

Bills introduced —	66, 401, 461, 510, 569, 618.	
Amendments filed	154, 346, 610, 700, 902, 954, 1402, 1717, 2148,	2190
Amendments offered		1452, 2190
Committee appointments	15, 16, 17, 179,	797
Petitions presented		248
Resolutions offered		423

## COCHRAN, DALE M.—Representative Calhoun-Webster Counties, Minority Floor Leader

Bills introduced — J. R. 13;	10, 29, 30, 69, 73, 123, 195,	
	216, 246, 257, 262, 269, 286, 290, 303, 322, 366, 401, 407,	
	420, 432, 485, 517, 568, 579, 618, 657, 664, 667, 678.	
Amendments filed	236, 237, 247, 259, 449, 466,	
	700, 902, 927, 984, 1008, 1070, 1088, 1089, 1125, 1154, 1155, 1198,	
	1202, 1216, 1250, 1322, 1335, 1411, 1429, 1497, 1510, 1606, 1899, 1952,	2083
Amendments offered	461, 466, 984, 1429, 1434, 1436, 1510,	1613
Amendments withdrawn		261
Appointed assistant teller		46
Committee appointments	15, 16, 17, 18, 1254,	1708
Petitions presented		772
Remarks		6
Reports		81
Resolutions offered	128, 166, 423, 432, 479, 774, 960, 1004, 1640, 1668, 2037,	2072
Seconded nomination of William H. Harbor for Speaker of the House		6
Presented to the House the Honorable Lucile Duitscher, former member of the House		109

## COMMERCE, COMMITTEE ON—

Appointed		15
Bills introduced — 530.		
Amendments filed	398, 717, 861,	881
Amendments offered		560
Amendments withdrawn		997
Reports	141,	
	142, 194, 397, 398, 472, 505, 590, 717, 718, 861, 862, 881,	953

## COMMITTEE OF THE WHOLE—

On House File 654	1035, 1082, 1240, 1255, 1276, 1298,	1352
Rules		1035
Amendments offered:		
Representative Scott	1036, 1041, 1044	
Representative Johnston	1037, 1184	
Representative Stromer	1040, 1033, 1115, 1308, 1312	
Representative Taylor	1043	
Representative Blouin	1045, 1087, 1185	
Representative Lipsky	1046, 1047, 1114, 1360	
Representative Varley	1046	
Representative Uban	1083, 1261	
Representative Winkelman	1083, 1085	
Representative Kehe	1084	
Representative Fischer of Grundy	1084	
Representative Freeman	1115, 1278, 1359, 1360	
Representative Kreamer	1142, 1242, 1245	
Representative Den Herder	1144	
Representative Radl	1149, 1354	
Representative Kennedy	1150, 1281, 1361	

GENERAL INDEX

2487

Representative Shaw .....	1174
Representative Schroeder .....	1184
Representative Grassley .....	1245
Representative Holden .....	1256, 1257, 1303
Representative Knoke .....	1259, 1276, 1306
Representative Cochran .....	1260
Representative Rodgers .....	1276, 1352
Representative Skinner .....	1279, 1303
Representative Ewell .....	1279
Representative Goode .....	1282, 1299
Representative Alt .....	1300
Representative Jesse .....	1301
Representative Priebe .....	1302
Representative Andersen .....	1304
Representative Gluba .....	1352
Representative Dunton .....	1353
Report .....	1362
Report adopted .....	1379
Committee of the Whole amendment as amended adopted .....	1453

COMMITTEES—(List of, as under individual heads in General Index not including standing committees)

- Advisory Investment Committee
- Aging
- American revolution Bicentennial Commission
- Budget and Financial Control
- Capitol Planning Commission
- Chaplains
- Committee of the Whole
- Conference
- Credentials
- Departmental Rules Review
- Ethics
- Higher Education Facilities Commission
- Interim
- Interstate Cooperation Commission
- Iowa State Fair and World Food Exposition Study Committee
- Law Enforcement Academy Council
- Legislative Council
- Medical Assistance Advisory Council
- Personnel
- Sifting
- Special
- Standing
- Steering
- Study
- Tellers

COMMITTEES, SPECIAL—

Appointments .....	2,
7, 9, 12, 13, 40, 82, 83, 178, 480, 792, 797, 834, 2218	
Notify and escort Governor Ray .....	
.....9, 40, 46, 82, 83, 88, 179, 186, 2218	
Notify and escort President of the Senate .....	
.....24, 82, 83, 88, 178, 481, 796	
Escort Secretary of Senate .....	24, 178, 481, 796
Escort Speaker .....	7
Escort Speaker pro tempore .....	10, 80
Notify Senate .....	9, 11, 24, 39, 80, 178, 480, 796, 2217
From Senate .....	13, 2218
Arrange for Inauguration, S.C.R. 1 .....	13
To escort Pioneer Lawmakers .....	797
Reports .....	11, 82, 178, 481, 2218

## COMMUNICATIONS FROM—

Governor Robert D. Ray .....	194, 283, 355, 432, 543, 569, 641, 666, 689,	
746, 762, 803, 861, 925, 969, 1005, 1050, 1117, 1188, 1284, 1321,		
1375, 1400, 1552, 1625, 1698, 1757, 1773, 1874, 2030, 2064, 2099, 2144,		2214
Chief Clerk .....		239,
357, 364, 388, 422, 537, 752, 906, 931, 974, 1091, 1668, 2075,		2108
Executive Council .....		707
Secretary of State .....	31, 32, 33, 39, 1321, 1495, 1893, 2072,	2239
State Appeal Board .....		51, 777
State Comptroller .....		620
Serge H. Garrison, Director of Legislative Service Bureau .....		30
Speaker of the House .....	422, 615, 1873,	2142
Dr. Norman E. Borlaug .....		1873

## COMPANION BILLS—

List of House and Senate companion bills .....	2255
------------------------------------------------	------

## COMPTROLLER OF IOWA—

Communications from .....	620
Expenses of Legislators during interim, S.C.R. 43 .....	1892, 2076
Report .....	619
Resolution relating to, H.C.R. 33 .....	842

## CONFERENCE COMMITTEES—

Appointed ....	538, 706, 981, 1219, 1708, 1819, 1978, 2071, 2175, 2178, 2183
Reports—	
On House File 12 .....	801
On House File 121 .....	597
On House File 129 .....	1872
On House File 369 .....	1049
On House File 654 .....	1841
On House File 724 .....	2182
On Senate File 188 .....	1106
On Senate File 217 .....	1379
On Senate File 544 .....	2095
Reports called up—	
On House File 12 .....	810
On House File 121 .....	623
On House File 129 .....	1880
On House File 369 .....	1107
On House File 654 .....	2008
On House File 724 .....	2204
On Senate File 188 .....	1384
On Senate File 217 .....	1594
On Senate File 544 .....	2122
On Senate File 557 .....	2087
On Senate File 572 .....	2188
Report rejected—	
On House File 654 .....	1888

## CONGRESS OF THE UNITED STATES—

Resolutions relating to:	
House Resolution 8 .....	1399
House Concurrent Resolution 11 .....	192, 240
House Concurrent Resolution 12 .....	222, 266
House Concurrent Resolution 18 .....	423, 476, 477
House Concurrent Resolution 41 .....	1703
Senate Concurrent Resolution 34 .....	964
Senate Concurrent Resolution 35 .....	1019, 1082



CONSERVATION AND RECREATION, COMMITTEE ON—

Appointed .....	15
Bills introduced — 198, 202, 330, 573, 577, 659, 680, 711, 726, 742.	
Amendments filed .....	881
Reports .....	323, 397, 506, 533, 830, 862, 881, 969, 970

CONSTITUTIONAL AMENDMENTS AND REAPPORTIONMENT, COMMITTEE ON—

Appointed .....	15
Bills introduced — J. R. 1, 15; 429, 732.	
Reports .....	186, 187, 242, 432, 520

COUNTY GOVERNMENT, COMMITTEE ON—

Appointed .....	15
Bills introduced — 84, 85, 86, 87, 103, 194, 206, 294, 295, 334, 494, 605, 614, 642, 644, 687.	
Amendments filed .....	195, 383, 445, 471, 520
Amendments offered .....	213, 517, 542, 566, 587
Reports 187, 195, 242, 322, 383, 445, 471, 520, 605, 699, 862, 926	

CREDENTIALS, COMMITTEE ON—

Appointed .....	2
Reports .....	2, 3, 4

CURTIS, WARREN E.—Representative Cherokee-Ida Counties

Bills introduced — 150, 205, 213, 305, 377, 386, 387, 493, 568, 571, 579, 643.	
Amendments filed .....	691, 903, 1062, 1401
Committee appointments .....	14, 15, 16, 17, 18, 1978
Reports .....	2027
Resolutions offered .....	111, 423, 524
Presented to the House the Honorable George P. Rapson, former member of the House .....	1557

DEN HERDER, ELMER—Representative Sioux-Lyon Counties

Bills introduced — 150, 195, 217, 401, 518, 525, 571.	
Amendments filed .....	492, 721, 748, 865, 902, 954, 1268, 1427, 1454, 1717, 1777, 1871
Amendments offered .....	872, 891, 1427, 1454, 1870
Appointed teller .....	46
Committee appointments .....	15, 16, 17, 18, 538, 2071, 2178, 2217, 2240
Petitions presented .....	300, 317, 328, 508, 1500
Reports .....	81, 104, 601, 627, 2096, 2122, 2189
Resolutions offered .....	157, 2072, 2106
Subcommittee assignments .....	94
Presented to the House the Honorable Charles B. Hoeven, former member of the House .....	788

DEPARTMENTAL RULES REVIEW COMMITTEE—

Appointments to .....	89, 988
Members appointed to serve during interim .....	2240

DOUGHERTY, TOM—Representative Marion-Monroe Counties

Bills introduced — J. R. 13; 8, 10, 23, 29, 33, 35, 39, 58, 64, 69, 76, 94, 107, 123, 161, 207, 209, 269, 270, 314, 322, 335, 400, 401, 427, 485, 510, 517, 568, 579, 618, 634, 650, 651, 664, 674, 725.	
Amendments filed .....	315, 325, 902, 955, 985, 1125, 1335, 1411, 1601, 1777, 2148
Amendments offered .....	378, 1467, 1601
Amendments withdrawn .....	378
Committee appointments .....	9, 15, 17, 18, 704, 1254, 2241

Petitions presented	175, 210, 249, 524, 612, 646, 867, 973, 1033,	1105
Resolutions offered	.....	733, 1004, 1668
Presented to the House the Honorable Armour Boot, former member of the House	.....	507
Presented to the House Miss Tricia Steward, Queen of the Pella Tulip Festival	.....	816
Presented to the House the Honorable Tom Kennedy of Newman Grove, Nebraska, Senator Kennedy is a member of the Nebraska Legislature	.....	2048
<b>DOYLE, DONALD V.—Representative Woodbury County</b>		
Bills introduced — J. R. 12, 13; 42, 43, 44, 53, 54, 56, 58, 76, 82, 88, 101, 125, 150, 156, 204, 205, 217, 249, 250, 252, 261, 262, 267, 310, 319, 322, 353, 377, 386, 396, 401, 405, 407, 442, 444, 483, 510, 513, 524, 529, 534, 547, 579, 618, 636, 650, 674.		
Amendments filed	...107, 163, 324, 546, 667, 702, 747, 770, 806, 883, 903, 955, 1125, 1336, 1517, 1665, 1774, 1777, 1778, 1952, 2103,	2148
Amendments offered	.....	137, 138
Amendments withdrawn	.....	163, 338, 1650
Committee appointments	.....	15, 16, 17, 18, 37
Petitions presented	.....	221, 300
Resolutions offered	.....	37, 518, 1004
Official delegate to attend funeral services for the Honorable Charles K. Sullivan	.....	359
<b>DRAKE, RICHARD F.—Representative Muscatine County</b>		
Bills introduced — 2, 3, 4, 5, 7, 9, 11, 12, 14, 15, 16, 17, 18, 19, 20, 22, 34, 96, 119, 129, 136, 144, 146, 171, 179, 186, 188, 212, 216, 220, 235, 253, 290, 332, 339, 366, 375, 390, 401, 403, 410, 420, 430, 436, 466, 467, 469, 482, 492, 499, 513, 545, 571, 594, 598, 612, 616, 617, 618, 630, 635, 670, 713.		
Amendments filed	.....125, 235, 266, 298, 346, 371, 376, 546, 903, 954, 1052, 1227, 1264, 1401, 1411, 1475, 1722, 1777, 1998, 2031,	2104
Amendments offered	.....	251, 276, 279, 1722, 2179
Amendments withdrawn	.....	376
Committee appointments	..16, 17, 18, 49, 481, 706, 1219, 1254,	2178
Petitions presented	.....	267
Remarks	.....	10
Reports	.....	802, 810, 1380, 1595, 2189
Resolutions offered	.....	423, 841, 842
Requested that Senate File 563 be returned to Senate	.....	1978
Seconded nomination of Representative Floyd H. Millen for Speaker pro tempore	.....	10
<b>DUNTON, KEITH H.—Representative Iowa-Keokuk Counties</b>		
Bills introduced — J. R. 13, 16; 94, 133, 165, 170, 188, 195, 210, 212, 215, 229, 244, 246, 268, 270, 284, 318, 321, 322, 335, 357, 375, 401, 420, 432, 436, 443, 467, 474, 485, 498, 513, 540, 545, 552, 553, 558, 604, 608, 618, 620, 647, 650, 653, 656, 661, 662, 725.		
Amendments filed	.....	229, 236, 247, 259, 447, 522, 902, 941, 955, 971, 985, 1008, 1028, 1031, 1125, 1216, 1287, 1324, 1336, 1606, 1661, 1898, 1900,
Amendments offered	.....	229, 1971
Amendments withdrawn	.....	656, 1973
Committee appointments	.....	9,
15, 16, 17, 18, 50, 67, 199, 538, 792, 869, 981, 2178,		2240
Petitions presented	.....	535
Reports	.....	104, 1107, 1385, 2189
Resolutions offered	.....	157, 199, 423, 774, 869, 1004

## GENERAL INDEX

2491

Subcommittee assignments .....	94
Presented to the House the Honorable Rayman D. Logue, former member of the House .....	1457
<b>EDELEN, ROLLIN C.—Representative Emmet-Kossuth County</b>	
Bills introduced — 57, 94, 112, 117, 207, 260, 317, 375, 401, 403, 420, 435, 466, 493, 510, 571, 610, 725.	
Amendments filed ..902, 917, 928, 1062, 1268, 1401, 1413, 1582, 1777, 2148	
Committee appointments .....	15, 16, 17, 18, 524, 576, 773
Petitions presented .....	487, 632, 646, 958, 2002
Resolutions offered .....	250, 518, 576, 773
<b>EGENES, SONJA—Representative Story County</b>	
Bills introduced — 195, 207, 212, 321, 360, 362, 365, 396, 401, 407, 431, 492, 504, 616, 617, 670.	
Amendments filed .....	125, 154, 163, 326, 444, 765, 902, 935, 941, 955, 993, 1053, 1578, 1608, 1637, 1661, 2148
Amendments offered .....	444, 935, 993, 1578, 1671, 1673
Amendments withdrawn .....	162, 1673
Committee appointments .....	15, 16, 17, 18
Resolutions offered .....	302, 321
Presented to the House Mrs. Eleanor Munsen of Story City, Mrs. Munsen extended an invitation to the Story City Scandinavian Days .....	1808
<b>ELLSWORTH, THEODORE R.—Representative Dubuque County</b>	
Bills introduced — J. R. 8; 35, 56, 57, 76, 88, 156, 158, 171, 188, 207, 212, 233, 271, 274, 281, 282, 287, 304, 306, 321, 332, 339, 345, 348, 352, 358, 365, 373, 375, 389, 403, 420, 431, 433, 436, 443, 453, 461, 467, 482, 484, 500, 513, 518, 541, 545, 569, 607, 618, 627, 643, 674, 683, 743.	
Amendments filed ..187, 218, 447, 572, 699, 721, 748, 751, 903, 940, 954, 955, 1025, 1054, 1401, 1635, 1661, 1774, 1777, 2103, 2147, 2148	
Amendments offered .....	208, 794, 1727, 1732
Amendments withdrawn .....	794
Committee appointments .....	15, 16, 18, 128, 695, 2217, 2242
Petitions presented .....	987, 1012, 1168, 1479, 1519
Nominated William H. Harbor for Speaker of the House .....	5
Presented to the House recipients of the Governor's Awards for outstanding ROTC Cadets .....	1167
<b>EMPLOYEES—</b>	
(See Officers and Employees)	
<b>ENROLLED BILLS—</b>	
Appointments to .....	119
Reports of House Committee (Sent to Governor) .....	232, 344, 396, 504, 568, 605, 698, 762, 803, 937, 1050, 1117, 1248, 1284, 1375, 1495, 1579, 1604, 1737, 1756, 1874, 2000, 2029, 2099, 2195, 2214
Reports of Joint Committee ..153, 173, 231, 344, 395, 504, 519, 568, 605, 629, 666, 698, 715, 746, 761, 781, 802, 880, 916, 936, 1050, 1116, 1248, 1284, 1375, 1456, 1495, 1533, 1578, 1604, 1659, 1697, 1716, 1737, 1756, 1798, 1822, 1873, 1999, 2029, 2045, 2098, 2194, 2214	
<b>ENVIRONMENTAL PRESERVATION, COMMITTEE ON—</b>	
Appointed .....	16
Bills introduced — 671.	
Amendments filed .....	544, 824
Amendments offered .....	922
Reports .....	544, 727, 824, 1117
Resolutions offered .....	869

## ETHICS, COMMITTEE ON—

Appointed .....	30,	66,	67
House Code of Ethics .....	223-225		
Approval and adoption of report .....			271

## EXPLANATION OF VOTE—

House Concurrent Resolution 15—Representative Anania .....	322
House Joint Resolution 7—Representative Blouin .....	745
House File 26—Representative Kelly .....	574
House File 33—Representative Mollett .....	1669
House File 37—Representative Kelly .....	574
House File 73—Representative Sargisson .....	1519
House File 112—Representative Kelly .....	574
House File 121—Representative Blouin .....	264
House File 122—Representative Kelly .....	574
House File 164—Representative Mollett .....	1669
House File 172—Representatives Holden and Kelly .....	381
House File 195—Representative Kelly .....	574
House File 230—Representative Kelly .....	574
House File 230—Representative Blouin .....	745
House File 268—Representative Blouin .....	745
House File 271—Representative Mollett .....	1669
House File 288—Representative Kelly .....	574
House File 289—Representative Kelly .....	574
House File 294—Representative Kelly .....	574
House File 308—Representative Kelly .....	574
House File 324—Representative Mollett .....	1669
House File 330—Representative Kelly .....	574
House File 334—Representative Kelly .....	574
House File 384—Representative Blouin .....	745
House File 386—Representative Mollett .....	1669
House File 399—Representative Sargisson .....	1519
House File 420—Representative Sargisson .....	1519
House File 429—Representative Blouin .....	745
House File 439—Representative Mollett .....	1669
House File 473—Representative Blouin .....	745
House File 479—Representative Sargisson .....	1519
House File 479—Representative Blouin .....	745
House File 505—Representative Goode .....	795
House File 546—Representative Mollett .....	1669
House File 654—Representative Hansen .....	1285
House File 677—Representative Hansen .....	1285
House File 684—Representative Sargisson .....	1519
House File 687—Representative Sargisson .....	1519
House File 694—Representative Mollett .....	1669
House File 707—Representative Mollett .....	1669
Senate File 1—Representative Drake .....	116
Senate File 1—Representative Small, Jr. ....	141
Senate File 1—Representative Bennett .....	376
Senate File 78—Representative McCormick .....	874
Senate File 83—Representative Kelly .....	574
Senate File 89—Representative Mollett .....	1669
Senate File 118—Representative Kelly .....	574
Senate File 129—Representative Blouin .....	745
Senate File 138—Representative Sargisson .....	1519
Senate File 148—Representative Kelly .....	574
Senate File 201—Representative Blouin .....	745
Senate File 205—Representative Mollett .....	1669
Senate File 249—Representative Blouin .....	745
Senate File 280—Representative Mollett .....	1669
Senate File 289—Representative Sargisson .....	1519
Senate File 345—Representative Sargisson .....	1519

Senate File 444—Representative Mollett ..... 1669  
 Senate File 449—Representative Sargisson ..... 1519  
 Senate File 460—Representative Sargisson ..... 1519  
 Senate File 468—Representative Sargisson ..... 1519  
 Senate File 474—Representative Hansen ..... 1285  
 Senate File 474—Representative Mollett ..... 1669  
 Senate File 530—Representative Mollett ..... 1669  
 Senate File 565—Representative Taylor ..... 2070

**EWELL, VERNON A.—Representative Black Hawk County**

Bills introduced — J. R. 13; 199, 204, 246, 322, 361, 432, 492,  
 580, 609, 626, 638, 650, 690.  
 Amendments filed .....236, 356, 667, 762, 985, 1125,  
 1216, 1336, 1477, 1535, 1771, 1798, 1801, 1832, 1899, 2047, 2130, 2148, 2161  
 Amendments offered .....  
 .....261, 779, 838, 965, 1487, 1771, 1814, 1832, 1981, 2130, 2161  
 Amendments withdrawn ..... 2130  
 Committee appointments .....15, 16, 18, 1254  
 Petitions presented .....239, 248, 731  
 Resolutions offered .....71, 111, 287, 423, 443, 1004, 2037, 2075  
 Subcommittee assignments ..... 94  
 Extended his sincere gratitude and thanks to the House for House  
 Resolution 3 and expressions of sympathy ..... 189  
 Presented to the House Lisa and Amy Blouin, twin daughters of  
 Representative and Mrs. Michael Blouin ..... 1667

**FISCHER, HAROLD O.—Representative Grundy-Marshall Counties**

Bills introduced — J. R. 9; 10, 13, 21, 23, 24, 25, 26,  
 28, 29, 31, 32, 33, 51, 97, 99, 127, 133, 148, 149,  
 151, 152, 182, 208, 237, 253, 255, 263, 280, 290, 299, 314,  
 316, 356, 370, 379, 404, 415, 424, 448, 452, 507, 510, 512,  
 513, 523, 524, 562, 564, 592, 672, 725.  
 Amendments filed .....237, 266, 326, 356, 384, 491,  
 642, 644, 785, 862, 903, 954, 970, 971, 1025, 1053, 1056, 1062,  
 1089, 1189, 1264, 1597, 1637, 1700, 1776, 1871, 2031, 2103, 2105, 2147, 2148  
 Amendments offered .....430, 793, 913, 921, 976, 1652, 1871  
 Amendments withdrawn .....871, 1507, 2165  
 Committee appointments .....  
 .....15, 16, 17, 18, 49, 80, 773, 1254, 2175, 2217, 2218, 2241  
 Reports ..... 2183  
 Resolutions offered .....65, 773  
 Subcommittee assignments ..... 94  
 Nominated Representative Goode as temporary Speaker ..... 1  
 Official delegate to attend funeral services for the Honorable Charles  
 K. Sullivan ..... 359  
 Presented to the House Miss Janet Jackson, 1970 Iowa Rose Queen  
 and candidates for 1971 Rose Queen ..... 1877

**FISHER, C. RAYMOND—Representative Greene-Guthrie Counties**

Bills introduced — 2, 4, 5, 7, 9, 11, 12, 14, 15,  
 16, 17, 18, 19, 20, 22, 34, 96, 129, 136, 144, 179,  
 181, 186, 195, 220, 235, 265, 380, 387, 421, 492, 513, 571,  
 613.  
 Amendments filed .....125, 266, 298,  
 315, 346, 356, 917, 1025, 1062, 1088, 1089, 1118, 1121, 1153, 1227,  
 1264, 1321, 1322, 1430, 1475, 1516, 1555, 1605, 1662, 1876, 2068, 2083, 2123  
 Amendments offered 304, 352, 1109, 1396, 1397, 1430, 1472, 1610, 1957, 2123  
 Amendments withdrawn ..... 2124  
 Committee appointments ..13, 15, 16, 17, 18, 49, 50, 706, 2178  
 Petitions presented ..... 386  
 Reports .....802, 810, 2189  
 Resolutions offered .....841, 842, 2106

Subcommittee assignments .....	94
Announced that the Honorable Alfred Nielsen was honored by being designated as Counselor to the King of the Shelby County Mardi Gras held at Harlan .....	439
Extended his sincere gratitude and thanks to the members of the House for House Resolution 5 and their expression of sympathy .....	595
Presented to the House the Honorable Samuel E. Robinson, former member of the House .....	1031
<b>FRANKLIN, A. JUNE—Representative Polk County</b>	
Bills introduced — J. R. 13; 116, 164, 181, 246, 273, 322, 351, 388, 401, 408, 460, 476, 482, 492, 501, 502, 504, 513, 514, 519, 569, 650, 664.	
Amendments filed .....	
.....449, 690, 747, 902, 955, 985, 1125, 1336, 1717, 2000,	2047
Amendments offered .....	2052
Committee appointments .....	15, 16, 18, 50, 80, 1254
Resolutions offered .....	423, 640, 774
Subcommittee assignments .....	94
<b>FREEMAN, DENNIS L.—Representative Buena Vista-Clay-O'Brien Counties</b>	
Bills introduced — 35, 41, 57, 150, 174, 203, 214, 307, 339, 368, 370, 420, 436, 461, 466, 467, 498, 513, 524, 540, 541, 589, 599.	
Amendments filed .....	346, 356, 391, 743, 786, 903, 955, 1031, 1054, 1062, 1121, 1496, 1545, 1657, 1662, 1699, 1776, 2105, 2147, 2148
Amendments offered .....	352, 391, 443, 1513, 1545, 1657, 1723, 1729
Amendments withdrawn .....	874, 1731
Committee appointments .....	15, 17, 18, 695, 2183, 2217, 2240
Petitions presented .....	243, 611, 973, 1011, 1091, 1479, 1719, 2003
Reports .....	2206
Remarks .....	6
Resolutions offered .....	524, 640, 1386
Seconded the nomination for Willam H. Harbor, Speaker of the House .....	6
Presented to the House his secretary, Karol L. Larsen, who was chosen Queen of the House at the Pages' Ball .....	1350
<b>GENERAL ASSEMBLY—</b>	
(See House Concurrent Resolutions)	
(See House Resolutions)	
(See Senate Concurrent Resolutions)	
<b>GLUBA, WILLIAM E.—Representative Scott County</b>	
Bills introduced — J. R. 5, 13; 111, 192, 221, 225, 246, 271, 322, 387, 388, 408, 436, 443, 467, 492, 493, 502, 517, 536, 545, 575, 603, 604, 618, 645, 650, 664, 674, 685.	
Amendments filed .....	259, 592, 631, 785, 786, 845, 940, 945, 955, 1053, 1070, 1125, 1126, 1154, 1155, 1198, 1202, 1229, 1250, 1251, 1286, 1292, 1335, 1411, 1448, 1599, 1665, 1710, 1833, 2000, 2001, 2005, 2047
Amendments offered .....	945, 1448, 1599, 1710, 1833, 2052, 2054
Amendments withdrawn .....	944, 1711
Committee appointments .....	16, 18
Petitions presented .....	110
Resolutions offered .....	222, 423, 1004, 1399, 2036
Announced that seven hundred fifty members of the Iowa State Education Association were present in the House .....	249
Presented to the House the Honorable Walter Dietz, former member of the House .....	783
<b>GOODE, DEWEY—Representative Davis-Wapello Counties</b>	
Bills introduced — 108, 112, 117, 253, 401, 445, 463, 567.	

Amendments filed .....  
 142, 174, 245, 298, 323, 438, 447, 464, 903, 927, 1226, 1269,  
 1485, 1486, 1605, 1606, 1661, 1724, 1766, 1777, 1807, 1952, 1961, 2031, 2208  
 Amendments offered .....303, 377, 393, 455, 459,  
 464, 1395, 1485, 1486, 1648, 1650, 1669, 1724, 1766, 1819, 1961, 2057, 2208  
 Amendments withdrawn .....202, 393, 1448, 2058  
 Addressed the House ..... 1780  
 Committee appointments .....15, 16, 17, 19, 50, 695, 869  
 Elected temporary Speaker ..... 1  
 Petitions presented .....267, 848  
 Presided at sessions of the House ..... 1  
 Resolutions offered ..... 1703  
 Subcommittee assignments ..... 94

GOVERNOR RAY, ROBERT D.—

Resolution relating to inauguration, S.C.R. 1 ..... 13  
 Certificate of election ..... 81  
 Committee to notify .....9, 40, 46, 82, 83, 88, 179, 2218  
 Committee to escort .....40, 46, 186  
 Took oath of office ..... 83  
 Inaugural address of ..... 84  
 Addressed joint convention .....40, 84, 179, 481  
 Resolution relating to State-of-the-State message, H.R.C. 1 ..... 9  
 State-of-the-State message ..... 40  
 Budget address ..... 179  
 Addendum and supplement to Budget address ..... 615  
 Communications from  
 .....194, 283, 355, 432, 543, 569, 641, 666, 689,  
 746, 762, 803, 861, 925, 969, 1005, 1050, 1117, 1188, 1284, 1321,  
 1375, 1400, 1552, 1625, 1698, 1757, 1773, 1874, 2030, 2064, 2099, 2144, 2214  
 Bills signed by .....  
 .....194, 283, 355, 432, 543, 569, 641, 666, 689, 746, 762,  
 803, 861, 925, 969, 1005, 1050, 1117, 1188, 1284, 1321, 1375, 1400,  
 1552, 1625, 1698, 1757, 1773, 1874, 2030, 2065, 2099, 2144, 2214, 2223-2228  
 Presented President Richard M. Nixon to joint convention ..... 481  
 Item Veto Messages .....2150, 2215, 2216, 2229, 2230-2237  
 Closing message ..... 2218

GRASSLEY, CHARLES E.—Representative Butler-Floyd Counties

Bills introduced — J. R. 7, 9; 35, 79, 137, 149, 153, 174,  
 183, 195, 211, 222, 228, 239, 241, 265, 333, 338, 357, 359,  
 420, 499, 539, 571, 590, 592, 594, 598, 618, 623, 630, 635,  
 653, 725.  
 Amendments filed .....346, 472, 492, 720, 806,  
 903, 954, 1203, 1401, 1476, 1660, 1777, 1795, 1876, 1982, 2105, 2147, 2164  
 Amendments offered .....528, 1982, 2164  
 Committee appointments ..2, 11, 15, 16, 19, 538, 1254, 2175, 2240  
 Escorted Speaker pro tempore ..... 10  
 Petitions presented .....238, 327, 386, 424, 704, 789, 1168  
 Reports .....601, 627, 2183  
 Resolutions offered ..... 2140  
 Subcommittee assignments ..... 94  
 Presented to the House the Honorable Floyd P. Edgington, former  
 member of the House ..... 927

HAMILTON, HOWARD A.—Representative Cedar-Muscataine-Scott Counties

Bills introduced — 59, 69, 93, 128, 153, 195, 205, 239, 618.  
 Amendments filed .....434, 845, 865  
 Amendments offered .....638, 879  
 Committee appointments .....15, 16, 19  
 Petitions presented ..... 595  
 Subcommittee assignments .....94, 95

**HANSEN, WILLARD—Representative Black Hawk County**

Bills introduced —	1, 57, 145, 195, 253, 271, 272, 276, 304, 307, 317, 366, 392, 412, 418, 436, 443, 467, 497, 498, 541, 545, 569, 571, 698.
Amendments filed .....	108, 122, 123, 124, 163, 218, 326, 699, 722, 842, 854, 903, 940, 954, 955, 1052, 1118, 1166, 1268, 1401, 1665, 1776, 2068, 2082, 2148
Amendments offered .....	.....114, 130, 163, 252, 854, 899, 966, 1731, 1786, 2082, 2131
Amendments withdrawn .....	854
Appointed to Higher Education Facilities Commission .....	1362
Committee appointments .....	.....15, 16, 19, 51, 695, 981, 1362, 1819, 2175, 2241
Petitions presented .....	126, 221, 239, 249, 267, 386, 424, 751, 1011, 1012, 1033, 1105, 1169
Reports .....	.....1107, 1385, 1873, 1881, 2183
Resolutions offered .....	423
Subcommittee assignments .....	94
Presented Japanese businessmen visiting Iowa in part of Rotary foundation exchange program .....	1167
Presented to the House Miss Terry Lauterbach, the Outstanding Teenager of Iowa .....	1412

**HARBOR, WILLIAM H.—**

(See Speaker of the House—William H. Harbor, Representative Mills-Montgomery-Page Counties)

**HIGHER EDUCATION, COMMITTEE ON—**

Appointed .....	16
Bills introduced .....	155, 157, 162
Reports .....	322, 323, 569, 698

**HIGHER EDUCATION FACILITIES COMMISSION—**

Appointments to .....	1362
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**HIGHWAY COMMISSION ADVISORY COMMITTEE, FUNCTIONAL CLASSIFICATION OF—**

Appointments to .....	2217, 2242
-----------------------	------------

**HILL, PHILIP B.—Representative Polk County**

Bills introduced — J. R. 6, 7; 70, 113, 134, 181, 187, 273, 277, 304, 351, 504, 514, 519, 674.	
Amendments filed .....	123, 236, 433, 546, 592, 610, 668, 677, 699, 1053, 1401, 1544, 1580, 1634, 1717, 1823, 2005, 2081, 2162
Amendments offered .....	.....510, 677, 967, 1544, 1622, 1742, 1831, 1985, 2081, 2162
Amendments withdrawn .....	510
Committee appointments .....	15, 16, 19, 24

**HOLDEN, EDGAR H.—Representative Scott County**

Bills introduced — J. R. 2; 10, 13, 21, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35, 45, 56, 67, 69, 77, 92, 115, 156, 181, 182, 195, 196, 204, 221, 225, 241, 314, 321, 325, 332, 347, 369, 418, 436, 467, 485, 525, 618, 623, 653.	
Amendments filed .....	.....217, 309, 326, 404, 492, 719, 862, 865, 903, 955, 1008, 1025, 1268, 1323, 1377, 1403, 1555, 1605, 1634, 1656, 1777, 1976, 1979, 2148
Amendments offered .....	.....393, 427, 428, 499, 876, 1383, 1425, 1525, 1592, 1656, 1979
Amendments withdrawn .....	560, 1979
Committee appointments .....	.....15, 16, 17, 19, 190, 538, 944, 1254, 1703, 2217, 2240



Petitions presented .....	110, 348, 693, 1351, 1519
Reports .....	601, 627, 1049, 1108, 1359
Resolutions offered .....	157, 190, 524
Presented to the House the Honorable Trave E. O'Hearn, former member of the House .....	523
<b>HUMAN AND INDUSTRIAL RELATIONS, COMMITTEE ON—</b>	
Appointed .....	16
Bills introduced — 473, 704.	
Reports .....	214, 231, 1152
<b>HUSAK, EMIL J.—Representative Black Hawk-Tama Counties</b>	
Bills introduced — J. R. 13; 311, 322, 392, 401, 432, 435, 492, 510, 568, 579, 610, 634, 638, 650.	
Amendments filed .....	701, 784, 902, 1125, 1216, 1335, 1777, 1970, 2031
Amendments offered .....	1970, 2051
Committee appointments .....	15, 16, 19, 796
Petitions presented .....	222, 612, 751, 771, 919, 987, 2003
Resolutions offered .....	423, 1004, 1106, 1668
Presented to the House the Honorable Albert E. Detje, former member of the House .....	1293
Presented to the House Mrs. Brown from Tama, who presented a group of Mesquakie Indians from the Sac and Fox settlement, who extended an invitation to the members of the Legislature and their families to attend the Powwow in Tama .....	1790
<b>INAUGURATION—</b>	
Resolution empowering joint committee to arrange for, S.C.R. 1 .....	13
Committee appointed .....	14
Governor-elect Robert D. Ray and Lieutenant Governor-elect Roger W. Jepsen inaugurated .....	83
Resolution relating to, H.C.R. 6 .....	111
<b>INTERIM COMMITTEES—</b>	
(See also individual committees)	
Listing of .....	2240-2242
Advisory Investment Board of the Iowa Public Employees' Retirement System .....	2242
Aging, Commission On .....	224
American Revolution Bicentennial Commission .....	2241
Budget and Financial Control Committee .....	2240
Capitol Planning Commission .....	2240
Departmental Rules Review Committee .....	2240
Higher Education Facilities Commission .....	2241
Highway Commission Advisory Committee, Functional Classification of .....	2242
Interstate Cooperation Commission .....	2241
Iowa State Fair and World Food Exposition Study Committee .....	2241
Law Enforcement Academy Council .....	2242
Legislative Council .....	2240
Medical Assistance Council .....	2242
<b>INTERSTATE COOPERATION COMMISSION—</b>	
Appointments to .....	867, 2217, 2241
<b>IOWA DEVELOPMENT, COMMITTEE ON—</b>	
Appointed .....	16
Bills introduced — J. R. 14; 376.	
Amendments filed .....	606
Reports .....	606
<b>IOWA STATE FAIR AND WORLD FOOD EXPOSITION STUDY COMMITTEE—</b>	
Appointments to .....	2217, 2241

**JESSE, NORMAN—Representative Polk County**

Bills introduced — J. R.	13;	92,	207,	243,	244,	272,	322,	351,	
	354,	388,	392,	405,	408,	492,	502,	513,	514,
	519,	542,	569,	604.					
Amendments filed .....	62,	105,	107,	118,	235,	236,	246,		
	350,	546,	571,	572,	714,	749,	955,	985,	997,
	1125,	1229,	1336,	1635,	1664,	1699,	1710,	1717,	1777,
	1899,	2001,	2031,	2032,	2047,	2102,	2181		
Amendments offered .....	62,	114,	129,	136,	138,				
	255,	262,	350,	409,	588,	714,	997,	1710,	1711,
	1946,	2058,	2091,	2181					
Amendments withdrawn .....	115,	134,	263,	350,	1711,	2091			
Committee appointments .....	15,	16,	19,	39					
Resolutions offered .....	423,	1004							
Subcommittee assignments .....	94,	95							

**JOHNSTON, JOSEPH C.—Representative Johnson County**

Bills introduced — J. R.	6	13;	1,	192,	193,	221,	304,	322,	
	392,	393,	394,	395,	475,	492,	501,	502,	591,
	618,	650,	664.						
Amendments filed .....	312,	314,	346,	546,	592,	631,			
	749,	785,	955,	1125,	1287,	1324,	1331,	1336,	1535,
	1790,	1899,	2095,	2148					
Amendments offered .....	330,	620,	1790,	1973,	2095				
Amendments withdrawn .....	338,	1572							
Committee appointments .....	15,	16,	19						
Resolutions offered .....	423								

**JOINT CONVENTION—**

Resolutions relating to:									
House Concurrent Resolution 1 .....	9								
House Concurrent Resolution 7 .....	123,	146							
House Concurrent Resolution 21 .....	479								
Senate Concurrent Resolution 1 .....	13								
Senate Concurrent Resolution 12 .....	403								
Senate Concurrent Resolution 19 .....	465								
Senate Concurrent Resolution 20 .....	480								
Senate Concurrent Resolution 21 .....	480								
Senate Concurrent Resolution 26 .....	614								
For canvass of votes .....	46,	81							
To receive State-of-the-State Message of Governor Robert D. Ray ....	40								
To hear inaugural address of Governor Robert D. Ray .....	84								
To hear budget message of Governor Robert D. Ray .....	179								
To hear address by President Richard M. Nixon .....	482								
To hear program by Pioneer Lawmakers .....	796								
Lieutenant Governor Roger W. Jepsen presided .....	24,	39,	83,	178,	481,	796			
President pro tempore Kyhl presided .....	80								
Remarks by Governor Robert D. Ray .....	481								

**JUDICIARY, COMMITTEE ON—**

Appointed .....	16								
Bills introduced — 409, 587, 625, 660, 675, 677, 716, 717, 718,									
735.									
Amendments filed .....	76,	243,	323,	519,	732,	783,	843,	900,	901,
	952,	953							
Amendments offered .....	95,	329,	334,	677,	838,	908,	994,	1100,	1641
Amendments withdrawn .....	114								
Reports .....	76,	121,	214,	243,					
	323,	519,	667,	782,	783,	830,	843,	880,	900,
	901,	952,	1051,	1188					

**KEHE, LUVERN W.—Representative Bremer-Chickasaw Counties**

Bills introduced — J. R.	16;	35,	52,	57,	69,	104,	112,	117,	
	189,	245,	256,	285,	300,	306,	311,	317,	392,
	396,	403,	412,	415,	423,	426,	436,	440,	467,
	674.								
Amendments filed .....	217,	266,							
	309,	326,	928,	955,	956,	1025,	1053,	1102,	1166,
	1377,	1403,	1580,	1597,	1605,	1637,	1663,	1700,	1775,
	1776,	1777,	1795,	1998,	2032,	2078,	2148		

Amendments offered .....	
.....290, 557, 990, 1146, 1671, 1711, 1725, 1795, 1817, 1998,	2078
Amendments withdrawn .....	1724
Committee appointments .....	
.....12, 15, 16, 17, 19, 145, 706, 792, 1170,	2240
Petitions presented .....	645, 671
Reports .....	802, 810
Resolutions offered .....	524

**KELLY, E. KEVIN—Representative Woodbury County**

Bills introduced — 42, 56, 132, 150, 165, 174, 195, 249, 250,	
267, 305, 306, 309, 345, 417, 461, 498, 533, 537, 579, 618,	
674, 685, 714.	
Amendments filed .....	
.....80, 107, 297, 307, 325, 338, 346, 447, 546, 702,	
786, 883, 940, 954, 1025, 1031, 1166, 1219, 1587, 1777, 2067, 2104,	2105
Amendments offered .....	131, 307, 338, 529, 889, 1219, 1392, 1587
Amendments withdrawn .....	338, 530
Committee appointments .....	16, 19, 37, 695, 1219, 1283
Petitions presented .....	221, 300, 611, 751, 1081, 1379
Reports .....	1380, 1595
Resolutions offered .....	423, 470
Official delegate to attend funeral services for the Honorable Charles K. Sullivan .....	359

**KENDRICK, WILLIAM R.—**

(See Chief Clerk of the House)

**KENNEDY, MICHAEL K.—Representative Chickasaw-Howard-Winnes-  
shiek Counties**

Bills introduced — J. R. 13; 73, 135, 190, 192, 193, 207, 253,	
301, 302, 322, 378, 392, 431, 432, 467, 492, 501, 502, 513,	
521, 525, 591, 616, 617, 618, 670, 674, 683, 685.	
Amendments filed .....	236, 296, 315,
546, 765, 787, 846, 955, 985, 1053, 1125, 1126, 1127, 1189, 1190,	
1216, 1335, 1665, 1859, 1899, 1976, 2047, 2082, 2094, 2102, 2105, 2147,	2148
Amendments offered .....	253, 362, 2086, 2094, 2115, 2134
Amendments withdrawn .....	376, 2087, 2094
Committee appointments .....	15, 16, 19, 49
Petitions presented .....	731, 772
Resolutions offered .....	423, 470, 1004
Subcommittee assignments .....	94

**KINLEY, GEORGE R.—Representative Polk County**

Bills introduced — J. R. 13; 181, 195, 204, 242, 322, 435, 513,	
514, 519, 559, 604, 610, 638.	
Amendments filed .....	236, 237, 246, 247, 326,
421, 903, 940, 1125, 1335, 1701, 1717, 1737, 1805, 1806, 1824, 1832,	1899
Amendments offered .....	1829, 1832, 1835
Amendments withdrawn .....	321, 1832, 1836, 1837, 2042
Committee appointments .....	15, 17, 19, 2218
Petitions presented .....	671, 693
Resolutions offered .....	423, 1004, 2194
Presented to the House the Honorable Thomas A. Renda, former mem- ber of the House .....	2150

**KNOBLAUCH, CHARLES E., SR.—Representative Carroll-Crawford Coun-  
ties**

Bills introduced — J. R. 13; 69, 88, 153, 226, 239, 246, 262,	
290, 292, 300, 306, 322, 329, 389, 401, 407, 432, 435, 436,	
466, 467, 498, 510, 513, 517, 545, 592, 674, 685.	
Amendments filed .....	125,
346, 400, 522, 668, 903, 955, 1216, 1269, 1582, 1776, 1777, 2105, 2148	

Committee appointments .....	15, 16, 17, 19, 128, 2218, 2241
Petitions presented .....	221, 646
Resolutions offered .....	423, 524, 640, 1004

**KNOKE, GEORGE J.—Representative Pottawattamie County**

Bills introduced — J. R. 6; 69, 104, 122, 153, 174, 195, 211, 227, 240, 251, 279, 345, 351, 402, 423, 430, 447, 448, 464, 465, 495, 496, 509, 520, 571, 591, 618, 624, 674.	
Amendments filed .....	
.....106, 107, 123, 125, 296, 346, 400, 401, 433, 435, 472, 546, 701, 748, 806, 845, 899, 928, 1015, 1016, 1017, 1052, 1166, 1250, 1268, 1274, 1397, 1497, 1549, 1635, 1637, 1777, 2031, 2067, 2104, 2180	
Amendments offered .....	130, 131, 305, 512, 840, 899, 1015, 1017, 1274, 1397, 1541, 1549, 1722, 1794, 2178, 2180
Amendments withdrawn .....	131, 134, 965, 1524, 2179, 2180, 2181
Committee appointments .....	15, 16, 19, 981
Petitions presented .....	1351
Reports .....	1107, 1385

**KREAMER, ROBERT M.—Representative Polk County**

Bills introduced — J. R. 6; 70, 74, 100, 113, 181, 187, 253, 258, 277, 304, 327, 340, 342, 343, 344, 403, 413, 414, 434, 457, 477, 478, 482, 487, 508, 513, 514, 524, 555, 571.	
Amendments filed .....	124, 435, 534, 608, 638, 688, 764, 844, 846, 927, 928, 954, 1130, 1158, 1166, 1189, 1268, 1401, 1476, 1547, 1606, 1660, 1663, 1717, 1718, 1726, 1986, 2042, 2047, 2082, 2102, 2146, 2149
Amendments offered .....	638, 688, 852, 875, 995, 996, 997, 1523, 1547, 1650, 1709, 1726, 1986, 2042
Amendments withdrawn .....	134, 814, 1650, 1783, 2057
Committee appointments .....	15, 16, 17, 19, 481, 695, 1978, 2183
Reports .....	481, 2027, 2206
Resolutions offered .....	423, 568, 2072
Subcommittee assignments .....	94
Presented to the House six young political leaders from Venezuela who are visiting the United States under International Visitor Program of the United States Department of State, representing four major political parties of Venezuela .....	1860

**KRUSE, WALTER W. P.—Representative Clay-O'Brien Counties**

Bills introduced — 35, 153, 160, 191, 195, 380, 392, 400, 401, 407, 513, 514, 571, 579, 743.	
Amendments filed .....	472, 473, 748, 903, 904, 954, 1007, 1062, 1079, 1403, 1497, 1776, 1898, 2148
Amendments offered .....	1586, 1967
Amendments withdrawn .....	1721
Committee appointments .....	15, 20, 40
Petitions presented .....	300, 731, 943, 987, 1379, 2003
Presented to the House the Honorable W. R. (Riley) Gillette, former member of the House .....	788

**LARSON, LARRY N.—Representative Jasper-Story Counties**

Bills introduced — J. R. 10, 13; 176, 212, 233, 246, 266, 313, 322, 323, 383, 403, 430, 432, 458, 536, 578, 611, 616, 617, 630, 670, 674, 685.	
Amendments filed .....	296, 421, 609, 846, 940, 941, 955, 1007, 1125, 1216, 1220, 1229, 1322, 1335, 1497, 1662, 1663, 1784, 1795, 1897, 2047, 2095
Amendments offered .....	377, 992, 1220, 1396, 1505, 1714, 1784, 1795, 1999, 2086
Amendments withdrawn .....	1586, 1591, 1733
Committee appointments .....	16, 17, 20
Petitions presented .....	385, 973, 1033, 1105, 1253
Resolutions offered .....	423, 1004

GENERAL INDEX

2501

LAW ENFORCEMENT ACADEMY COUNCIL—

Appointments to .....2217, 2242

LAW ENFORCEMENT, COMMITTEE ON—

Appointed .....16, 1283  
 Bills introduced — 178, 180, 184, 479, 490, 522, 655, 706.  
 Amendments filed .....533, 591, 630, 1226  
 Amendments offered .....656, 735  
 Amendments withdrawn .....621, 681  
 Reports .....308, 397, 532, 533, 591, 630, 715, 952, 1050, 1188, 1226

LAWSON, MURRAY C.—Representative Cerro Gordo County

Bills introduced — 6, 57, 73, 100, 123, 135, 165, 181, 195,  
 239, 269, 286, 304, 317, 321, 332, 367, 375, 392, 403, 416,  
 420, 436, 443, 459, 467, 472, 489, 498, 510, 535, 545, 569.  
 Amendments filed .....  
 125, 282, 283, 421, 689, 804, 805, 917, 954, 955, 970, 1006,  
 1008, 1166, 1291, 1401, 1553, 1555, 1597, 2068, 2083, 2103, 2123, 2148, 2171  
 Amendments offered .....949, 978, 1014, 1015, 1568, 1597, 2083  
 Amendments withdrawn .....510, 1013, 1568  
 Committee appointments ..15, 16, 17, 20, 50, 66, 82, 1708, 1819  
 Petitions presented .....646, 832, 848, 930, 1081, 1702  
 Reports .....83, 1859, 1873, 1881  
 Resolutions offered .....176, 576  
 Subcommittee assignments .....94  
 Request additional sponsors be added on House File 420 .....944

LEGISLATIVE COUNCIL COMMITTEE—

Members appointed to serve during interim .....2217, 2240

LEGISLATIVE EMPLOYEES—

(See Officers and Employees)

LEGISLATIVE EXPENDITURES—

Resolutions relating to:  
 House Concurrent Resolution 3 .....65, 158  
 House Resolution 9 .....2037, 2076  
 Senate Concurrent Resolution 3 .....14  
 Senate Concurrent Resolution 5 .....91, 119  
 Senate Concurrent Resolution 6 .....93, 119  
 Senate Concurrent Resolution 43 .....1892, 2076

LEGISLATIVE LIAISON COMMITTEE—

Appointments to .....49

LINCOLN'S BIRTHDAY—

Observance of .....353  
 Remarks by the Honorable Stanley T. Shepherd .....353

LIPSKY, JOAN—Representative Linn County

Bills introduced — 62, 63, 75, 92, 188, 195, 272, 304, 321,  
 366, 389, 425, 437, 438, 481, 504, 585, 637, 669.  
 Amendments filed .....236,  
 334, 592, 610, 720, 784, 903, 954, 1006, 1052, 1055, 1103, 1831, 2060  
 Amendments offered .....334, 837, 1831, 2059  
 Amendments withdrawn .....1099  
 Committee appointments .....  
 .....9, 14, 15, 16, 20, 50, 66, 2071, 2217, 2241, 2242  
 Petitions presented .....386, 494, 632, 671  
 Reports .....2096, 2122  
 Resolutions offered .....111, 321, 423  
 Subcommittee assignments .....94  
 Presented to the House the Honorable A. L. Mensing, former mem-  
 ber of the House .....788

**LOGEMANN, KENNETH L.—Representative Cerro Gordo-Winnebago-Worth Counties**

Bills introduced — J. R.	6;	35,	69,	104,	153,	166,	167,	195,	
	237,	375,	401,	436,	498,	544,	545,	571,	584,
	652,	665,	673,	681,	689,	725.			
Amendments filed .....	346,	699,	806,	902,					
	926,	954,	970,	1062,	1088,	1089,	1268,	1322,	1403,
	1553,	1582,	1971,	2148					
Amendments offered .....	950,	1570,	1970						
Committee appointments .....	16,	17,	20,	695,	1219				
Petitions presented .....	474,	1558							
Resolutions offered .....	518,	640							

**MAJORITY FLOOR LEADER, Andrew Varley—Representative Adair-Adams-Taylor Counties**

(See Varley, Andrew—Representative Adair-Adams-Taylor Counties, Majority Floor Leader)

**MAYBERRY, D. VINCENT—Representative Webster County**

Bills introduced — J. R.	13;	3,	6,	15,	92,	102,	116,	126,	
	169,	170,	185,	188,	195,	271,	304,	322,	375,
	401,	420,	436,	443,	467,	498,	513,	540,	545,
	589,	616,	617,	618,	630,	640,	670,	674.	
Amendments filed .....	571,	720,	902,	955,	1025,	1125,	1336,	1583,	2148
Amendments offered .....	582,	1600							
Amendments withdrawn .....	758								
Committee appointments .....	2,	16,	17,	20,	49,	50,	89,	1819,	2240
Petitions presented .....	248								
Reports .....	1873,	1881							

**MCCORMICK, HAROLD C.—Representative Delaware-Jones Counties**

Bills introduced — J. R.	12,	13;	8,	35,	40,	73,	88,	128,	
	135,	195,	207,	246,	269,	290,	303,	322,	353,
	426,	432,	485,	510,	604,	638,	650.		
Amendments filed .....	346,	903,	927,	985,	1125,	1216,	1335,	1777,	2148
Amendments offered .....	996								
Committee appointments .....	15,	17,	20						
Petitions presented .....	693								
Resolutions offered .....	423,	1004							
Presented to the House the Honorable Roy A. Miller, former member of the House .....	703								
Presented to the House the Honorable John C. Culver, Congressman from Second District .....	1808								

**MCELROY, LILLIAN—Representative Fremont-Page Counties**

Bills introduced —	265,	401,	504,	510,	568,	579,	725.		
Amendments filed .....	902,	1062,	1777						
Committee appointments .....	15,	16,	20,	80,	191,	834			
Petitions presented .....	487,	508,	751,	1012					
Resolutions offered .....	190								

**MEMORIALS—**

Committees appointed .....	37,	70,	300,	524,	576,	773,	869		
Resolutions relating to .....	37,	69,	190,	191,	199,	300,	524,	576,	773,
	869								
Memorial Services Committee appointed .....	834								
Joint Memorial Session .....	1130-1133								
In Memoriam List .....	1132,	2243							
Memorials .....	1132								
Resolution relating to, H.C.R. 31 .....	810								

**MENDENHALL, JOHN C.—Representative Allamakee-Winneshiek Counties**

Bills introduced — J. R.	3,	4;	35,	65,	68,	72,	78,	89,	
	90,	91,	95,	100,	109,	110,	112,	117,	124,
	139,	153,	164,	165,	195,	196,	212,	270,	284,
	321,	360,	389,	401,	428,	436,	466,	510,	569,
	571,	579,	618,	683,	689,	725,	743.		

Amendments filed .....	668, 690, 747, 902, 943, 954, 955, 1025, 1028, 1031, 1264, 1268, 1401, 1403, 1795, 2103,	2148
Amendments offered .....	967,	1728
Amendments withdrawn .....		1507
Committee appointments .....	15, 16,	20
Petitions presented .....	299, 300, 452, 771,	1519
Presented to the House the Honorable Hillman H. Sersland, former member of the House .....		373
Presented to the House the Honorable Walter V. Langland, former member of the House .....		573
Presented to the House the Honorable Thomas S. Roe, former member of the House .....		1104

**MENEFEE, MAYNARD—Representative Fayette County**

Bills introduced — 57, 109, 114, 131, 195, 400, 401, 571, 682, 683, 725, 743.	
Amendments filed .....	903, 1776, 2148
Committee appointments .....	15, 20
Petitions presented .....	693, 848, 1012, 1281
Resolutions offered .....	111, 524

**MESSAGES—**

(See Communications, Joint Conventions and Addressed the House)

From Senate .....	
.....13, 23, 71, 91, 111, 120, 129, 145, 157, 167, 199,	
222, 241, 250, 269, 286, 302, 320, 340, 350, 358, 375, 387,	
395, 408, 426, 441, 464, 479, 497, 526, 539, 543, 550, 578,	
614, 622, 634, 638, 665, 673, 706, 714, 726, 734, 761, 780,	
810, 834, 850, 868, 900, 920, 925, 936, 951, 964, 969, 975,	
988, 998, 1019, 1048, 1082, 1111, 1151, 1187, 1225, 1231, 1263, 1272,	
1314, 1380, 1414, 1480, 1501, 1533, 1548, 1575, 1594, 1603, 1610, 1639,	
1675, 1708, 1715, 1721, 1755, 1761, 1797, 1809, 1818, 1839, 1862, 1870,	
1879, 1891, 1894, 1953, 1978, 1987, 2003, 2034, 2043, 2049, 2064, 2071,	
2072, 2096, 2107, 2125, 2139, 2151, 2172, 2175, 2177, 2183, 2191, 2208,	2212

**MIDDLESWART, JAMES I.—Representative Warren-Marion Counties**

Bills introduced — J. R. 13; 35, 39, 41, 49, 69, 88, 188, 195, 270, 322, 329, 335, 362, 401, 403, 407, 510, 513, 514, 517, 545, 579, 604, 641, 664, 725.	
Amendments filed .....	165, 324, 346, 433, 806, 903, 904, 955, 1125, 1229, 1335, 1777, 1870
Amendments offered .....	1870
Amendments withdrawn .....	338
Committee appointments .....	15, 16, 17, 20, 191
Petitions presented .....	210, 440, 524, 704, 937, 1081, 1519
Resolutions offered .....	111, 157, 423, 518, 774, 1004
Presented to the House the Honorable Carl Hirsch, former member of the House .....	1134
Presented to the House Sergeant Jim Willhoft of Inglewood, California, Sergeant Willhoft spent three years in Viet Nam, received three Purple Hearts, Army Commendation Award and the Bronze Star for Valor .....	1252

**MILEAGE, COMMITTEE ON—**

Committee appointed .....	12
Reports by .....	46
Supplemental report of committee .....	128

**MILLEN, FLOYD H.—Representative Lee-Van Buren Counties, Speaker Pro Tempore**

Bills introduced — 1 35, 57, 66, 69, 112, 117, 153, 181, 195, 239, 375, 400, 403, 420, 421, 454, 466, 469, 499, 594, 598, 618, 635.	
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Nominated for Speaker pro tempore .....	10
Elected Speaker pro tempore .....	10
Took oath .....	11
Remarks .....	11
Amendments filed .....	188,
326, 785, 845, 846, 903, 954, 1402, 1476, 1660, 1700, 1777, 2081, 2147	
Amendments offered .....	430, 871, 1721, 1754, 2081
Announcements .....	238,
424, 474, 507, 931, 1536, 1638, 1667, 1735, 1825, 1860, 2175, 2178, 2183	
Committee appointments .....	15, 16, 17, 20, 695, 773
Petitions presented .....	300, 772, 832, 1033, 1081, 1105, 1135
Presided at sessions of the House .....	
.....134, 201, 238, 258, 296, 379, 424, 461,	
474, 501, 507, 638, 670, 687, 689, 744, 819, 855, 898, 924,	
927, 946, 965, 995, 1016, 1395, 1428, 1530, 1536, 1548, 1593, 1619,	
1638, 1654, 1667, 1708, 1724, 1728, 1791, 1795, 1825, 1839, 1860, 1872,	
1888, 1963, 1969, 1985, 2007, 2050, 2054, 2079, 2082, 2091, 2114, 2119, 2171	
Presided as chairman of the Committee of the Whole .....	
.....1043, 1048, 1142, 1240, 1242, 1259, 1260, 1282	
Reports .....	726, 746, 802, 880, 914
Resolutions offered .....	321, 423, 524
Rulings made .....	935, 1546, 1657, 1796
Special award, Iowa Legislature .....	238
Welcomed the Pioneer Lawmakers on behalf of the House .....	797
<b>MILLER, ELIZABETH R.—Representative Marshall County</b>	
Bills introduced — J. R. 16; 73, 123, 134, 195, 224, 226, 269,	
310, 401, 407, 504, 510, 725.	
Amendments filed .....	315, 324, 765, 902, 1401, 2031
Committee appointments .....	9, 15, 16, 20, 119, 538, 834
Petitions presented .....	1479
Reports .....	153, 154, 173, 231,
232, 344, 396, 504, 519, 568, 605, 629, 666, 698, 715, 746,	
761, 762, 781, 802, 803, 880, 916, 937, 1050, 1116, 1117, 1248,	
1284, 1375, 1456, 1495, 1533, 1578, 1579, 1604, 1659, 1698, 1717, 1737,	
1756, 1798, 1822, 1873, 1874, 2000, 2029, 2045, 2098, 2099, 2194, 2195, 2214	
Resolutions offered .....	518
<b>MINORITY FLOOR LEADER, Dale M. Cochran—Representative Calhoun-Webster Counties</b>	
(See Cochran, Dale M.—Representative Calhoun-Webster Counties, Minority Floor Leader)	
<b>MOFFITT, DELMONT—Representative Appanoose-Decatur-Wayne Counties</b>	
Bills introduced — 69, 134, 161, 195, 210, 335, 385, 401, 571,	
579, 673, 725.	
Amendments filed .....	315, 324, 336, 362, 701, 784, 902, 954, 979, 1268
Amendments offered .....	336, 913, 979
Amendments withdrawn .....	334, 336, 337, 511, 913
Committee appointments .....	15, 16, 20, 178
Resolutions offered .....	423, 1106
<b>MOLLETT, HENRY C.—Representative Pottawattamie County</b>	
Bills introduced — 69, 122, 171, 305, 309, 345, 396, 401, 436,	
453, 467, 498, 510, 545, 571, 586, 618, 627, 674.	
Amendments filed .....	521, 747, 902, 954, 1166, 1268, 1777, 2147, 2148
Amendments offered .....	586
Amendments withdrawn .....	780
Committee appointments .....	16, 20, 695, 869
Petitions presented .....	693, 1294
Resolutions offered .....	423, 869



# GENERAL INDEX

2505

**MONROE, W. R., JR.—Representative Des Moines County**

Bills introduced — J. R.	6, 13; 133, 226, 260, 293, 322, 329, 388, 408, 435, 452, 492, 510, 646, 650.	
Amendments filed .....	237, 246, 247, 275, 347, 572, 700, 955, 1125, 1335, 1777, 1952,	2105
Amendments offered .....	275, 603,	2158
Amendments withdrawn .....		602
Committee appointments .....	15, 16, 20,	695
Petitions presented .....	285, 646, 919,	1738
Resolutions offered .....		423

**MOTIONS TO RECONSIDER VOTE—**

**Filed:**

House Joint Resolution 7 .....		213
House File 6 .....		532
House File 69 .....		280
House File 116 .....		715
House File 121 .....		230
House File 143 .....		538
House File 172 .....		1231
House File 182 .....		823
House File 205 .....		1625
House File 236 .....		2095
House File 258 .....		667
House File 262 .....		639
House File 347 .....		1976
House File 473 .....		745
House File 522 .....		781
House File 654—Committee of the Whole .....	1087, 1101, 1186, 1187, 1225, 1234,	1314
House File 654 .....		1455
House File 654—Conference Committee Report .....		1395
House File 679 .....		1773
House File 687 .....		1533
House File 688 .....		1537
House File 692 .....		1538
House File 694 .....		1538
House File 695 .....		1538
House File 704 .....	1599,	1361
Senate File 1 .....	116,	145
Senate File 127 .....		726
Senate File 159 .....		689
Senate File 296 .....		1488
Senate File 353 .....		823
Senate File 392 .....		1879
Senate File 444 .....		1659
Senate File 474 .....		1233
Senate File 510 .....		1675
Senate File 565 .....		2063
Senate File 573 .....		2116

**Prevailed:**

House File 116 .....		758
House File 172 .....		1392
House File 182 .....		1742
House File 236 .....		2109
House File 258 .....		874
House File 262 .....		775
House File 347 .....		1979
House File 654—Committee of the Whole .....	1222,	1242
House File 654 .....		1461
House File 679 .....		1814
House File 694 .....		1648

House File 704 .....	1602
Senate File 1 .....	129, 132, 159, 162
Senate File 127 .....	1399
Senate File 296 .....	1574
Senate File 510 .....	2039
Senate File 573 .....	2119
<b>Lost:</b>	
House File 121 .....	253
House File 473 .....	754
House File 654—Committee of the Whole .....	1114, 1223
House File 654—Conference Committee Report .....	1963
Senate File 444 .....	1766
<b>Withdrawn:</b>	
House Joint Resolution 7 .....	271
House File 6 .....	734
House File 69 .....	445
House File 143 .....	850
House File 522 .....	817
House File 654—Committee of the Whole .....	1308
House File 688 .....	1649
House File 692 .....	1649
House File 695 .....	1649
House File 704 .....	1978
Senate File 353 .....	834
Senate File 474 .....	1362
Senate File 510 .....	2038, 2040
Senate File 565 .....	2086

**MOTIONS TO RECONSIDER—**

House File 29 .....	552
House File 116 .....	758
House File 129 .....	1018, 1570
House File 141 .....	513
House File 172 .....	307
House File 347 .....	1979
House File 391 .....	913
House File 571 .....	1547
House File 654—Committee of the Whole .....	1046, 1257, 1283, 1435
House File 654—Conference Committee Report .....	1962
Senate File 1 .....	133, 139, 159
Senate File 78 .....	890
Senate File 444 .....	1655
Senate File 574 .....	2161
<b>Prevailed:</b>	
House File 29 .....	552
House File 116 .....	758
House File 141 .....	513
House File 172 .....	307, 390
House File 347 .....	1979
House File 391 .....	914
House File 654—Committee of the Whole .....	1258, 1299, 1436
Senate File 1 .....	133, 139, 159
Senate File 78 .....	890
Senate File 444 .....	1655
Senate File 574 .....	2162
<b>Lost:</b>	
House File 129 .....	1018, 1570
House File 571 .....	1547
House File 654—Committee of the Whole .....	1143, 1280

**Motion to reconsider vote, motion to reconsider laid on table—**

<b>Prevailed:</b>	
House Joint Resolution 1 .....	64

GENERAL INDEX

2507

House File 30 .....	2193
House File 121 .....	628
House File 134 .....	339
House File 654 .....	2029
House File 724 .....	1797
House File 732 .....	1976
Senate File 236 .....	470
Senate File 555 .....	2172
Senate File 574 .....	2163
Senate File 583 .....	2159

Lost:

House File 129 .....	1018
House File 172 .....	381
House File 577 .....	946

Motion to reconsider, motion to reconsider laid on table—

Prevailed:

House File 732 .....	2063
Senate File 510 .....	2043

Motion to withdraw, motion to reconsider—

Failed:

House File 654—Committee of the Whole .....	1283
---------------------------------------------	------

Deferred:

House File 172 .....	381
House File 654—Committee of the Whole .....	1046

Objection to motion to consider—

House File 727 .....	1888
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NIELSEN, ALFRED—Representative Harrison-Shelby Counties

Bills introduced — J. R. 11; 35, 69, 153, 195, 213, 241, 265, 305, 309, 312, 338, 375, 380, 401, 415, 420, 466, 571, 689, 725, 743.	
Amendments filed .....	236, 902, 954, 970, 1062, 1121, 1776
Committee appointments ..9, 15, 16, 17, 21, 849, 869, 1808,	2240
Petitions presented .....	327, 336, 508, 1011, 1458
Reports .....	11
Resolutions offered .....	576

NOMINATIONS—

For Acting Chief Clerk .....	1
For Permanent Chief Clerk .....	9
For Temporary Speaker .....	1
For Speaker of the House .....	5
For Speaker Pro Tempore .....	10

NONCONTROVERSIAL BILLS, COMMITTEE ON—

Appointments .....	538
Rules .....	577
Amendments filed .....	610
Amendments offered .....	622
Adoption of rules .....	622
Objection .....	931, 1049
Removed from calendar:	
House File 262 .....	654
House File 516 .....	2030
Senate File 202 .....	754
Senate File 539 .....	2064
Reports .....	629, 727, 781, 842, 915, 1020, 1116, 1187, 1248

NORPEL, RICHARD J., SR.—Representative Jackson-Jones Counties

Bills introduced — J. R. 13; 141, 212, 246, 322, 337, 345, 364, 401, 435, 492, 510, 610, 622, 656, 674, 676.	
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Amendments filed .....	125, 247, 284, 346, 434, 593, 863, 902, 940, 955, 1056, 1125, 1227, 1335, 1582, 1707, 1776, 1899, 2031, 2053, 2105	
Amendments offered .....	352, 361, 415, 513, 602, 1395, 1577, 1587, 1707, 1739, 1971,	2053
Amendments withdrawn .....		361, 513
Committee appointments .....		15, 16, 21
Petitions presented .....	358, 611, 973, 1033, 1231, 1479,	1638
Resolutions offered .....	423, 774, 1004,	2141
Subcommittee assignments .....		94
Presented to Mr. Harbor and the House, gavels made of osage orange and walnut, grown in Jackson County, made by Mr. Omer Heim of Bellevue .....		832
<b>NYSTROM, JOHN W.—Representative Boone County</b>		
Bills introduced — J. R. 6; 35, 118, 174, 181, 188, 195, 212, 296, 311, 571, 617, 630, 670, 725.		
Amendments filed .....	266, 729, 765, 903, 940, 954, 1025, 1062, 1166,	2148
Amendments offered .....		292
Committee appointments .....	15, 17, 21,	2218
Petitions presented .....		248
<b>OATH OF OFFICE—</b>		
By William R. Kendrick, acting Chief Clerk .....		1
By members of the House .....		4
By Governor-elect Robert D. Ray and Lieutenant Governor-elect Roger W. Jepsen .....		83
By permanent officers of the House .....		37
<b>OFFICERS AND EMPLOYEES—</b>		
Kendrick, William R. elected Acting Chief Clerk .....		1
Goode, Dewey elected temporary Speaker .....		1
Harbor, William H. elected Speaker of the House .....		5
Kendrick, William R. elected permanent Chief Clerk .....		9
Millen, Floyd H. elected Speaker Pro Tempore .....		10
Permanent officers elected .....		37
Oath of office .....	1, 4,	38
Officers of the House .....		92
Joint Legislative employees .....	65, 66,	93
Reports .....		65
Resignation of Mary Newcomb, Engrossing Clerk .....		2048
Resolutions relating to:		
House Concurrent Resolution 2 .....		13
House Resolution 2 .....		12
Senate Concurrent Resolution 5 .....	91,	119
Senate Concurrent Resolution 6 .....	93,	119
Senate Concurrent Resolution 41 .....	1891,	2076
<b>PAGES—</b>		
Appointment of .....		37
Took oath of office .....		38
Compensation of .....		92
Queen of the Pages' Ball .....		1350
Resolution relating to, H.R. 2 .....		12
Presented color television to the Polk County Juvenile Home .....		2069
<b>PATON, JOHN W.—Representative Buchanan-Delaware Counties</b>		
Bills introduced — J. R. 13; 226, 246, 322, 387, 401, 403, 435, 466, 492, 513, 525, 589, 604, 656, 725.		
Amendments filed .....	690, 902, 985, 1125, 1335, 1777, 1952, 2031,	2105
Committee appointments .....	15, 16, 21,	179, 695
Resolutions offered .....	423,	524

GENERAL INDEX

2509

PELLETT, WENDELL C.—Representative Audubon-Cass Counties

Bills introduced — 170, 195, 284, 321, 401, 568, 571.	
Amendments filed .....	902, 954, 1062, 1777, 2083, 2148
Amendments offered .....	2083
Committee appointments .....	15, 16, 21
Petitions presented .....	919, 943
Resolutions offered .....	321, 423
Subcommittee assignments .....	94
Presented to the House Clark Pellett of Atlantic, Iowa, Governor of the American Legion Boys State .....	1977

PELTON, CHARLES H.—Representative Clinton County

Bills introduced — J. R. 6, 9; 134, 149, 273, 332, 366, 371, 389, 392, 397, 413, 425, 434, 499, 506, 507, 512, 525, 560, 580, 588, 591, 594, 598, 618, 628, 635, 679.	
Amendments filed .....	105, 133, 220, 371, 450, 546, 702, 748, 806, 901, 1052, 1166, 1401, 1498, 1547, 1646, 1798, 2005, 2104, 2186
Amendments offered .....	133, 139, 159, 462, 1524, 1547, 1646, 1817, 2186
Amendments withdrawn .....	159, 338, 854, 1539, 2084
Committee appointments .....	15, 16, 21, 49
Nominated Representative Floyd H. Millen for Speaker Pro Tempore	10
Remarks .....	10
Resolutions offered .....	423, 1399

PERSONNEL COMMITTEE—

Appointments .....	13
Reports .....	65, 66
Resolutions relating to:	
House Concurrent Resolution 2 .....	13
Senate Concurrent Resolution 5 .....	91, 119
Senate Concurrent Resolution 6 .....	93, 119

POINTS OF ORDER RAISED—

On House File 46—Representative Skinner .....	857
On House File 121—Representative Goode .....	538
On House File 129—Representative Welden .....	1570
On House File 134—Representative Lawson .....	335
On House File 144—Representative Stromer .....	838
On House File 197—Representative Fisher of Greene .....	430
On House File 335—Representative Cochran .....	840
On House File 391—Representative Skinner .....	636
On House File 571—Representative Fischer of Grundy .....	1546
On House File 573—Representative Freeman .....	1576
On House File 573—Representative Kruse .....	1588
On House File 577—Representative Skinner .....	935
On House File 577—Representative Millen .....	945
On House File 615—Representative Fischer of Grundy .....	985
On House File 654—Representative Grassley—(Committee of the Whole) .....	1115
On House File 654—Representative Blouin—(Committee of the Whole) .....	1144
On House File 654—Representative Drake—(Committee of the Whole) .....	1150
On House File 654—Representative Millen—(Committee of the Whole) .....	1150
On House File 654—Representative Varley (Committee of the Whole) .....	1361, 1362
On House File 654—Representative Cochran .....	1962
On House File 724—Representative Larson .....	1793
On House File 724—Representative Blouin .....	1795, 2165
On House File 724—Representative Kreamer .....	1795
On Senate File 417—Representative Drake .....	889

On Senate File 444—Representative Drake .....	1657
On Senate File 510—Representative Skinner .....	2040, 2041
On Senate File 583—Representative Ewell .....	2158
On Senate File 586—Representative Lipsky .....	2209
<b>PIERSON, GEORGE N.—Representative Keokuk-Mahaska-Monroe Counties</b>	
Bills introduced — 35, 39, 69, 109, 134, 153, 195, 196, 207, 210, 270, 335, 387, 400, 401, 407, 436, 443, 467, 485, 498, 545, 569, 571, 579, 618, 641.	
Amendments filed .....	315, 324, 346, 362, 372, 391, 401, 420, 433, 467, 631, 699, 729, 806, 846, 903, 954, 1062, 1253, 1264, 1286, 1776, 1795, 2046, 2084, 2103, 2147, 2148
Amendments offered .....	391, 840, 1658
Amendments withdrawn .....	511
Committee appointments .....	15, 16, 21, 179, 869, 944
Petitions presented .....	1090, 1271
Reports .....	1049, 1108
Resolutions offered .....	423, 524
Presented to the House the Honorable Carroll L. Brown, former member of the House .....	1230
<b>PIONEER LAWMAKERS ASSOCIATION OF IOWA—</b>	
Resolution relating to, S.C.R. 12 .....	408
Program by .....	797
President Jepsen presented the President of the Pioneer Lawmakers, the Honorable Duane E. Dewel who introduced Mrs. Edna Lawrence newly elected President of the Lawmakers, who addressed the joint convention .....	798
<b>PRESIDENT OF THE SENATE—</b> (See Joint Convention)	
<b>PRESS, MEMBERS OF—</b>	
Assignment of desks in press gallery .....	116, 117
Resolution relating to, S.C.R. 2 .....	14
<b>PRIEBE, BERL E.—Representative Kossuth-Humboldt Counties</b>	
Bills introduced — J. R. 13; 10, 13, 21, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 64, 69, 150, 182, 183, 195, 207, 270, 314, 322, 329, 358, 389, 401, 407, 436, 443, 452, 466, 493, 510, 513, 517, 523, 528, 532, 545, 564, 641, 674, 689, 725.	
Amendments filed .....	154, 161, 346, 449, 593, 690, 729, 806, 902, 940, 955, 970, 985, 1055, 1073, 1089, 1249, 1336, 1401, 1402, 1433, 1436, 1777, 1871, 2031, 2040, 2102, 2147, 2148, 2171
Amendments offered .....	161, 601, 1433, 1436, 1527, 2040, 2171
Amendments withdrawn .....	161, 1436, 1722, 2041, 2158
Committee appointments .....	15, 21, 481, 524, 695, 773
Petitions presented .....	267, 524, 731, 807, 1218
Remarks .....	10
Resolutions offered .....	111, 250, 433, 524, 576, 1004, 2106
Subcommittee assignments .....	94
Seconded nomination of Floyd H. Millen for Speaker Pro Tempore ..	10
Presented to the House Miss Clarissa Gansweig, foreign exchange student from West Germany .....	1293
<b>PRINTING BOARD—</b>	
Superintendent of Printing, Secretary Senate and House members, office of staff of Senate Secretary and Chief Clerk and press to be furnished 1971 Codes and session laws, S.C.R. 2 .....	14

Journals, bills and binders to be furnished free to county auditors, S.C.R. 3 ..... 14  
 Senate and House journals and bills be mailed to Iowa's United States Senators and Congressmen and the council of state governments, S.C.R. 7 ..... 794

PROOF OF PUBLICATION—

On House File 83 ..... 127  
 On House File 515 ..... 706  
 On House File 516 ..... 706  
 On House File 555 ..... 790  
 On House File 557 ..... 790  
 On House File 565 ..... 808  
 On House File 716 ..... 1719

QUEEN OF THE HOUSE—

Karol L. Larsen presented to the House ..... 1350

RADL, RICHARD M.—Representative Linn County

Bills introduced — J. R. 13; 55, 57, 69, 104, 134, 207, 217, 222, 253, 320, 387, 389, 415, 492, 500, 513, 576, 618, 653, 673, 725, 743.  
 Amendments filed ..... 473, 699, 882, 903, 955, 1053, 1125, 1322, 1336, 1777, 1778, 2102, 2103, 2105, 2148  
 Amendments offered ..... 892  
 Amendments withdrawn ..... 1591  
 Committee appointments ... 2, 15, 16, 21, 67, 538, 2175, 2218, 2240  
 Change of vote requested ..... 348  
 Petitions presented ..... 89, 317, 440, 495, 751, 885, 958  
 Reports ..... 104, 601, 627, 2183  
 Resolutions offered ..... 65, 2140  
 Subcommittee assignments ..... 94

RAY, GOVERNOR ROBERT D.—  
 (See Governor Ray, Robert D.)

RECALL—

On House File 29, Resolution relating to, S.C.R. 24 ..... 540

RESOLUTIONS—

Index to House Joint Resolutions ..... 2257  
 Index to Senate Joint Resolutions acted on in the House ..... 2319  
 Index to House Concurrent Resolutions ..... 2338  
 Index to Senate Concurrent Resolutions acted on in the House ..... 2340  
 Index to House Resolutions ..... 2340

REX, CLYDE—Representative Hamilton-Wright Counties

Bills introduced — 10, 29, 30, 46, 50, 56, 57, 60, 69, 73, 76, 104, 113, 131, 140, 145, 161, 165, 168, 188, 195, 207, 230, 264, 284, 287, 300, 321, 329, 350, 375, 384, 386, 401, 420, 426, 452, 466, 510, 513, 569, 571, 576, 579, 613, 616, 617, 630, 663, 670, 725, 743.  
 Amendments filed ..... 631, 699, 729, 747, 844, 865, 903, 954, 970, 1028, 1031, 1062, 1228, 1268, 1777, 2148  
 Amendments offered ..... 635, 835, 836, 837, 856, 1092  
 Amendments withdrawn ..... 132  
 Committee appointments ..... 12, 15, 16, 21  
 Petitions presented ..... 299, 772, 867  
 Resolutions offered ..... 423

RODGERS, NORMAN G.—Representative Dallas-Madison Counties

Bills introduced — J. R. 12, 13, 16; 30, 35, 56, 73, 88, 123, 195, 205, 207, 234, 249, 250, 261, 262, 269, 270, 290, 297, 306, 310, 319, 322, 353, 360, 362, 386, 401, 407, 411, 435, 466, 485, 493, 510, 513, 517, 579, 634, 650, 664, 743.

Amendments filed .....	607,
630, 699, 770, 844, 902, 955, 1070, 1229, 1349, 1670, 1778, 2103,	2148
Amendments offered .....	712, 857, 1670
Amendments withdrawn .....	712, 758
Committee appointments .....	
.....12, 15, 16, 17, 21, 191, 300, 695, 834, 2217,	2241
Petitions presented .....	671, 704, 730, 731, 1169
Resolutions offered .....	191, 300, 518, 774, 1004, 2072
Subcommittee assignments .....	94
Presented to the House the Honorable Kenneth Robinson, former member of the House .....	957

ROORDA, NORMAN—Representative Jasper County

Bills introduced — J. R. 6, 7; 52, 69, 174, 181, 195, 203,	
214, 221, 241, 270, 290, 304, 305, 309, 329, 335, 355, 400,	
401, 407, 436, 498, 513, 571, 618, 673, 725.	
Amendments filed .....	346, 347, 438,
448, 806, 845, 865, 902, 1025, 1054, 1118, 1153, 1401, 1402,	1776, 2067
Amendments offered .....	460, 897, 1436
Committee appointments .....	15, 16, 17, 21, 695, 2218
Resolutions offered .....	2072, 2106

RULES—

Rules Suspended—	
On House Joint Resolution 15 .....	755
On House File 732 .....	1889
On Senate File 538 .....	2196
Rule 35 on the following:	
House File 654—Committee of the Whole Report .....	1379
Rule 8 on the following:	
Steering Committee .....	695
Rule 9 on the following:	
Senate File 202 .....	754
Rule Invoked:	
Rule 31 on the following:	
On House File 53 .....	1576
On House File 144 .....	838
On House File 335 .....	840
On House File 577 .....	935
Rule 35 on the following:	
On House Joint Resolution 2 .....	523
On House Joint Resolution 6 .....	189
On House Joint Resolution 7 .....	189
On House Joint Resolution 8 .....	248
On House Joint Resolution 16 .....	1169
On House File 2 .....	143
On House File 6 .....	422
On House File 9 .....	1012
On House File 10 .....	724
On House File 12 .....	126
On House File 21 .....	143
On House File 23 .....	143
On House File 24 .....	143
On House File 25 .....	143
On House File 26 .....	406
On House File 29 .....	143
On House File 31 .....	198
On House File 32 .....	143
On House File 34 .....	126
On House File 37 .....	126
On House File 39 .....	239
On House File 41 .....	126



## GENERAL INDEX

2513

On House File 42	126
On House File 44	536
On House File 46	523
On House File 47	175
On House File 48	248
On House File 56	189
On House File 63	239
On House File 66	523
On House File 69	248
On House File 71	175
On House File 72	705
On House File 73	549, 885
On House File 82	317
On House File 83	221
On House File 96	248
On House File 97	221
On House File 109	574
On House File 112	406
On House File 114	239
On House File 116	503
On House File 119	221
On House File 121	198
On House File 122	474
On House File 123	732
On House File 128	724
On House File 129	832, 943
On House File 131	328
On House File 132	867
On House File 133	885
On House File 134	248
On House File 140	328
On House File 141	328
On House File 144	612, 1413
On House File 145	406, 1033
On House File 155	574
On House File 157	328
On House File 162	328
On House File 164	612
On House File 170	612
On House File 173	495
On House File 178	536
On House File 180	595
On House File 182	724
On House File 183	943
On House File 195	406
On House File 199	508
On House File 203	612
On House File 205	920
On House File 209	867
On House File 211	523
On House File 215	906
On House File 216	536
On House File 217	732
On House File 227	1293
On House File 230	474
On House File 232	732
On House File 235	867
On House File 241	595
On House File 253	1081
On House File 254	724
On House File 257	930
On House File 258	595

On House File 262	536
On House File 263	724
On House File 269	832
On House File 271	1169
On House File 274	536
On House File 281	2048
On House File 287	595
On House File 292	1231
On House File 296	612
On House File 306	724
On House File 307	508
On House File 317	574
On House File 319	705
On House File 324	832
On House File 327	612
On House File 329	612
On House File 335	732
On House File 342	790
On House File 349	1033
On House File 369	832
On House File 373	1413
On House File 384	724
On House File 391	849
On House File 393	790
On House File 396	612
On House File 400	724
On House File 401	724
On House File 420	958
On House File 423	885
On House File 424	724
On House File 434	832
On House File 439	958
On House File 446	867
On House File 452	930
On House File 454	920
On House File 457	1780
On House File 463	1081
On House File 464	906
On House File 466	1293
On House File 470	790
On House File 472	1033
On House File 495	751
On House File 499	885
On House File 501	958
On House File 503	930
On House File 514	973
On House File 515	885
On House File 537	1081
On House File 546	1081
On House File 555	1218
On House File 565	1081
On House File 567	1169
On House File 571	1081
On House File 574	1585
On House File 597	1081
On House File 614	943
On Senate Joint Resolution 10	1413
On Senate File 8	508
On Senate File 28	328
On Senate File 37	198, 2048
On Senate File 40	612
On Senate File 59	328

GENERAL INDEX

2515

On Senate File 78	612
On Senate File 83	474
On Senate File 89	958
On Senate File 90	452
On Senate File 103	523
On Senate File 105	523
On Senate File 118	406
On Senate File 127	595
On Senate File 129	672
On Senate File 133	523
On Senate File 146	406
On Senate File 147	508
On Senate File 148	406
On Senate File 149	973
On Senate File 156	508
On Senate File 157	474
On Senate File 159	536
On Senate File 160	536
On Senate File 170	406
On Senate File 171	508
On Senate File 179	536
On Senate File 183	958
On Senate File 188	790
On Senate File 190	849
On Senate File 201	705
On Senate File 202	705
On Senate File 209	724
On Senate File 210	867
On Senate File 217	808
On Senate File 225	790
On Senate File 236	440
On Senate File 249	724
On Senate File 256	1169
On Senate File 257	832
On Senate File 277	885
On Senate File 312	790
On Senate File 326	1135
On Senate File 345	1253
On Senate File 348	958
On Senate File 349	1033
On Senate File 353	790
On Senate File 355	1585
On Senate File 361	1293
On Senate File 389	1169
On Senate File 402	1218
On Senate File 433	1218
On Senate File 462	1293
On Senate File 469	1169
On Senate File 487	1413
On Senate File 510	1585
On Senate File 526	1413
On Senate File 528	1780
On Senate File 542	1878
On Senate File 543	1780
On Senate File 544	1878
On Senate File 545	1878
On Senate File 550	2106
On Senate File 551	1953
On Senate File 552	1878
On Senate File 553	1878
On Senate File 554	1878
On Senate File 556	2106

On Senate File 557 .....	1953
On Senate File 558 .....	1953
On Senate File 559 .....	1953
On Senate File 560 .....	1953
On Senate File 561 .....	1953
On Senate File 562 .....	1953
On Senate File 563 .....	1953
On Senate File 564 .....	1953
On Senate File 565 .....	2048
On Senate File 568 .....	2048
On Senate File 569 .....	2048
On Senate File 570 .....	2048
On Senate File 572 .....	2106
On Senate File 573 .....	2069
On Senate File 576 .....	2069
On Senate File 577 .....	2106
On Senate File 578 .....	2048
On Senate File 579 .....	2106
On Senate File 580 .....	2106
Rule 43 on the following:	
On House File 49 .....	211
On House File 50 .....	198
On House File 319 .....	732
Rule 54 on the following:	
On House Concurrent Resolution 17 .....	476
On House File 4 .....	475
On House File 5 .....	475
On House File 8 .....	475
On House File 121 .....	475
On House File 139 .....	476
On House File 212 .....	476
On House File 221 .....	476
On House File 272 .....	476
On House File 276 .....	476
On House File 286 .....	476
On House File 316 .....	476
On Senate File 171 .....	476
On Senate File 179 .....	476
Rule Invoked:	
Rule 70 on the following:	
On House Concurrent Resolution 15 .....	321
On House File 197 .....	431
On House File 423 .....	991
On House File 571 .....	1545
On House File 573 .....	1538
On House File 654—Committee of the Whole .....	
.....1040, 1045, 1141, 1185, 1223, 1246, 1305, 1306, 1352	
On House File 654 .....	1434, 1838
On House File 704 .....	1828
On House File 724 .....	2166
On House File 732 .....	1890, 1966, 1975, 2062
On House File 741 .....	2115
On Senate File 236 .....	455, 469
On Senate File 444 .....	1655
On Senate File 510 .....	1674, 2042
On Senate File 565 .....	2059, 2138
On motion to reconsider the vote by which conference committee report failed—House File 654 .....	1963
Rule 71 on the following:	
On House File 48 .....	382
On House File 172 .....	361
On House File 454 .....	1523

GENERAL INDEX

2517

On House File 505 ..... 795  
 On House File 654—Committee of the Whole ..... 1281  
 On House File 734 ..... 1960  
 On Senate File 574 ..... 2162  
 Motion to suspend rules—  
     On House File 654 ..... 1453  
     Motion ruled out of order ..... 1453

RULES, COMMITTEE ON—

Appointed ..... 16  
 Amendments filed to the temporary rules ..... 34, 56  
 Amendments adopted to temporary rules ..... 59-62  
 Resolution relating to, S.C.R. 13 ..... 426

SARGISSON, HALLIE—Representative Woodbury County

Bills introduced — J. R. 13; 56, 150, 165, 207, 322, 353, 401,  
 483, 504, 510, 568, 579, 589, 673.  
 Amendments filed ..702, 883, 902, 940, 1125, 1336, 1401, 1413, 1593, 1774  
 Amendments offered ..... 1593  
 Committee appointments .....15, 16, 21, 37, 834, 2217, 2242  
 Petitions presented .....267, 549, 671, 906  
 Resolutions offered ..... 518, 1004  
 Official delegate to attend funeral services for the Honorable Charles  
 K. Sullivan ..... 359

SCHMEISER, LLOYD F.—Representative Des Moines-Louisa Counties

Bills introduced — J. R. 13; 64, 69, 88, 104, 133, 153, 226,  
 271, 287, 306, 322, 329, 452, 492, 493, 517, 528, 576, 639,  
 664.  
 Amendments filed ..347, 572, 865, 1070, 1125, 1228, 1336, 1605, 1776, 1871  
 Amendments offered ..... 1093  
 Committee appointments .....15, 16, 17, 21, 70, 82, 375, 832  
 Petitions presented .....285, 789, 1500  
 Reports ..... 83  
 Resolutions offered .....69, 423, 832, 1004, 2106  
 Subcommittee assignments ..... 94

SCHOOLS, COMMITTEE ON—

Appointed ..... 16  
 Amendments filed ..... 569, 937  
 Amendments withdrawn ..... 838  
 Reports .....323, 383, 520, 569, 571, 606, 937

SCHROEDER, LAVERNE W.—Representative Harrison-Pottawattamie Counties

Bills introduced — 35, 36, 47, 48, 52, 69, 104, 122, 148,  
 153, 160, 173, 195, 218, 233, 256, 279, 291, 293, 303, 329,  
 338, 379, 389, 401, 402, 426, 430, 452, 466, 510, 513, 548,  
 549, 576, 583, 593, 623, 673, 725.  
 Amendments filed .....125, 196, 197, 232, 345, 346, 363,  
 371, 372, 401, 492, 531, 534, 547, 642, 669, 691, 729, 776,  
 846, 862, 903, 954, 970, 978, 1015, 1016, 1017, 1031, 1052, 1062,  
 1166, 1464, 1497, 1509, 1516, 1582, 1593, 1605, 1608, 1637, 1654, 1710,  
 1717, 1774, 1776, 1777, 1795, 1871, 1998, 2005, 2084, 2104, 2145, 2147, 2203  
 Amendments offered .....  
     .....194, 295, 382, 411, 531, 663, 675, 696, 776, 965,  
     1015, 1016, 1464, 1502, 1509, 1551, 1593, 1654, 1871, 2005, 2084, 2129, 2157  
 Amendments withdrawn ..202, 542, 734, 776, 965, 1015, 1464, 1655, 1998  
 Committee appointments ...7, 15, 16, 17, 21, 796, 869, 1255, 2071  
 Petitions presented .....973, 1351  
 Reports ..... 2088  
 Resolutions offered .....65, 524, 641

Subcommittee assignments .....	94,	95
Presented to the House the Honorable Laurence E. Allen, former member of the House .....		1457
<b>SCHWARTZ, JAMES H.—Representative Wapello County</b>		
Bills introduced — J. R. 13; 56, 165, 210, 264, 322, 510, 567, 589, 650, 674.		
Amendments filed .....	903, 1028, 1031, 1125, 1166, 1336,	2148
Committee appointments .....	15, 16, 22, 695,	944
Petitions presented .....		267
Reports .....		1049, 1108
<b>SCHWIEGER, BARTON L.—Representative Black Hawk County</b>		
Bills introduced — J. R. 6, 7; 69, 150, 199, 233, 253, 273, 324, 337, 361, 396, 405, 426, 430, 439, 458, 492, 525, 543, 546, 559, 569, 578, 619, 623, 624, 630, 673, 674, 725.		
Amendments filed .....		106,
125, 236, 346, 421, 644, 700, 701, 940, 1053, 1582, 1777, 1969,		2149
Amendments offered .....		260, 811, 813, 1969
Amendments withdrawn .....		137
Committee appointments .....	15, 16, 17, 22, 199,	797
Petitions presented .....		239
Resolutions offered .....		423
<b>SCOTT, KENNETH D.—Representative Franklin-Cerro Gordo Counties</b>		
Bills introduced — J. R. 13; 207, 226, 322, 329, 401, 446, 485, 510, 513, 517, 650, 689, 725.		
Amendments filed .....	237, 246, 247,	
259, 346, 902, 955, 970, 1125, 1286, 1335, 1402, 1582, 1777, 1899,		2149
Amendments offered .....		259, 1432
Amendments withdrawn .....		258
Committee appointments .....	15, 16, 17,	22
Petitions presented .....	222, 358, 832, 848, 1011, 1553, 1808,	2003
Resolutions offered .....		423, 774, 1004
Presented to the House the Honorable William H. Nicholas, former member of the House .....		788
Presented Mr. Tom Miller and Mr. Curley Hintzman, representatives from the Clear Lake Chamber of Commerce, who extended an invitation to the members of the legislature and their families to the thirty-third Governor's Days .....		1759
<b>SEATS—</b>		
Assignment of, made special order .....		12
Assignment of, to members .....		12
Assignment of desks in press gallery .....		116, 117
<b>SECRETARY OF STATE, Melvin D. Synhorst—</b>		
Certificate of election .....	2, 31,	82
Communications from .....		
31, 32, 33, 39, 532, 915, 1005, 1152, 1321, 1495, 1893, 2072,		2239
House Joint Resolution 1, sent to .....		154
House Joint Resolution 6, sent to .....		396
House Joint Resolution 7, sent to .....		937
<b>SHAW, ELIZABETH—Representative Scott County</b>		
Bills introduced — J. R. 6, 7; 2, 3, 5, 7, 9, 12, 14, 15, 16, 17, 18, 19, 22, 34, 77, 96, 129, 136, 138, 139, 144, 146, 147, 150, 156, 179, 185, 186, 195, 220, 225, 235, 254, 304, 312, 315, 321, 345, 410, 423, 436, 443, 448, 467, 504, 539, 556, 585.		
Amendments filed .....	123, 236, 362,	
546, 743, 749, 954, 1166, 1268, 1446, 1496, 1901, 1965, 1969, 1970,		2104
Amendments offered .....	369, 1446, 1530, 1965, 1968, 1969,	1970

GENERAL INDEX

2519

Committee appointments ...7, 15, 16, 22, 49, 190, 695, 2071, 2240  
 Petitions presented .....110, 285, 328, 348,  
 364, 632, 693, 705, 731, 789, 832, 885, 920, 1105, 1351, 1500, 1519  
 Reports .....2096, 2122  
 Resolutions offered .....841, 842  
 Subcommittee assignments ..... 94

SIFTING COMMITTEE—

Appointed ..... 1254  
 Amendments filed ..... 1538  
 Amendments offered ..... 1538  
 Categories exempt from sifting ..... 1254  
 Reports .....  
 1399, 1455, 1475, 1534, 1552, 1625, 1626, 1756, 1773, 1882, 1888, 2004, 2095

SIGLIN, MARION D.—Representative Clarke-Lucas-Madison Counties

Bills introduced — J. R. 11; 195, 212, 234, 401, 466, 485, 493,  
 571, 579, 725.  
 Amendments filed .....346, 845, 902, 954, 1777  
 Committee appointments .....2, 15, 16, 22, 191, 300  
 Petitions presented ..... 731  
 Resolutions offered .....423, 1106  
 Presented to the House the Honorable Cecil V. Lutz, former member  
 of the House ..... 645

SIXTY-FOURTH GENERAL ASSEMBLY—

(See General Assembly)

SKINNER, ED—Representative Polk County

Bills introduced — J. R. 6, 13; 99, 156, 216, 253, 322, 404,  
 448, 466, 492, 513, 514, 515, 518, 519, 643, 653, 674.  
 Amendments filed .....  
 .....105, 444, 449, 546, 955, 1053, 1078, 1125, 1286, 1292,  
 1336, 1717, 1726, 1788, 1899, 1952, 2005, 2031, 2084, 2103, 2104, 2147, 2181  
 Amendments offered .....134, 444, 1727, 1788, 1966, 2084, 2181  
 Amendments withdrawn ..... 1793  
 Committee appointments .....15, 16, 22, 1978, 2071, 2217, 2218, 2240  
 Reports .....2096, 2122  
 Resolutions offered .....423, 1004, 2194  
 Presented to the House the Honorable Neal Smith, Congressman from  
 the Fifth District ..... 1738  
 Tribute to the Honorable Dewey Goode for many years service in the  
 Iowa legislature ..... 1779

SMALL, ARTHUR A., JR.—Representative Johnson County

Bills introduced — J. R. 10, 13; 246, 260, 313, 322, 366, 387,  
 389, 392, 407, 486, 488, 525, 536, 554, 604, 618, 650, 674.  
 Amendments filed .....160, 218, 245, 296, 356,  
 592, 631, 776, 786, 852, 940, 1053, 1125, 1154, 1155, 1198, 1202,  
 1216, 1229, 1250, 1251, 1335, 1411, 1443, 1444, 1530, 1599, 1653, 1665,  
 1673, 1701, 1836, 1897, 1976, 1985, 1988, 1989, 1993, 2005, 2047, 2094, 2181  
 Amendments offered .....160, 254, 261, 776, 852, 1443,  
 1444, 1620, 1653, 1673, 1836, 1958, 1984, 1985, 1988, 1989, 1993, 2094, 2181  
 Amendments withdrawn .....262, 263, 511, 853, 2005, 2040, 2094  
 Committee appointments .....15, 16, 22, 2071  
 Petitions presented ..... 988  
 Reports .....2088  
 Resolutions offered .....71, 222, 423, 774, 1004, 1399, 1954, 2050  
 Subcommittee assignments ..... 94

SOCIAL SERVICES, COMMITTEE ON—

Appointed ..... 16  
 Bills introduced — 219, 223, 278, 288, 289, 308, 326, 668.

Amendments filed .....	118, 124, 747, 1021
Amendments withdrawn .....	148
Reports .....	117, 606, 727, 747, 1005, 1021, 1247
Subcommittee (Medicaid Study Committee) .....	50
<b>SORG, NATHAN—Representative Linn County</b>	
Bills introduced — 1, 35, 100, 195, 305, 309, 321, 372, 389, 448, 449, 524, 571, 618, 656.	
Amendments filed .....	903, 955, 1268, 1401, 1776
Committee appointments ...2, 15, 16, 17, 22, 538, 2217, 2218, 2240	
Petitions presented .....	210, 248, 386
Reports .....	727, 781, 842, 915, 1020, 1116, 1188, 1248
Resolutions offered .....	470
<b>SPEAKER OF THE HOUSE—William H. Harbor, Representative Mills-Montgomery-Page Counties</b>	
Nominated for Speaker .....	5
Election of William H. Harbor as Speaker of the House .....	5
Took oath of office .....	7
Announcements .....	14,
15, 48, 57, 69, 89, 109, 119, 126, 128, 143, 145, 154, 155, 166, 168, 173, 175, 189, 198, 221, 231, 238, 271, 285, 299, 302, 317, 327, 344, 357, 359, 364, 373, 396, 405, 424, 439, 451, 452, 493, 504, 519, 523, 535, 537, 538, 548, 573, 594, 597, 605, 611, 629, 645, 666, 670, 692, 695, 698, 703, 706, 715, 723, 730, 746, 750, 752, 762, 771, 772, 781, 789, 792, 802, 807, 831, 834, 841, 847, 849, 858, 866, 867, 870, 871, 880, 884, 905, 916, 918, 925, 927, 937, 942, 944, 953, 957, 960, 972, 974, 981, 986, 988, 1010, 1050, 1080, 1090, 1104, 1116, 1134, 1168, 1170, 1217, 1219, 1230, 1248, 1252, 1254, 1270, 1283, 1284, 1293, 1350, 1362, 1375, 1378, 1412, 1456, 1457, 1478, 1495, 1499, 1518, 1534, 1557, 1578, 1584, 1604, 1609, 1659, 1698, 1702, 1708, 1717, 1719, 1737, 1756, 1759, 1780, 1798, 1808, 1819, 1822, 1874, 1877, 1953, 1978, 2000, 2029, 2045, 2048, 2069, 2070, 2071, 2098, 2150, 2195, 2214, 2217	
Announced ranking minority members of standing committees .....	39
Announced resignation of Mary Newcomb, engrossing clerk .....	2048
Announced that the House and Senate Pages made a presentation to Polk County Juvenile Home .....	2060
Committees appointed by .....	13, 24, 37, 39, 70, 80, 178, 190, 191, 300, 480, 524, 576, 773, 796, 832, 869, 2217, 2218
Committee appointment .....	191
Communications from .....	422, 615, 1873, 2142
Petitions presented .....	36, 222, 248, 848
Presided at sessions of the House .....	8, 23, 24, 36, 46, 57, 69, 80, 88, 89, 109, 119, 126, 143, 155, 166, 175, 186, 189, 198, 210, 221, 248, 255, 267, 285, 299, 317, 327, 337, 348, 357, 360, 364, 373, 382, 385, 405, 422, 427, 431, 439, 451, 464, 479, 487, 493, 511, 523, 535, 548, 573, 594, 611, 632, 645, 680, 689, 692, 703, 714, 723, 730, 732, 750, 757, 771, 778, 788, 796, 801, 807, 831, 841, 847, 858, 866, 879, 884, 893, 905, 914, 918, 925, 936, 942, 951, 957, 972, 980, 986, 997, 1010, 1017, 1018, 1031, 1080, 1087, 1090, 1100, 1104, 1111, 1116, 1134, 1145, 1151, 1167, 1182, 1186, 1217, 1225, 1230, 1247, 1252, 1263, 1270, 1283, 1293, 1314, 1350, 1362, 1378, 1394, 1412, 1435, 1457, 1468, 1478, 1490, 1499, 1506, 1518, 1528, 1557, 1577, 1584, 1596, 1609, 1669, 1670, 1702, 1708, 1719, 1724, 1738, 1759, 1767, 1779, 1790, 1793, 1808, 1818, 1870, 1877, 1888, 1953, 1966, 1977, 1985, 2002, 2033, 2037, 2048, 2052, 2069, 2081, 2087, 2106, 2150, 2165, 2190, 2216
Presided as chairman of the Committee of the Whole .....	1035, 1036, 1033, 1113, 1186, 1145, 1149, 1150, 1173, 1182, 1184, 1221, 1255, 1261, 1276, 1278, 1298, 1303, 1352
Rulings made (Committee of the Whole) .....	1115, 1144, 1150



GENERAL INDEX

2521

Remarks by .....7, 339

Rulings made 214, 335, 430, 538, 686, 838, 840, 857, 889, 945,  
985, 1361, 1362, 1453, 1570, 1576, 1588, 1793, 1795, 1962, 2041, 2158, 2209

Bills signed by .....154, 173, 231, 344, 385, 504,  
519, 568, 629, 666, 698, 715, 746, 762, 781, 802, 880, 916,  
937, 1050, 1116, 1248, 1284, 1375, 1456, 1495, 1534, 1578, 1604, 1659,  
1698, 1716, 1737, 1756, 1798, 1822, 1873, 2000, 2029, 2045, 2098, 2195, 2214

Presented to the House the Honorable Donald E. Johnson, Adminis-  
trator of Veterans Affairs ..... 348

Presented to the House the Honorable Stanley T. Shepherd, Farming-  
ton, Iowa, former member of the House ..... 353

Presented to the House the Wahlert High School Concert Choir of  
Dubuque ..... 1412

Presented to the House the Honorable William J. Scherle, Congress-  
man from the Seventh District and former member of the House 1702

Presented to the House Graham Sinclair of Ashburton, New Zealand,  
President of Junior Chamber International ..... 1977

Received gift, a gavel from Representative Norpel ..... 832

Resolutions relating to:

House Resolution 2 ..... 12

Senate Concurrent Resolution 1 ..... 13

Senate Concurrent Resolution 19 ..... 465

Senate Concurrent Resolution 20 ..... 480

Senate Concurrent Resolution 21 ..... 480

Special award presented to Iowa Legislature ..... 238

Closing remarks ..... 2222

Final adjournment first regular session, 64th General Assembly,  
S.C.R. 38 .....1272, 2102, 2148, 2211

**SPEAKER PRO TEMPORE, Floyd H. Millen—Representative Lee-Van  
Buren Counties**  
(See Millen, Floyd H.—Representative Lee-Van Buren Counties,  
Speaker Pro Tempore)

**SPECIAL ORDER—**

Assignment of seats .....12, 24

On House File 57 ..... 2204

On House File 69 ..... 445

On House File 121 .....201, 226

On House File 654 .....989, 1035

On Senate File 77 ..... 2188

On Senate File 236 .....445, 454

Motion for special order on House File 732 ..... 1890

Motion for special order failed on House File 732 ..... 1890

**STANDING COMMITTEES—**

Appointed .....15-17

Chairmen listed .....15-17

List of appointments to .....17-23

**STANLEY, IVOR W.—Representative Linn County**

Bills introduced — 195, 262, 305, 309, 345, 389, 396, 401, 430,  
453, 510, 571, 618, 627.

Amendments filed ..125, 326, 384, 902, 954, 1031, 1103, 1476, 1660, 2148

Committee appointments .....15, 16, 17, 22, 2071, 2218

Petitions presented .....155, 198, 210, 239, 285, 405, 452, 645, 724, 731, 848

Reports ..... 2088

Resolutions offered ..... 423

**STATE APPEAL BOARD—**

(Maurice E. Baringer, Chairman)  
Communications from, stating claims filed with .....51-52, 777

Claims approved .....	53-54
House and Senate Files relating to:	
House File 283—procedure	
House File 699—claims approved and paid	
Senate File 564—per diem claims	
Senate File 580—highway patrol damages	
<b>STATE GOVERNMENT, COMMITTEE ON—</b>	
Appointed .....	16
Bills introduced — 172, 231, 236, 283, 399, 600, 601, 632, 648, 649, 666, 729.	
Amendments filed .....	121, 397, 419, 629, 804, 823
Amendments offered .....	527, 662, 821, 992, 1013
Reports .....	67, 68, 121, 122, 214, 396, 397, 419, 471, 532, 629, 803, 823, 951, 952, 1051, 1188
Subcommittee (Building Code Study Committee) .....	50
Subcommittee (Employment Practices Study Committee) .....	50
<b>STATE-OF-THE-STATE MESSAGE—</b>	
Resolution relating to, H.C.R. 1 .....	9
Delivered by Governor Robert D. Ray .....	40
<b>STEERING COMMITTEE—</b>	
Appointed .....	695
Reports .....	726, 746, 802, 879, 914
<b>STOKES, A. GORDON—Representative Plymouth-Sioux Counties</b>	
Bills introduced — J. R. 11; 64, 94, 100, 107, 120, 143, 195, 209, 380, 400, 401, 493, 571, 725.	
Amendments filed .....	346, 472, 473, 478, 642, 902, 1062, 1700, 1777
Amendments withdrawn .....	1706
Committee appointments .....	9, 15, 16, 17, 22, 128, 2217, 2241
Petitions presented .....	222, 300, 317, 328, 906, 1091
Reports .....	11
Resolutions offered .....	12
<b>STRAND, CLAIR—Representative Iowa-Jasper-Poweshiek Counties</b>	
Bills introduced — 35, 64, 69, 143, 181, 304, 305, 357, 374, 375, 386, 401, 420, 427, 436, 498, 545, 725.	
Amendments filed .....	125, 346, 372, 524, 903, 954, 1062, 1401, 1776, 2148
Committee appointments .....	15, 16, 22, 50, 834, 2217, 2241
Petitions presented .....	487, 494, 612, 867
Resolutions offered .....	810, 2106
<b>STROMER, DELWYN—Representative Hancock-Wright Counties</b>	
Bills introduced — 10, 13, 21, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 40, 52, 57, 69, 71, 106, 153, 154, 160, 171, 182, 218, 238, 256, 314, 401, 415, 426, 466, 485, 492, 510, 513, 517, 612, 725.	
Amendments filed .....	492, 534, 806, 902, 927, 954, 1025, 1062, 1582, 2148
Amendments offered .....	879
Committee appointments .....	11, 16, 17, 22, 267, 524, 796, 1978, 2217, 2240
Escorted Speaker pro tempore .....	10
Petitions presented .....	731
Reports .....	2027
Resolutions offered .....	65, 524
Presented to the House the Honorable Lenabelle Bock, former mem- ber of the House .....	942
<b>STROTHMAN, CHARLES F.—Representative Henry-Jefferson Counties</b>	
Bills introduced — 35, 69, 195, 328, 380, 398, 401, 516, 631, 641, 725.	

GENERAL INDEX

2523

Amendments filed .....630, 720, 902, 954, 1477, 1555, 1777  
 Amendments offered .....711, 758, 1487, 1574  
 Amendments withdrawn ..... 758  
 Committee appointments .....15, 16, 22, 24, 70, 82, 832  
 Petitions presented .....327, 535, 646  
 Reports ..... 83  
 Subcommittee assignments ..... 94  
 Presented to the House the Honorable Clifford M. Vance, former mem-  
 ber of the House ..... 2002

SUPERINTENDENT OF PRINTING—  
 (See Printing Board)

SUPREME COURT OF IOWA—  
 (See Chief Justice of the Supreme Court, C. Edwin Moore)

STUDY COMMITTEES—

Appointed .....49, 50, 51  
 Governmental Reorganization Study Committee  
 Housing for Handicapped Study Committee  
 Metropolitan Planning Study Committee  
 Social Services—Medicaid Study Committee—(subcommittee)  
 State Government—Building Code Study Committee—(subcommittee)  
 State Government—Employment Practices Study Committee—(sub-  
 committee)  
 Transportation—Highway Commission Funding Subcommittee  
 Criminal Code Review Study Committee  
 Environmental Preservation Study Committee (S.C.R. 9)  
 Drug Abuse Study Committee (H.C.R. 122)  
 Resolutions relating to:  
   House Concurrent Resolution 22 ..... 518  
   House Concurrent Resolution 23 ..... 524  
   House Concurrent Resolution 25 ..... 576  
   House Concurrent Resolution 26 ..... 640  
   House Concurrent Resolution 27 ..... 641  
   House Concurrent Resolution 30 ..... 774  
   House Concurrent Resolution 34 ..... 869  
   House Concurrent Resolution 40 ..... 1668  
   House Concurrent Resolution 42 ..... 2036  
   House Concurrent Resolution 44 ..... 2050  
   House Concurrent Resolution 45 ..... 2072  
   House Concurrent Resolution 46 ..... 2106  
   House Concurrent Resolution 48 ..... 2141  
   Senate Concurrent Resolution 10 ..... 674  
   Senate Concurrent Resolution 18 ..... 675  
   Senate Concurrent Resolution 25 ..... 1320  
   Senate Concurrent Resolution 46 .....2049, 2076

TAYLOR, RAYMOND J.—Representative Dubuque County

Bills introduced — 88, 158, 195, 262, 271, 274, 339, 389, 401,  
 403, 407, 435, 469, 499, 510, 589, 594, 598, 621, 635, 641,  
 673, 674, 683, 689, 725.  
 Amendments filed .....  
   .....218, 356, 467, 668, 700, 902, 927, 954, 970, 1062,  
   1401, 1403, 1596, 1663, 1664, 1666, 1699, 1700, 1777, 1838, 2103, 2105, 2148  
 Amendments offered .....  
   .....258, 467, 775, 1425, 1596, 1713, 1714, 1733, 1838, 2174  
 Amendments withdrawn .....379, 681, 1724  
 Committee appointments .....15, 16, 22  
 Petitions presented .....751, 848, 987, 1012, 1168, 1479, 1519  
 Resolutions offered ..... 640

**TELLERS—**

Appointment of .....	46
Report .....	81

**TEMPORARY OFFICERS—**

Elected .....	1
Took oath of office .....	1

**TIEDEN, DALE—Representative Allamakee-Clayton Counties**

Bills introduced — J. R. 6, 7; 35, 69, 109, 133, 153, 170, 195, 213, 216, 222, 244, 248, 305, 309, 316, 336, 380, 401, 407, 422, 435, 492, 510, 513, 514, 540, 576, 610, 618, 656, 674, 682, 683, 712.	
Amendments filed .....	315, 316, 325, 346, 404, 434, 862, 902, 940, 954, 970, 1007, 1054, 1349, 1401, 1429, 1555, 1556, 1634, 1661, 1776, 1974, 1976, 2102, 2146, 2147, 2149
Amendments offered .....	378, 379, 478, 944, 1576, 1588, 1974
Amendments withdrawn .....	1588
Committee appointments .....	13, 15, 16, 22, 49, 2217, 2241
Petitions presented .....	693, 704, 930, 973, 1585
Resolutions offered .....	13, 65, 119, 423, 524, 2140
Subcommittee assignments .....	94
Presented to the House the Honorable Harley J. Palas, former mem- ber of the House .....	451

**TRANSPORTATION, COMMITTEE ON—**

Appointed .....	17
Bills introduced — 629, 658, 727, 734, 737.	
Amendments filed .....	521, 607, 716, 916
Amendments offered .....	819, 1592
Amendments withdrawn .....	1591
Reports .....	121, 243, 520, 607, 698, 715, 916
Subcommittee (Highway Commission Funding) .....	50

**TROWBRIDGE, DELBERT L.—Representative Floyd-Mitchell Counties**

Bills introduced — 79, 137, 165, 195, 401, 485, 538, 561, 566, 571, 579, 590, 616, 617, 674, 725.	
Amendments filed .....	125, 307, 309, 346, 862, 902, 954, 1028, 1031, 1062, 1268, 1477, 1496, 1582, 1777, 2067, 2148
Amendments offered .....	307, 369, 1527, 1528, 2082
Committee appointments .....	16, 17, 22
Resolutions offered .....	518
Presented to the House the Honorable Fred B. Hanson, former mem- ber of the House .....	1518

**UBAN, CHARLES J.—Representative Black Hawk County**

Bills introduced — J. R. 13; 81, 233, 246, 322, 396, 430, 432, 492, 559, 589, 604, 713.	
Amendments filed .....	106, 118, 122, 125, 139, 219, 235, 236, 283, 305, 306, 363, 377, 398, 420, 506, 603, 691, 764, 770, 830, 845, 863, 927, 928, 939, 940, 941, 955, 985, 1125, 1155, 1216, 1335, 1377, 1496, 1535, 1555, 1580, 1582, 1583, 1593, 1635, 1700, 1734, 1758, 1771, 1777, 1778, 1798, 1823, 2042, 2067, 2148
Amendments offered .....	136, 139, 306, 306, 377, 530, 603, 984, 962, 1509, 1571, 1593, 1611, 1615, 1617, 1618, 1724, 1733, 1734, 1771, 1784, 1829, 2041, 2042, 2082
Amendments withdrawn .....	136, 139, 376, 511, 1509, 1591, 1616, 1652, 1724, 1726, 1870, 2042
Committee appointments .....	16, 17, 23, 199, 1219, 2218
Petitions presented .....	222, 285
Reports .....	1380, 1595
Resolutions offered .....	302, 1004

GENERAL INDEX

2525

**VARLEY, ANDREW**—Representative Adair-Adams-Taylor Counties, Majority Floor Leader

Bills introduced — J. R. 7; 73, 123, 195, 269, 312.

Amendments filed .....35, 125, 700,  
933, 938, 954, 970, 1031, 1053, 1130, 1158, 1189, 1496, 1497, 1510, 2102

Amendments offered .....933, 948, 949, 1509, 1510, 2211

Amendments withdrawn ..... 948

Committee appointments .....15, 16, 23, 191, 300, 1254, 1708

Petitions presented .....358, 487, 1081, 1458, 1518, 1702

Presided at sessions of the House ..... 718

Reports .....1400,  
1456, 1475, 1534, 1552, 1553, 1626, 1756, 1773, 1822, 1859, 1888, 2004, 2095

Resolutions offered .....9, 71, 128, 166, 432, 479, 576, 774, 960, 1640, 2037, 2076

Presented to the House the Honorable Joseph B. Flatt, former member of the House ..... 918

Presented to the House the Honorable John E. King, former member of the House ..... 942

Presented to the House the Honorable Ralph F. McCartney, former member of the House ..... 986

Presented to the House the Honorable Lynn F. Battles, Sr., former member of the House ..... 1080

**WAUGH, JEWELL O.**—Representative Crawford-Monona Counties

Bills introduced — 39, 69, 76, 109, 150, 203, 214, 245, 270,  
311, 339, 374, 386, 392, 401, 443, 456, 503, 589, 653, 725.

Amendments filed .....346,  
433, 473, 492, 702, 902, 954, 1062, 1777, 2046, 2084, 2105, 2147, 2148

Amendments offered ..... 2084

Amendments withdrawn ..... 562

Committee appointments .....15, 16, 17, 23

Petitions presented .....69, 210, 1012, 1090, 1105, 1231, 1295

Resolutions offered .....518, 524, 640

Official delegate to attend funeral services for the Honorable Charles K. Sullivan ..... 359

Presented to the House the Honorable Julia E. Swearingen, Deputy State Treasurer for the State of Colorado ..... 986

**WAYS AND MEANS, COMMITTEE ON**—

Appointed ..... 17

Bills introduced — 121, 177, 197, 346, 406, 462, 505, 550, 551,  
570, 654, 684, 686, 733.

Amendments filed .....209, 701, 843, 2045

Amendments offered .....227, 912, 2089

Amendments withdrawn ..... 913

Reports .....489, 830, 843, 1021, 1285, 1579, 2045, 2125

**WELDEN, RICHARD W.**—Representative Franklin-Hardin Counties

Bills introduced — 4, 5, 11, 18, 19, 35, 38, 57, 69,  
98, 112, 117, 129, 189, 195, 253, 256, 265, 317, 401, 403,  
412, 415, 436, 255, 466 467, 491, 597, 712.

Amendments filed .....218, 309, 421, 435, 502, 522, 547, 699,  
720, 765, 776, 784, 863, 902, 955, 1006, 1025, 1119, 1475, 1476,  
1516, 1553, 1555, 1605, 1634, 1660, 1700, 1772, 1777, 1794, 1976, 2039, 2148

Amendments offered .....227,  
369, 515, 541, 776, 814, 1015, 1568, 1577, 1612, 1707, 1772, 1794, 2039

Amendments withdrawn ..... 515

Committee appointments .....  
.....15, 16, 17, 23, 49, 66, 695, 773, 1254, 1819, 2071

Petitions presented ..... 671

Reports .....1873, 1881, 2088

Resolutions offered .....841, 842, 2194

Subcommittee assignments ..... 94

**WELLS, JAMES D.—Representative Linn County**

Bills introduced — J. R.	13; 56, 58, 171, 204, 210, 212, 262, 271, 275, 310, 322, 333, 339, 361, 401, 407, 432, 435, 436, 443, 467, 492, 498, 510, 545, 607, 618, 634, 650, 664, 673.
Amendments filed .....	384, 423, 902, 939, 955, 1125, 1216, 1229, 1335, 2031, 2047
Amendments withdrawn .....	512
Committee appointments .....	15, 16, 23, 40, 178, 706
Petitions presented .....	89, 189, 221, 317, 973, 1458, 1760
Reports .....	802, 810
Presented to the House the Honorable Eldon L. Stroburg, former member of the House .....	730

**WILLITS, EARL M.—Representative Polk County**

Bills introduced — J. R.	7, 13; 111, 134, 204, 207, 216, 322, 360, 361, 362, 419, 432, 441, 471, 513, 514, 519, 536, 580, 581, 582, 633, 650.
Amendments filed .....	204, 219, 235, 247, 266, 398, 630, 667, 690, 697, 762, 784, 985, 1125, 1216, 1335, 1535, 1546, 1634, 1635, 1654, 1655, 1665, 1717, 2148, 2186
Amendments offered .....	204, 254, 394, 635, 697, 815, 1546, 1572, 1654, 1709, 2186
Amendments withdrawn .....	263, 780, 815, 1711
Committee appointments .....	16, 17, 23
Petitions presented .....	89, 155, 248, 317
Resolutions offered .....	774, 1004
Presented to the House Douglas Freeman of Des Moines, his legislative intern for this session .....	1500

**WINKELMAN, WILLIAM P.—Representative Calhoun-Sac Counties**

Bills introduced — J. R.	6; 10, 29, 30, 61, 69, 73, 100, 195, 213, 305, 309, 396, 401, 470, 492, 510, 571, 612, 712, 725.
Amendments filed .....	125, 346, 490, 744, 839, 845, 853, 903, 954, 955, 970, 1062, 1154, 1268, 1401, 1429, 1472, 1777
Amendments offered .....	146, 744, 839, 853, 894, 1429, 1472
Amendments withdrawn .....	853
Committee appointments .....	15, 16, 17, 23, 24
Petitions presented .....	1585, 1668, 1702, 1719, 1759
Reports .....	24
Presented to the House the Honorable Dwight W. Meyer, former member of the House .....	847
Presented to the House Mary Whitely, his legislative intern for this session .....	1500

**WIRTZ, JAMES E.—Representative Palo Alto-Pocahontas Counties**

Bills introduced —	150, 195, 249, 435, 466, 485, 510, 518, 571, 725.
Amendments filed .....	903, 940, 954, 1062, 1268, 1477, 2149
Committee appointments .....	15, 16, 23, 773
Petitions presented .....	221, 406, 771, 2002
Resolutions offered .....	576
Presented to the House the Honorable Edward Norland, former member of the House .....	1536

**WYCKOFF, RUSSELL L.—Representative Benton-Black Hawk Counties**

Bills introduced — J. R.	13; 195, 226, 246, 262, 322, 352, 401, 432, 435, 510, 568, 579, 589, 610, 634, 638, 656, 725.
Amendments filed .....	346, 700, 902, 970, 1125, 1216, 1335, 1777, 1778, 2031, 2105, 2148
Committee appointments .....	15, 16, 23
Petitions presented .....	248, 249, 300, 328, 474, 508, 646, 906, 1379
Resolutions presented .....	321, 1004